

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE EIGHTH DAY OF DECEMBER,
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE DR JUSTICE K MANMADHA RAO

IA No. 2 OF 2023

IN

MACMA NO: 157 OF 2023



Between:

1. Unukuri Asiramma, W/o Yesuratnam, Aged 46 years, resident of Door No.2-141/1, Drivers Colony. Gokavaram. E.G. District
2. Unukuri Pushpalatha, D/o Yesuratnam., Aged 28 years. resident of Door No.2-141/1. Drivers Colony, Gokavaram, E.G. District

...Petitioners

Respondents 1 & 2

(Petitioner in MACMA 157 OF 2023
on the file of High Court)

AND

1. The New India Assurance Company Limited, Represented by its Manager, Divisional Office, Kotipalli Bus Stand, Innispeta, Rajamahendravaram.

...Respondent/Appellant

2. Unukuri Krishna Murthy, S/o Yesuratnam. Aged 33 years. Driver of Van bearing No.AP37 TE 6339, resident of Door No. 1-141/3, Sanjeevayya Nagar, Gokavaram. E.G. District
3. Unukuri Yesuratnam Allyas Ratnam, S/o Krishna Murthy, Aged 50 years. resident of Door No.1-141/3, Sanjeevayya Nagar, Gokavaram. E.G. District

...Respondents 2 & 3/Respondents 3 & 4
(Respondents in-do-)

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to permit the petitioners to withdraw the amount deposited to the credit of M.V.O.P. No. 273 of 2019 on the file of Court of Motor Vehicles Accidents Claims Tribunal -cum 1 Additional District Judge at Rajamahendravaram pursuant to the interim order passed by this Hon'ble Court in I.A. No.1 of 2023 in M.A.C.M.A. No. 157 of 2023 dt. 13/4/2023, pending disposal of MACMA No.157 of 2023, on the file of the High Court.

IA No. 1 OF 2023:

Between:

The New India Assurance Company Limited, Represented by its Manager,

Appellant/Respondent No.3

AND

1. Unukuri Asiramma, W/o Yesuratnam, Aged 46 years, resident of Door No.2-141/1, Drivers Colony. Gokavaram. E.G. District
2. Unukuri Pushpalatha, D/o Yesuratnam., Aged 28 years. resident of Door No.2-141/1. Drivers Colony, Gokavaram, E.G. District

Respondents/Petitioners

3. Unukuri Krishna Murthy, S/o Yesuratnam. Aged 33 years. Driver of Van bearing No.AP37 TE 6339, resident of Door No. 1-141/3, Sanjeevayya Nagar, Gokavaram. E.G. District
4. Unukuri Yesuratnam Allyas Ratnam, S/o Krishna Murthy, Aged 50 years. resident of Door No.1-141/3, Sanjeevayya Nagar, Gokavaram. E.G. District

Respondent/Respondents/Respondents

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in MVOP NO 273 of 2019 on the file of Chairman Motor Accidents Claims Tribunal -Cum I Addl. District & Sessions Judge, Rajamahendravaram, pending disposal of MACMA No.157 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated 13.04.2023 made herein and upon hearing the arguments of Sri M.V.Vijay Aditya Reddy, Advocate for the Petitioners and Sri B Parameswara Rao, Advocate for the Respondent No.1, the Court made the following;

ORDER:

"This application is filed to grant permission to the petitioners/respondent Nos.1 and to withdraw the 50% amount together with interest and costs deposited to the credit of M.V.O.P.No.273 of 2019 as per the orders of this Court, dated 13.04.2023, pending disposal of the appeal.

Heard both the counsel. Learned counsel for the respondents reported no objection to withdraw the deposited amount.

Considering the submissions made by both the counsel, the petitioners/respondent Nos.1 and 2/claimants are permitted to withdraw the deposited amount, as per their shares, interims of the Award, passed by the Tribunal, without furnishing any security."

Sd/- B.Chitti Joseph
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Chairman, Motor Accidents Claims Tribunal -Cum I Addl. District & Sessions Judge, Rajamahendravaram
2. The Manager, New India Assurance Company Limited, Divisional Office, Kotipalli Bus Stand, Innispeta, Rajamahendravaram.
3. Unukuri Krishna Murthy, S/o Yesuratnam, Driver of Van bearing No.AP37 TE 6339, resident of Door No. 1-141/3, Sanjeevayya Nagar, Gokavaram. E.G. District

4. Unukuri Yesuratnam Allyas Ratnam, S/o Krishna Murthy, resident of Door No.1-141/3, Sanjeevayya Nagar, Gokavaram. E.G. District (Addressee Nos.2 to 4 By RPAD)
5. One CC to Sri. B.Paramesewara Rao, Advocate [OPUC]
6. One CC to Sri. M.V.Vijayaditya Reddy, Advocate [OPUC]
7. One spare copy

MM

HIGH COURT

Dr KMR,J

DATED:08/12/2023

NOTE: POST THE MATTER ON 24.06.2024

ORDER

IA No. 2 OF 2023
IN
MACMA NO: 157 OF 2023

DIRECTION

