

HIGH COURT OF ANDHRA PRADESH :: AMARAVATHI

MAIN CASE NO: M.A.C.M.A.No.989 of 2016
PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
9.	10.04.2025	<u>AHHS, J</u> Notice on Respondent No.5 / K. Ramachandra Reddy in this appeal is not served but it was taken as deemed service at interlocutory stage in MACMA M.P.No.1510 of 2011 observing that addressee is not available in the address available on the record. The defence of the appellant-Insurance Company is that the Privity of Contract is not there with Respondent No.1 and there is violation of conditions of Insurance Policy. Policy was issued in the name of Sri K. Vamadeva Reddy, whereas, Respondent No.1 is K. Rama Chandra Reddy. Policy running with the vehicle is one legal aspect. If the contention of the appellant Insurance Company is to be accepted that there is violation, the liability will be on the owner.	

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		Among K. Ramachandra Reddy and K. Vamadeva Reddy, who is the proper and registered owner at relevant time is question require proper answer with tenable evidence. Imposing liability on either of these persons require their presence is the <i>prima facie</i> view. Therefore, whether the proceedings in the absence of the registered owner are proper and who is the registered owner and what shall be the liability of the owner of the offending vehicle, in the event of breach of conditions of policy is a legal aspect required detailed examination. Whether the present scope of appeal with the material available on record is sufficient to examine the said aspect require examination with the assistance of the learned counsels on record on both sides. Therefore, on the aspects of violation of conditions of policy for want of proper driving licence and sufficiency of driving licence to the driver of Light Motor Vehicle for driving motor	

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		cycle with gear and also necessity of presence of the owner and who is the registered owner, further hearing is found necessary which aspects are not been addressed. Therefore, matter is reopened for hearing on the said legal aspects. Post the matter on 02.05.2025 under the caption 'for further hearing'. AHHS, J Knr	