

[3558]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL

TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

AND

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

IA No. 1 OF 2026

IN

MACMA NO: 250 OF 2026

Between:

M/s The Oriental Insurance Company Ltd., Rep.by its Divisional
Manager, Near Vinayaka Theatre, Eluru Road, Vijayawada.

...Petitioner/Appellant

(Petitioner in MACMA 250 OF 2026

on the file of High Court)

AND

1. Nagavarapu Vijaya Lakshmi, W/o.Sai Kumar, Hindu,aged about 22 years, R/o.D.No.41-28/2-26,Ranigarithota Krishnalanka,Vijayawada Urban, Vijayawada Krishna District, Andra Pradesh-520013.
2. Nagavarapu Tanvi, D/o.Sai Kumar, aged about 11 Months, R/o.D.No.41-28/2-26,Ranigarithota, Krishnalanka,Vijayawada Urban, Vijayawada Krishna District Andra Pradesh-520013.
3. Nagavarapu Durga Rao, S/o.Vera Swami, Hindu,aged about 58 years, R/o.D.No.41-28/2-26,Ranigarithota, Krishnalanka,Vijayawada Urban, Vijayawada Krishna District, Andra Pradesh-520013.
4. Nagavarapu Durga, W/o.Durga Rao, Hindu, aged about 49 years, R/o.D.No.41-28/2-26,Ranigarithota, Krishnalanka,Vijayawada Urban, Vijayawada Krishna District, Andra Pradesh-520013.

[CLAIMANTS]

5. Sahun Khan, S/o. Yadinu Khan, Muslim, Age not known, R/o. Kharane, Th-Tijara, Alward Guards. (Driver of the Crime Vehicle lorry bearing No.NL01 N 8138).
6. Delhi Gujarat Fleet Carrier Pvt.Ltd., D.No. 1-43, SivajiNagar, Gurgaon-Delhi-122001. (Owner of the Crime Vehicle lorry bearing No.NL01N 8138). **(Notices to Respondent Nos.5 and 6 are not necessary)**

...Respondents/Respondents

(Respondents in-do-)

Counsel for the Petitioner :SRI KRISHNANAND VADAKATTU

Counsel for the Respondent Nos.1 to 4 :SRI MUTYALA SOBHANADRI NAIDU

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay of all further proceedings in Pursuance of the order and the decree dt.04-11-2025 passed in M.V.O.P.No.62 of 2021 on the file of The Mact-Cum-VIII Additional District & Sessions Judge, at Vijayawada, Pending disposal of MACMA No. 250 of 2026, 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 execution of the Award and Decree dated 04.11.2025 passed in M.V.O.P.No.62 of 2021 on the file of the Chairman, Motor Accidents Claims Tribunal-cum-VIII Additional District & Sessions Judge, Vijayawada, on condition of the applicant/appellant depositing half of the award amount along with accrued interest thereon and costs of the petition before the Tribunal, within a period of four weeks from the date of this order, failing which the order of stay stands vacated without any further reference to the Court. On such deposit, respondent Nos.1, 3

and 4/claimants are permitted to withdraw the said amount as per the proportionate shares ordered in the Award passed by the Tribunal on furnishing personal security or third party security before the Tribunal. The share of compensation of respondent No.2, who is a minor, shall not be withdrawn.

//TRUE COPY//

For

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR
NB
SECTION OFFICER

To,

1. The Chairman, Mact-Cum-VIII Additional District & Sessions Judge, at Vijayawada
 2. Nagavarapu Vijaya Lakshmi, W/o.Sai Kumar, Hindu,aged about 22 years, R/o.D.No.41-28/2-26,Ranigarithota Krishnalanka,Vijayawada Urban, Vijayawada Krishna District, Andra Pradesh-520013.
 3. Nagavarapu Tanvi, D/o.Sai Kumar, aged about 11 Months, R/o.D.No.41-28/2-26,Ranigarithota, Krishnalanka,Vijayawada Urban, Vijayawada Krishna District Andra Pradesh-520013.
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 5. Nagavarapu Durga, W/o.Durga Rao, Hindu, aged about 49 years, R/o.D.No.41-28/2-26,Ranigarithota, Krishnalanka,Vijayawada Urban, Vijayawada Krishna District, Andra Pradesh-520013. (Addressee Nos.2 to 5 By RPAD)
 6. One CC to SRI. KRISHNANAND VADAKATTU Advocate [OPUC] ✓
 7. One CC to SRI. MUTYALA SOBHANADRI NAIDU Advocate [OPUC] ✓
 8. Two spare copies
- KJ

HIGH COURT

**CMR,J &
GTK,J**

DATED:22/04/2026

LIST THE MATTER ON 17.06.2026

ORDER

IA No. 1 OF 2026

IN

MACMA.No.250 of 2026

DIRECTION

