

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI ✓
TUESDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE
:PRESENT:
THE HONOURABLE JUSTICE DR V R K KRUPA SAGAR



IA No. 3 OF 2023
IN
MACMA NO: 233 OF 2023

Between:

Bajaj Allianz General Insurance Co Ltd., represented by its Manager, Ge
Plaza, Airport Road, Yerwada, Pune-411006

...Petitioner/Appellant ✓

AND

1. Adluri China Ankalu, S/o Yallamanda, Hindu, aged 56 years, R/o Karalapadu Village, Piduguralla Mandal, Guntur District. ✓
2. Adluri Dhana Lakshmi, W/o China Ankalu, Hindu, aged 51 years, R/o Karalapadu Village, Piduguralla Mandal, Guntur District. ✓
3. Thodeti Kiran, S/o Sambaiah, D.No. 1-253/6-38, Petasannegandla Village, Karampudi Mandal, Guntur District. (Owner of Auto No. AP 07 TD 0510). ✓

...Respondents

Counsel for the Petitioner: SMT. T V SRI DEVI

Counsel for the Respondents: - - -

Petition under order 41 rule 5 of CPC r/w Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of Order and Decree dt 26.09.2022 in M.V.O.P.No. 14 of 2016 before the Chairperson, Motor Vehicles Accidents Claims Tribunal-Cum- X Additional District Judge, Gurazala, pending disposal of MACMA No. 233 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). The Court made the following

ORDER:

"Heard the learned counsel. Perused the record. Having regard to the facts, submissions and the issues raised for consideration in the grounds of appeal, which require a detailed examination, there shall be interim stay of execution of the Order and decree, dated 26.09.2022, passed in M.V.O.P.No.14 of 2016 on the file of the Chair person, Motor Accident Claims Tribunal-cum - X- Addl.District Judge, Gurazala, subject to the condition that the appellant/Bajaj Allianz General Insurance Co. Ltd., Yerwada, Pune shall

deposit 50% of the entire decretal amount with proportionate interest and costs within a period of eight (8) weeks from today. ✓

On such deposit, respondent Nos.1 and 2/claimants are permitted to withdraw the compensation in terms of the decree with proportionate interest and costs by following the procedure established by law, however, without prejudice to the rights and contentions of both the parties in the appeal.

Notice. ✓

List the matter after eight (8) weeks." ✓

Sd/- M. PRABAKAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

10
SECTION OFFICER

To,

1. The Chair person, Motor Accident Claims Tribunal-cum - X- Addl.District Judge, Gurazala ✓
2. Adluri China Ankalu, S/o Yallamanda, Hindu, aged 56 years, R/o Karalapadu Village, Piduguralla Mandal, Guntur District. ✓
3. Adluri Dhana Lakshmi, W/o China Ankalu, Hindu, aged 51 years, R/o Karalapadu Village, Piduguralla Mandal, Guntur District.
4. Thodeti Kiran, S/o Sambaiah, D.No. 1-253/6-38, Petasannegandla Village, Karampudi Mandal, Guntur District. (Owner of Auto No. AP 07 TD 0510). (Addreeses 2 to 4 By RPAD)
5. One CC to SRI. T V SRI DEVI Advocate [OPUC]
6. One spare copy

npc

HIGH COURT

DR VRKKSJ

DATED:13/06/2023

LIST THE MATTER AFTER EIGHT WEEKS

ORDER

I.A.NO.3 OF 2023
IN
MACMA.No.233 of 2023

DIRECTION

