

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Miscellaneous Appeal No. 2839/2026

URN: CMA / 5146U / 2026

Tata A.i.g. General Insurance Company Limited, Second Floor,
Building No. 235/10 City Power House Ke Samne, Jaipur Road,
Ajmer, At Present Having Its Office At C-101 To 103, First Floor,
Fortune Heights, Subhash Marg, C-Scheme, Jaipur, Rajasthan,
Through Its Authorized Signatory. (Insurer Of Motor Cycle No.
Rj-42-Se-9883)

----Appellant-Non Claimant

Versus

1. Mukesh Kumar Sikligar @ Sonu S/o Late Shri Balkishan,
Aged About 38 Years, Through Wife Smt. Renu Panchal
(Sikligar) W/o Shri Mukesh Kumar Sikligar, Resident Of
Untda Road, Krishanapuri Madanganj- Kishangarh,
District Ajmer.

----Claimant-Respondent

2. Ramgopal S/o Shri Laxmi Narayan, Resident Of Regran
Mohalla, Naya Shahar, Kishangarh, District Ajmer. (Driver
Of Motor Cycle No. Rj-42-Se-9883)
3. Nand Kishore S/o Shri Rameshwar Gehlot, Resident Of
Mali Mohalla, Naya Shahar, Kishangarh, District Ajmer.
(Owner Of Motor Cycle No. Rj-42-Se-9883)

----Respondents-Non Claimant

For Appellant(s) : Mr. Rizwan Ahmed

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

Order

14/07/2026

1. The present civil miscellaneous appeal has been filed by the
appellant-Insurance Company against the judgment and award
dated 30.04.2026 passed by learned Motor Accident Claims
Tribunal, Kishangarh, District Ajmer (hereinafter referred to as the
learned 'Tribunal') in Claim Case No. 89/2021, whereby, the claim

petition has been allowed and an award of Rs.24,41,155/- along with the interest @ 6 % per annum has been passed in favour of the claimant(s)-respondent(s).

2. Learned counsel appearing on behalf of the appellant-Insurance Company prays that the effect and operation of the impugned judgment and award dated 30.04.2026 passed by the learned Tribunal be stayed, till the pendency of the appeal.

3. The matter requires consideration.

4. Issue notice to respondents by both modes i.e., by ordinary process as well as by registered post, returnable within eight weeks. Requisites be filed within one week.

5. Heard on Stay Application No.2951/2026.

6. The appellant-Insurance Company is directed to deposit the entire decretal amount, excluding the amount already deposited, if any, along with the interest as awarded vide impugned judgment and award dated 30.04.2026, with learned Motor Accident Claims Tribunal, Kishangarh, District Ajmer within a period of four weeks from today.

7. If the amount is so deposited by the appellant-Insurance Company within the stipulated period, then the effect and operation of the impugned judgment and award dated 30.04.2026 passed by learned Motor Accident Claims Tribunal, Kishangarh, District Ajmer shall remain stayed, till pendency of the appeal.

8. On depositing the said amount by the appellant-Insurance Company, the learned Tribunal is directed to disburse 50% of the amount, so deposited, in favour of the claimant(s)-respondent(s) in terms of the award on an undertaking by the

claimant(s)-respondent(s) that in case, appeal of the appellant-Insurance Company succeeds, the claimant(s)-respondent(s) shall repay the amount, so received, along with interest @ 6% per annum. Remaining 50% of the award amount shall be kept in F.D.R. initially, for a period of one year in the Nationalized Bank, which would be renewed from time to time and this amount shall not be disbursed without further order of this Court.

9. Accordingly, Stay Application No. 2951/2026 stands disposed of.
10. List the matter after eight weeks.
11. In the meanwhile, record of the Court below be summoned.

(ASHUTOSH KUMAR),J