

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Miscellaneous Appeal No. 3046/2025

Cholamandalam MS General Insurance Company Ltd., Dare House II Floor-2 NSC Bose Road Chennai Pin Code 600001 (Insurance Company)

----Appellant

Versus

1. Rajubai W/o Nandkishore @ Kishore, R/o Village Akhakhedi, Tehsil Chhipabarod, District Baran, Rajasthan
2. Chotulal @ Surendra S/o Devlal, R/o Village Akhakhedi, Tehsil Chhipabarod, District Baran, Rajasthan (Driver Vehicle)
3. Radheshyam S/o Chhitarlal, R/o Village Akhakhedi, Tehsil Chhipabarod, District Baran, Rajasthan (Vehicle Owner)

----Respondents

For Appellant : Mr. Chanderdeep Singh Jodha, Adv.

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

13/11/2025

1. Learned counsel for the appellant prays that the appellant is ready to deposit the entire decretal amount along with the interest and prays that the effect and operation of the judgment and award dated 08.04.2025 passed by learned Motor Accident Claims Tribunal, Chabbra, District Baran in MAC Case No.67/2015 be stayed.
2. Heard learned counsel for the appellant.
3. Issue notice to the respondents, by both modes i.e., by ordinary course as well as registered post, returnable within six weeks. Requisites be filed within a period of one week.

4. The appellant is directed to deposit entire decretal amount along with the interest as awarded vide impugned judgment and award dated 08.04.2025, with learned Tribunal within a period of four weeks from today.
5. On deposition of the said amount by the appellant within the said period, the effect and operation of the impugned judgment and award dated 08.04.2025 passed by learned Motor Accident Claims Tribunal, Chabbra, District Baran in MAC Case No.67/2015 shall remain stayed, till further order of this Court. The decretal amount so deposited by the appellant - Insurance Company shall be kept in F.D.R. initially for a period of one year in a Nationalized Bank and this amount shall not be disbursed without further order of this Court.
6. List the matter after six weeks.
7. The respondents-claimants shall be at liberty to file an application for disbursement of the amount so deposited by the appellant - Insurance Company.

(ASHUTOSH KUMAR),J