

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE TWENTY SEVENTH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE



:PRESENT:

THE HONOURABLE JUSTICE DR V R K KRUPA SAGAR

IA No. 2 OF 2023

IN

MACMA NO: 264 OF 2023

Between:

The Oriental Insurance Company Limited (A Government of India Undertaking), Oriental House, A-25/27, Post Box No.7037, Asaf Ali Road, New Delhi-110002 Rep. by its Divisional Manager, Benz Circle, Vijayawada, Krishna District

Appellant/Respondent No.2

AND

1. Thadi Chandana, D/o. Narasimha Murthy, Female. Hindu. age 19 years. Student, Door No.1-99/2, Kandikatla Vari Group, Sivakodu Village, Razole Post, Razole Mandal, E.G. District-533 242

Respondent/Claim Petitioner

2. Thadi Narasimha Murthy, S/o Buli Venkanna, Male, Hindu. age 53 years, Door No.1-99/2-A, Kandikatla Vari Group, Razole Post and Mandal, E.G.District-533242

Respondent/Respondent No.1

Counsel for the Appellant: SMT. A JAYANTHI

Counsel for the Respondents: ---

Petition under Order XLI Rule 5(1) of 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 30.11.2022 passed in MVOP No.17 of 2017 on the file of the Motor Vehicle Accidents Claims Tribunal -Cum- X Addl. District Judge, Narasapur, West Godavari District including execution proceedings, pending disposal of MACMA No. 264 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 30.11.2022, passed in M.V.O.P.No.17 of 2017 on the file of Chairman, Motor Vehicle Accidents Claims Tribunal-cum-X Additional District Judge, Narasapur, West Godavari District subject to the condition that the appellant/ The Oriental Insurance Company Limited, Vijayawada, Krishna shall deposit 1/4th of the

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

On such deposit, respondent No.1 /claimant No.1 is permitted to withdraw 1/4th of 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."

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

h
SECTION OFFICER

FOR ASSISTANT REGISTRAR

//TRUE COPY//

To,

1. The Motor Vehicle Accidents Claims Tribunal -Cum- X Addl. District Judge, Narasapur, West Godavari District
2. Thadi Chandana, D/o. Narasimha Murthy, Female. Hindu. age 19 years. Student, Door No.1-99/2, Kandikatla Vari Group, Sivakodu Village, Razole Post, Razole Mandal, E.G. District-533 242 (by RPAD)
3. Thadi Narasimha Murthy, S/o Buli Venkanna, Male, Hindu. age 53 years, Door No.1-99/2-A, Kandikatla Vari Group, Razole Post and Mandal, E.G.District-533242 (by RPAD)
4. One CC to SMT. A JAYANTHI Advocate [OPUC]
5. One spare copy

npc



HIGH COURT

DR VRKKSJ

DATED:27/06/2023

LIST THE MATTER ON 25.8.2023

ORDER

**I.A.NO.2 OF 2023
IN
MACMA.No.264 of 2023**

DIRECTION

