

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

**WEDNESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE**

:PRESENT:

THE HONOURABLE JUSTICE DR V R K KRUPA SAGAR

IA No. 3 OF 2023

IN

MACMA NO: 268 OF 2023

Between:

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

...Petitioner/Appellant

AND

1. Mudimbi Bhanu Prakash @ Vanjari Bhanu Prakash, Hindu. aged 8 years, being minor, represented by his father and guardian M.Arun Kumar S/o Rajagopal, Hindu, aged 37 years, Residing at Dycus Road, Podalakur Road, Nellore City, and 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/Respondents

Counsel for the Petitioner :M/s. A JAYANTHI

Counsel for the Respondents : ---

Petition under Section 151 CPC 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.432 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. 268 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).
The Court made the following

ORDER:

"Heard the learned counsel. Perused the record.

Having regard to the facts, submissions and the issues raised for consideration in the grounds of appeal, which require a detailed examination, there shall be interim stay of execution of the Order and decree, dated 12.12.2022, passed in M.V.O.P.No.432 of 2015 on the file of Chairman, Motor Accident Claims Tribunal - cum- V Additional District Judge, Nellore subject to the condition that the appellant/Oriental Insurance Company Limited, Nellore

shall deposit 50% of the entire decretal amount with proportionate interest and costs within a period of eight (8) weeks from today.

The compensation amount of the Respondent No.1/Claimant No.1 who is minor shall be kept in a fixed deposit in any Nationalised Bank till he attain majority and he may be permitted to withdraw his proportionate share of compensation in terms of the decree after he attain majority in accordance with law, however, without prejudice to the rights and contentions of both the parties in the appeal."

Sd/- T. MADHAVI
ASSISTANT REGISTRAR

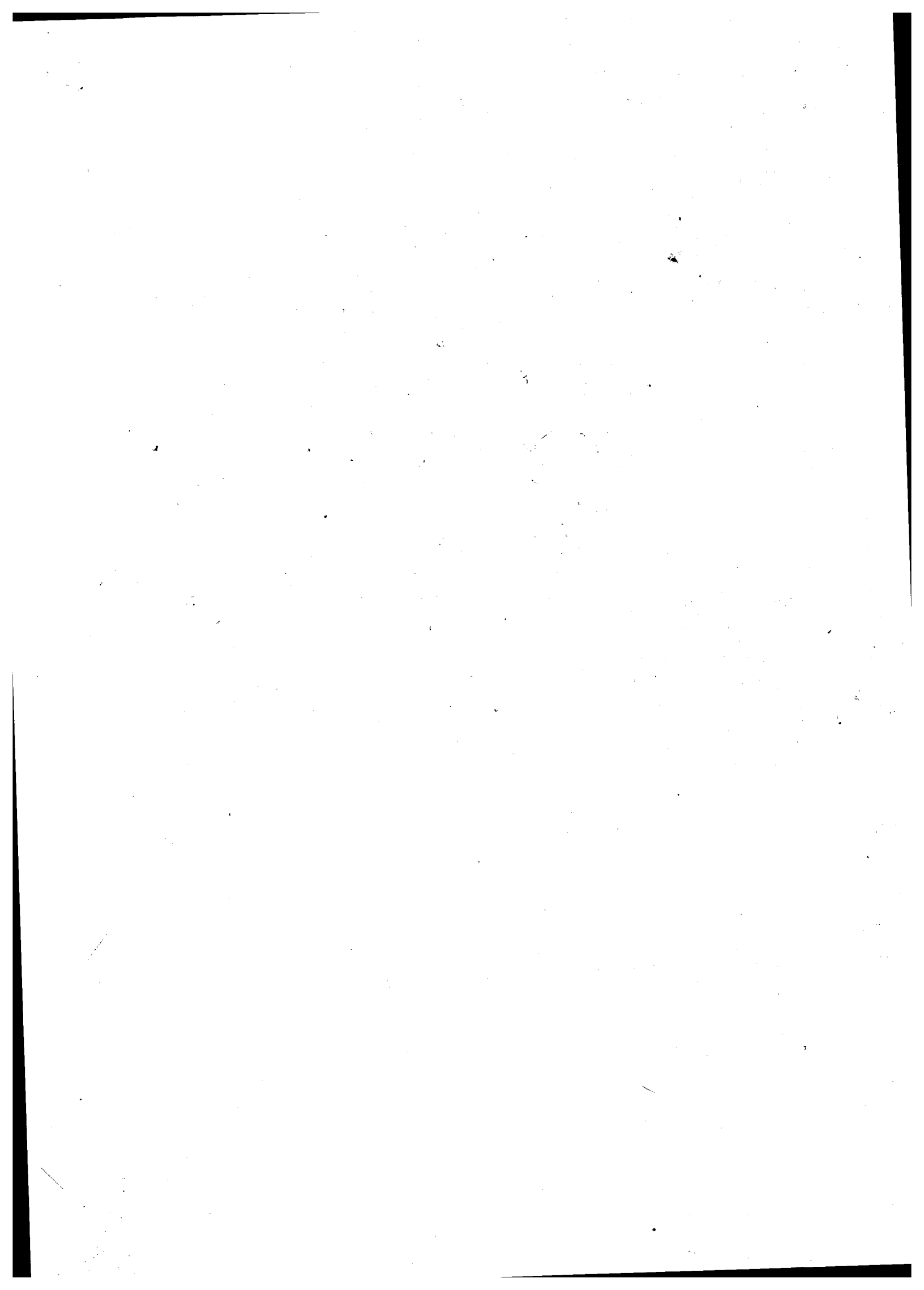
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SECTION OFFICER

To,

1. The V Additional Motor Accidents Claims Tribunal -Cum- V Additional District Judge, Nellore.
2. Mudimbi Bhanu Prakash @ Vanjari Bhanu Prakash, being minor, represented by his father and guardian M.Arun Kumar S/o Rajagopal, Residing at Dycus Road, Podalukur Road, Nellore City, and 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.(2 & 3 By RPAD)
4. One CC to M/s. A Jayanthi, Advocate [OPUC]
5. One spare copy.

MSB



HIGH COURT

DR. VRKKS,J

DATED:28/06/2023

ORDER

LIST THE MATTER ON 28.08.2023

IA NO.3 OF 2023
IN
MACMA.No.268 of 2023

INTERIM STAY

