

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Miscellaneous Appeal No. 2135/2022

The Oriental Insurance Company Limited,

----Appellant

Versus

Smt. Poonam Khandelwal W/o Late Shri Praveen Khandelwal and
Ors.

----Respondents

For Appellant(s)	:	Mr. Vimal Sharma, Advocate
For Respondent(s)	:	Mr. Shiv Charan Gupta, Advocate

HON'BLE MR. JUSTICE PRAKASH GUPTA

Order

31/08/2022

Heard.

Issue notice to the respondents, returnable by
30.09.2022.

Mr. Shiv Charan Gupta, Advocate accepts notice on
behalf of respondent Nos.1 to 4, hence notice need not be issued
to them.

Name of Mr. Shiv Charan Gupta, Advocate be shown in
the cause list.

Necessary steps be taken within a week.

Call for the record of the court below.

In the meantime, operation/execution of the impugned
judgment and award dated 27.04.2022 passed by the Motor
Accident Claims Tribunal No.2 (Additional District & Sessions
Judge), Beawar, District Ajmer (for short, 'the Tribunal') is stayed
on the condition that the appellant shall deposit the entire award
amount within one month with the Tribunal. On such deposit being

made, the claimants shall be at liberty to withdraw 50% out of the said amount on their furnishing an undertaking on oath to the effect that if the appellant ultimately succeeds in the appeal, the said amount shall be refunded with interest @ 6% per annum from the date of withdrawal till refund. The remaining 50% of the amount be invested in the FDR in a nationalised bank initially for a period of one year which shall be renewed from time to time.

(PRAKASH GUPTA),J

KuD/MR/4



सत्यमेव जयते