

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
TUESDAY, THE ELEVENTH DAY OF JULY  
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE JUSTICE DR V R K KRUPA SAGAR

IA No. 2 OF 2023

IN

MACMA NO: 325 OF 2023

Between:

Shriram General Insurance Company Limited, Rep by its Manager, B-8.  
RIICO Industrial Area, Sitapura. Jaipur, Rajasthan- 302 022

...Petitioner/Appellant

(Petitioner in MACMA 325 OF 2023  
on the file of High Court)

AND

1. Alla Venkata Reddy, S/o. Viswanadha Reddy, Hindu, aged 36 years, R/o. Srinagar Ramapuram, Piduguralla (M), Guntur (Dt), Gurazala
2. Shaik Khasim, S/o. Subhani, Muslim, R/o. Near petrol Bunk, West Ibrahimpatnam (V and M) Krishna (Dt), (Driver of Lorry No. AP 16 TX 6716,)
3. Jasthi Neelima Devi, W/o. Pardha Saradhi, D.No 20-41-2, 5m Floor, Uma Maheswari towers, Ibrahimpatnam (V and M), Krishna (Dt.) Owner of Lorry No. AP 16 TX 6716.

[Respondent No.2 is not necessary party]

...Respondents

(Respondents in-do-)

Counsel for the Petitioner:

SMT. A JAYANTHI

Counsel for the Respondent No.1:

SRI HABIBULLA SHAIK

Petition under Order XLI Rule 5(1) of 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 all further proceedings dated 31.01.2023 passed in M.V.O.P No. 33 of 2016 on the file of the Chairperson, Motor Vehicles Accidents Claims Tribunal - Cum- X Additional District Judge, Gurazala, including execution proceedings, pending disposal of MACMA No. 325 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 for appellant/Insurance Company and learned counsel for claimant/respondent No.1. 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 31.01.2023, passed in M.V.O.P.No.33 of 2016 on the file of Chairman, Motor Accident Claims Tribunal - cum- X Additional District Judge, Gurazala subject to the condition that the appellant/Shriram General Insurance Company Limited, Jaipur, Rajasthan 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 No.1 /claimant No.1 is permitted to withdraw 50% of 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."

Sd/- T. MADHAVI  
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. The Chairman, Motor Vehicles Accidents Claims Tribunal -Cum- X Additional District Judge, Gurazala
2. Alla Venkata Reddy, S/o. Viswanadha Reddy, Hindu, aged 36 years, R/o. Srinagar Ramapuram, Piduguralla (M), Guntur (Dt), Gurazala
3. Jasthi Neelima Devi, W/o. Pardha Saradhi, D.No 20-41-2, 5m Floor, Uma Maheswari towers, Ibrahimpatnam (V and M), Krishna (Dt.) Owner of Lorry No. AP 16 TX 6716. (Addresses 2 & 3 By RPAD)
4. One CC to SMT. A JAYANTHI Advocate [OPUC]
5. One CC to SRI. HABIBULLA SHAIK Advocate [OPUC]
6. One spare copy

npc



HIGH COURT

DR VRKSJ

DATED:11/07/2023

LIST THE MATTER ON 8.9.2023

ORDER

I.A.NO.2 OF 2023  
IN  
MACMA.No.325 of 2023

INTERIM STAY

