

**HIGH COURT OF ANDHRA PRADESH :: AMARAVATI**

**MAIN CASE: M.A.C.M.A No.454 of 2024**

**09**

**PROCEEDING SHEET**

| <b>Sl. No.</b> | <b>DATE</b> | <b>ORDER</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <b>OFFICE NOTE</b> |
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| 01.            | 18.07.2024  | <p><b><u>BSB,J</u></b></p> <p><b><u>I.A.No.1 of 2024</u></b></p> <p>Heard the learned counsel for the petitioner.</p> <p>Delay of 94 days in representing the main appeal is condoned.</p> <p>Accordingly the petition is allowed.</p> <p><b><u>I.A.No.2 of 2024</u></b></p> <p>This application is filed to grant stay of execution of the award and decree dated 29.01.2024 passed in M.V.O.P.No.297 of 2018 on the file of Court of Motor Accidents Claims Tribunal (VIII Additional District Court), Ongole.</p> <p>Heard the learned counsel for the appellant/respondent No.2.</p> <p>The learned counsel for the petitioner submitted that the tribunal though observed that the deceased was unauthorized passenger in a goods vehicle, erroneously awarded compensation and further that the driver of the insured vehicle has not possessed a valid license. It is also submitted that the compensation was awarded under Section 163-A of the Motor Vehicles Act, by adopting the multiplier method. She further submitted that no pay and recovery is also ordered.</p> |                    |

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|  |  | <p>Considering the facts and circumstances of this case and the arguments advanced, interim stay is granted on the condition that the appellant/respondent shall deposit 50% of the awarded amount as per the decree within eight (08) weeks from the date of this Order, failing which, the interim stay granted gets vacated without any further orders.</p> <p style="text-align: center;"><b><u>M.A.C.M.A No.454 of 2024</u></b></p> <p style="text-align: center;">Issue notice to respondents</p> <p style="text-align: center;">The learned counsel for the petitioner is permitted to take out personal service of notice to the respondents through registered post with acknowledgement due and file proof thereof.</p> <p style="text-align: center;">Post on 22.08.2024.</p> <p style="text-align: right;"><b><u>B S BHANUMATHI, J</u></b></p> <p>Ksj</p> |  |
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