

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Miscellaneous Appeal No. 2905/2026

URN: CMA / 5222U / 2026

National Insurance Company Limited, Divisional Office, 9 A-B Jhalawar Road, Kota, Rajasthan, Through Regional Office, Bima Bhawan, 3Rd To 5Th Floor, Nbcc Center, Jyoti Nagar, Sahakar Marg, Jaipur (Raj.)

(Insurance Company Of Vehicle Motorcycle No. Rj 08/B.s.- 5345)

----Appellant/Non Claimant Company

Versus

1. Jagdeesh S/o Seva, Aged About 43 Years, R/o Village Nehadi, Tehsil Hindoli, District Bundi (Raj.)

2. Bhanwarlal S/o Seva, Aged About 33 Years, R/o Village Nehadi, Tehsil Hindoli, District Bundi (Raj.)

----Respondents/Claimants

3. Prakash Chand S/o Ramlal, R/o Village Nehadi, Tehsil Hindoli, District Bundi (Raj.) (Vehicle Driver And Owner-Motorcycle No. Rj-08/bs-5345)

----Respondent/Non Claimant

For Appellant(s) : Mr. Rajeev Bhushan with
Ms. Ritu Bansal

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

14/07/2026

Learned counsel appearing on behalf of the appellant-Insurance Company submits that in this matter no FIR has been lodged by the claimant-respondents and the incident has not been investigated by the police. Learned counsel further submits that on account of death of one- Seva Gurjar due to collusion by the driver and owner of the offending vehicle, the claimant-respondents preferred the claim petition before the learned

Tribunal, whereby, vide judgment and award dated 06.04.2026 the learned tribunal allowed the claim petition and awarded an amount of Rs.5,00,000/- against the appellant-Insurance Company. Therefore, it is prayed that the effect and operation of the impugned award be stayed till pendency of this appeal.

The matter requires consideration.

Issue notice to the respondents by both modes i.e. by ordinary course as well as by registered post, returnable within eight weeks. Requisites be filed within a period of one week.

Heard on stay application No. 3004/2026.

In the meanwhile, the effect and operation of the impugned judgment and award dated 06.04.2026 passed by Motor Accident Claims Tribunal No.1, Bundi shall remain stayed.

Accordingly, stay application No. 3004/2026 stands disposed of.

Record of the Court below be summoned.

List the matter after eight weeks.

(ASHUTOSH KUMAR),J