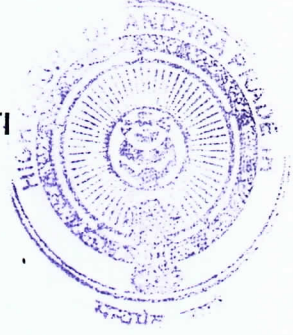


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE EIGHTH DAY OF SEPTEMBER,
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE JUSTICE DR V R K KRUPA SAGAR



IA No. 2 OF 2023

IN

MACMA NO: 319 OF 2023

Between:

M/s Shriram General Insurance Co., Ltd., Rep., by its Branch Manager, Bandar Road, Vijayawada Krishna District.

...Appellant/3rd Respondent

AND

1. Sri. Kondaigunta Venkateswara Rao, S/o. Govardhana Rao @ Muni, R/o Kapthanupalem, H/o. Pedaprolu Village, Mopidevi Mandal, Krishna District

...Respondent/Petitioner

2. Sri. Ponamala Yugandhar, S/o. Anka Nageswara Rao, Driver of Tata Ace bearing No.AP 16 TD 2668, R/o Velivolu Village, Challapalli Mandal, Krishna District.

3. Sri. Veerla Naresh, S/o. Nageswara Rao, Owner of Tata Ace bearing No.AP 16 TD 2668, R/o D.No. 1-89, Gudavalli, Eastern Side of Jukkalanakkalam Road, Gannavaram Village and Mandal, Krishna District.

...Respondents/Respondents

Counsel for the Petitioner : SRI P B NARASIMHA MURTY

Counsel for the Respondent No.1: SRI AKULA VAMSI KRISHNA

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 operation of the decree and Judgment in M.V.O.P.No.86 of 2015 on the file of the Motor Vehicle Accident Claims Tribunal-Cum- I Additional District Judge, Krishna, Machilipatnam, Dated 5th day of July, 2022, pending disposal of MACMA No. 319 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondent No.1 herein to show cause as to why this application should not be complied with (The receipt of this order will be deemed to be the receipt of notice in the case) 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 05.07.2023, passed in M.V.O.P.No. 86 of 2015 on the file of Chairman, Motor Accident Claims Tribunal-cum- I Additional District Judge, Krishna, Machilipatnam subject to the condition that the appellant/respondent No.3-

M/s. Shriram General Insurance Company Limited, Vijayawada shall deposit 50% of the entire decretal amount with proportionate interest and costs within a period of eight (8) weeks from today.

On such deposit, petitioner/claimant is permitted to withdraw the compensation in terms of the decree with proportionate interest and costs by following the procedure established by law, however, without prejudice to the rights and contentions of both the parties in the appeal.

Notice to respondent No.1.

List the matter in the usual course."

Sd/-N.NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//

For SECTION OFFICER

To,

1. The Motor Vehicle Accident Claims Tribunal-Cum- I Additional District Judge, Krishna, Machilipatnam.
2. Sri. KondaiguntaVenkateswara Rao, S/o. Govardhana Rao @ Muni, R/o Kapthanupalem, H/o. Pedaprolu Village, Mopidevi Mandal, Krishna District.(By RPAD)
3. One CC to SRI. P B NARASIMHA MURTY Advocate [OPUC]
4. One CC to SRI. AKULA VAMSI KRISHNA Advocate [OPUC]
5. One spare copy.

PSD

HIGH COURT

DR.VRKS,J

DATED:08/09/2023

NOTE: LIST THE MATTER IN THE USUAL COURSE

ORDER

I.A.NO.2 OF 2023
IN
MACMA.No.319 of 2023

INTERIM STAY

