

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Miscellaneous Appeal No. 4780/2024

The Oriental Insurance Company Limited

----Appellant

Versus

Smt. Mamta Kanwar W/o Late Shri Narpat Singh

----Respondent

For Appellant(s) : Mr. Ajay Kumar Tanenia

For Respondent(s) :

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

22/11/2024

1. Aggrieved from judgment and award dated 29.08.2024 in claim case No.592/2017 passed by learned Judge, MACT and EC Act Cases, Jaipur Metro, instant civil misc. appeal is preferred by appellant non-claimant insurance company on ground of involvement of vehicle and also on quantum.
2. Learned counsel for appellant submitted that for incident of 31.07.2017, FIR was registered on next day against Alto Car No.RJ14CB2467 but police has falsely implicated a Fiat Car RJ14CR2467 and filed charge-sheet against driver of Fiat Car. He further submitted that deceased was a police constable and the Tribunal while considering the claim has not deducted the amount received as ex-gratia and other benefits.
3. Having considered the submission and on perusal of material placed on record, issue notice to respondent No.1 to 6.
4. Additional set be sent through registered speed post.
5. Call for record.



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6. Considered stay application.
7. The effect and operation of award dated 29.08.2024 shall remain stayed till next date of hearing.
8. List in March, 2025.

(ASHOK KUMAR JAIN),J

PREETI VALECHA /26