

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

WEDNESDAY, THE 15TH DAY OF JULY, 2026

: PRESENT:

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

AND

THE HONOURABLE SRI JUSTICE SUBHENDU SAMANTA

MOTOR ACCIDENT CIVIL MISCELLANEOUS APPEAL NO: 252 OF 2026

Between:

Chola MS General Insurance Company Ltd., Represented by its Branch Manager, Branch Office, D.No.39/622-80, Ground Floor, Near APSRTC Bus Stand, Maruti Nagar, Railway station Road, Kadapa, YSR Kadapa District.

Appellant/3rd Respondent

AND

1. Boyapati Prameela, W/o Late Vijaya Sankar Naidu, Hindu, Aged 37 years, Occ:. Housewife, R/o.D.No.38/105-3, Tirupathi Naidu Colony, Rayachoty mandal, YSR Kadapa District-516 269.
2. Boyapati Ashok Kumar Naidu, S/o Late Vijaya Sankar Naidu, Hindu, Aged 27 years, Occ: Student, R/o. D.No.38/105-3, Tirupathi Naidu Colony, Rayachoty mandal, YSR Kadapa District-516 269.
3. Boyapati Hari Prasad Naidu, S/o Late Vijaya Sankar Naidu, Hindu, Aged. 23 years, Occ: Student, R/o. D.No.38/105-3, Tirupathi Naidu Colony, Rayachoty mandal, YSR Kadapa District-516 269.
4. Boyapati Reddamma, W/o late Chinnappa Naidu, Hindu, Aged 70 years, Occ: Housewife, R/o. D.No.38/105-3, Tirupathi Naidu Colony, Rayachoty mandal, YSR Kadapa District-516 269.



5. S.Jabeebulla, S/o Kareem Basha, Hindu, aged. 25 Years, Occ: Driver of Car bearing No.AP 21 BK 6345, R/o. D.No.10/30, Raja Street, Nandikotkuru, Kurnool District-518 401.
6. N.Syamala Devi, W/o GAS Rajendra, Hindu, aged. 45 Years, Occ: Owner of Car bearing No.AP 21 BK 6345, R/o. D.No.49-50-229, Sai Ram Nagar, C.Camp, Kurnool, Kurnool District-518 003.

Respondents

Appeal filed under Order 173 of Motor Vehicle Act against the Order and Decree dated 5-11-2025 in M.V.O.P.No.77 of 2020 on the file of Motor Accidents Claims Tribunal-cum-V Additional District Judge, at Rayachoty

IA NO: 2 OF 2026

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 operation of decree and judgment dated 5-11-2025 in M.V.O.P.No.77 of 2020 on the file of Motor Accidents Claims Tribunal-cum-V Additional District Judge, at Rayachoty, Pending disposal of MACMA No.252 of 2026, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri Harinath Reddy Soma, Advocate for the Appellant, and of M/s Gutha Jahnavi, Advocate for the Respondent Nos. 1 to 4, the Court made the following.

ORDER

Heard the learned counsel for the appellant and the learned counsel for the respondents.

This appeal arises against the order in M.V.O.P.No.77 of 2020 on the file of Motor Accidents Claims Tribunal-Cum-V Additional District Judge, Rayachoty dated 05.11.2025 awarding compensation of Rs.65,77,163/- with interest @ 7.5 % per annum from the date of petition till the date of deposit along with the other directions as detailed therein.

For the purpose of consideration of this appeal, the same is admitted directing the appellant to deposit 50% of the awarded compensation amount to the credit of the above said M.V.O.P. within a period of six (06) weeks from today. On such deposit, the respondents/claimants are entitled to withdraw the same in proportionality as fixed by the Tribunal below without furnishing any security. Subject to the above said deposit, the further proceedings in the M.V.O.P. are stayed, pending further orders. In default of complying with the above said direction, within the stipulated time, the interim protection granted by this Court stands automatically vacated.

List on 04.09.2026.

//TRUE COPY//

SD/- J.GAYATRI DEVI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Motor Accidents Claims Tribunal-cum-V Additional District Judge, at Rayachoty
2. Boyapati Prameela, W/o Late Vijaya Sankar Naidu, Hindu, Aged 37 years, Occ.: Housewife, R/o.D.No.38/105-3, Tirupathi Naidu Colony, Rayachoty mandal, YSR Kadapa District-516 269.

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8. One CC to Sri Harinath Reddy Soma, Advocate [OPUC]
9. One CC to M/s. Gutha Jahnavi, Advocate [OPUC]
10. One spare copy

HIGH COURT

BKM, J

&

SS, J

DATED: 15/07/2026

LIST ON 04.09.2026

ORDER

MACMA.NO.252 OF 2026

INTERIM DIRECTION

