



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE SEVENTEENTH 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: 333 OF 2023

Between:

Oriental Insurance Company Limited, Rep. by its Branch Manager, Dargamitta,
Nellore

...Petitioner/Appellant

AND

1. Mudimbi Arun Kumar, S/o. Rajagopal, Hindu, aged 37 years, R/o. Dycus Road, Podalakur Road, Nellore City, Presently at Buchireddypalem Village and Mandal, SPSR Nellore District.
2. Chanaga Srinivasulu, S/o Gopalakrishna Dr. No.25-1-1750, 8th Street, Sanjayagandhi Nagar, Nellore-4

...Respondents/Respondent No.2

Counsel for the Petitioner :M/s A JAYANTHI

Counsel for the Respondent :

— Petition under Order XLI Rule 5(1) of 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 grant stay of all further proceedings dated 12.12.2022 passed in MVOP No.434 of 2015 on the file of the V Additional Motor Accidents Claims Tribunal —Cum- V Additional District Judge. Nellore including execution proceedings, Pending disposal of MACMA No. 333 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).

ORDER:

Heard learned counsel for the appellant.

Perused the material on record.

Having regard to the facts, submissions and the issues raised for consideration in the grounds of the appeal, which require a detailed examination, there shall be an interim stay of operation of the Decree dated 12.12.2022 passed in M.V.O.P.No.434 of 2015 on the file of the V Additional Motor Accidents Claims Tribunal - cum - V Additional District Court, Nellore,

subject to the condition that the appellant / the Oriental Insurance Company Limited shall deposit 50% of the entire decretal amount with proportionate interest and costs within a period of eight (08) weeks from today.

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

For /

To,

1. The V Additional Motor Accidents Claims Tribunal - cum - V Additional District Court, Nellore, SPSR Nellore District
2. Mudimbi Arun Kumar, S/o. Rajagopal, R/o. Dycus Road, Podalakur Road, Nellore City, Presently at Buchireddypalem Village and Mandal, SPSR Nellore District.
3. Chanaga Srinivasulu, S/o Gopalakrishna Dr. No.25-1-1750, 8th Street, Sanjayagandhi Nagar, Nellore-4 (Addressees 2 & 3 By RPAD)
4. One CC to SRI. A JAYANTHI Advocate [OPUC]
5. One spare copy

PSR



HIGH COURT

Dr. VRKS,J

DATED:17/07/2023

NOTE: LIST THE MATTER IN USUAL COURSE

ORDER

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INTERIM STAY

