



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE TWENTY SEVENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE A. HARI HARANADHA SARMA

MOTOR ACCIDENT CIVIL MISCELLANEOUS APPEAL NO: 3862 OF 2014

Between:

1. Pentakota Venkata Kanaka Durga Ratnam @ Ratnam, W/o Dorammanaidu @ Dharmanaidu, 45 Yrs, R/o.D.No.8-22-26/1, Balaji Nagar, Viziangaram.
2. Pentakota Dorammanaidu @ Dharmanaidu, S/o.Paidiyya, 55 Yrs, R/o.D.No.8-22-26/1, Balaji Nagar, Viziangaram.

Appellants/ Petitioners

AND

1. Dasari Eswara Rao, S/o.late Appanna,Hindu,38 Yrs, Lorry Driver bearing No.AP 31TT 1145, R/o Pydivada Village, Sabbavaram Mandal, visakhapatnam District.
2. S.K.Babulal, S/o.Subani, Muslim R/o.D.No.32-4-2, Nathayyapalem, BHPV., Gajuwaka, Visakhapatnam.
3. Sriram General Insurance Co Ltd, Rep by its Branch Manager, MVOP Double Road, Visakhapatnam.

Respondents/Respondents

Appeal filed under Order 173 of Motor Vehicle Act being Aggrieved the order dated 08.07.2014 in M.V.O.P No.239 of 2011 on the file of the Motor Accidents Claims Tribunal (I Addl.District Judge Court), Viziangaram.

The Appeal coming on for hearing, upon perusing the Appeal and the memorandum of grounds filed in support thereof and upon hearing the arguments of Sri T V S Prabhakara Rao, Advocate for the Petitioners, Sri Syed Khader Mastan, Advocate for the Respondent Nos.1 & 2 and the Court made the following

ORDER

MACMA No.3862 of 2014 is filed by the claimants.

Remarks of the concerned Court are called for, as to why withdrawal of the amount deposited by the respondent is not permitted, particularly when there is no objection of stay.

Remarks are submitted stating that in view of pendency of MACMA No.3862 of 2014 on the file of this Court, filing of certified copy of order of the Hon'ble High Court permitting the petitioner for withdrawal of the amount was asked and the petitioner did not furnish the same, which in fact not necessary, when claimant filed an appeal seeking enhancement of compensation, when the amount is deposited by the respondent Insurance Company, and when there is no appeal by the Insurance Company nor there is any stay.

Interestingly, the Cheque applications/ petitions filed by the party are also submitted to the High Court.

Registry is directed to return forthwith the petitions (cheque applications), to the concerned Court, for disposal as per law.

This Court finds that proper care is not found on the part of the persons concerned in handling the matter. Therefore, the District Judge concerned is hereby directed to sensitise all the concerned in the Unit suitably, so as to avoid raising flimsy objections.

Further, the concerned Court shall also submit a detailed report regarding the disposal of the applications to the Registrar (Judicial) within a period of four (04) weeks and the same shall be placed before this Court.

At request of both sides, list the matter on 13.03.2026.

//TRUE COPY//

**SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. The Registrar (Judicial), high court of Andhra Pradesh, Amaravathi.
2. The Motor Accidents Claims Tribunal (I Addl.District Judge Court), Viziangaram.
3. The Principal District Judge, Viziangaram District, Viziangaram.
4. Dasari Eswara Rao, S/o.late Appanna, Hindu,38 Yrs, Lorry Driver bearing No. AP 31TT 1145, R/o Pydivada Village, Sabbavaram Mandal, visakhapatnam District.
5. S.K.Babulal, S/o.Subani, Muslim R/o.D.No.32-42, Nathayyapalem, BHPV., Gajuwaka, Visakhapatnam.
6. The Branch Manager, Sriram General Insurance Co Ltd, MVOP Double Road, Visakhapatnam. (2 to 5 By Speed Post)
7. The Section Officer, CMA Section, High Court of Andhra Pradesh.
8. One CC to SRI. T V S PRABHAKARA RAO, Advocate [OPUC]
9. One CC to SRI. SYED KHADER MASTAN, Advocate [OPUC]
10. **One spare copy**

ADP

HIGH COURT

AHHS,J

DATED:27/02/2026

LIST THE MATTER ON 13.03.2026

ORDER

MACMA.No.3862 of 2014

DIRECTION

