

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE TENTH DAY OF MARCH,
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE DR JUSTICE K MANMADHA RAO

IA No. 2 OF 2023

IN

MACMA NO: 73 OF 2023



Between:

The Oriental Insurance Company Ltd, Rep. by it's Deputy Manger, T.P Hub,
Guttikonda Zoom Plaza, Near Vinayak theatre, Ring Road, Vijayawada-10

...Appellant/3rd Respondent

(Petitioner in MACMA 73 OF 2023
on the file of High Court)

AND

1. Jogi Siva Krishna, S/o Rama Rao, Age 35 years Occ Transport Driver, R/o
D.No.6-10, kattavaripalem, Yanamadurru Village, Bhimavaram Mandal, West
Godavati District. ...Respondent/Petitioner

2. Chadalawada Suresh Babu,, S/o Hanumanthu Rao, Age 42 years, Occ Driver
of Vignan School Bus bearing No.AP 37 TF 0604, Rio Alamapuram Village,
Christianpeta, pentapadu Mandal, West Godhavari district.

3. M/s. Vignan educational Society, rep by .G. Lakshmi Narayana, Occ owner of
Vignan School Bus bearing No.AP 37 TF 0604, RJo Alamapuram Village,
Pentapadu mandal, W.G.District.

(Respondent No.2 & 3 herein remain exparte before the Tribunal)

...Respondents/Respondents
(Respondents in-do-)

Counsel for the Petitioner :

SRI V.RAGHU

Counsel for the Respondent :

Petition under Order XLI Rule 5 of CPC is filed praying that in the
circumstances stated in the affidavit filed in support of the petition, the High Court
may be pleased to stay all further proceedings of the Judgment and Decree dated
27-06-2022 passed in M.V.O.P No.64 of 2018 on the file of the Chairman Motor
Vehicle Accidents Claims Tribunal- Cum- III Additional. District & sessions Judge,
Bhimavaram or else the deponent herein will be put to irreparable loss and hardship,
pending disposal of MACMA No.73 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show
cause as to why this application should not be complied with, made the following
order.(The receipt of this order will be deemed to be the receipt of notice in the
case).

ORDER:

“There shall be stay of all further proceedings pursuant to the order and
decree dated 27.06.2022 passed in M.V.O.P.No.64 of 2018 on the file of the
Motor Accident Claims Tribunal-cum-III Additional District and Sessions

Judge, Bhimavaram, subject to the condition of the petitioner/appellant depositing 50% of the compensation amount, including interest and costs, within a period of eight (08) weeks from today to the credit of the M.V.O.P., failing which, the interim order stands vacated automatically."

//TRUE COPY//

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

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SECTION OFFICER

To,

1. The Chairman Motor Vehicle Accidents Claims Tribunal- Cum - III Additional. District & sessions Judge, Bhimavaram
2. Jogi Siva Krishna, S/o Rama Rao, R/o D.No.6-10, kattavaripalem, Yanamadurru Village, Bhimavaram Mandal, West Godavati District. (By RPAD)
3. One CC to Sri. V.Raghu, Advocate [OPUC]
4. One spare copy

MM



HIGH COURT

DRKMRJ

DATED:10/03/2023

NOTE: POST ON 05.05.2023

ORDER

IA No. 2 OF 2023
IN
MACMA NO: 73 OF 2023

STAY

