

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

TUESDAY, THE THIRD DAY OF AUGUST
TWO THOUSAND AND TWENTY ONE

: PRESENT:

THE HONOURABLE SRI JUSTICE BATTU DEVANAND



IA No. 2 OF 2019
IN
MACMA NO: 882 OF 2019

Between:

The Branch Manager, Reliance General Insurance Company Ltd., 2nd Floor, 5 Gajapathi, Unit-3, Bhubaneswar 751 001. (3rd respondent is added as a party, as per orders in IA No.936/2017, dated 07.12.2017)

...Appellant/3rd Respondent
(Petitioner in MACMA 882 OF 2019
on the file of High Court)

AND

1. Budda Thavityya, S/o late Appanna, Aged 60 years, Yadava by caste, Cooli, Residing at Amalkhudiya village, Brahmanatarla post and via, Palasa Mandalam, Srikakulam District, A.P.
2. Budda Narayana Rao, S/o Thavitayya, Aged 31 years, Yadava by caste, Cooli, Residing at Amalkhudiya village, Brahmanatarla post and via, Palasa Mandalam, Srikakulam District, A.P.
3. Budda Dharma Rao, S/o Thavitayya, 26 years, Yadava by caste, Cooli, Residing at Amalkhudiya village, Brahmanatarla post and via, Palasa Mandalam, Srikakulam District, A.P.

Respondents/Petitioners

4. Isaac Rayitho, S/o Ganu. Ratutgim, aged about 40 years, Adivasi by caste, Owner of the Vehicle, business, residing at Tidasingi village and post, Serongo Taluk and police station, Gajapathi District, Odisha state. The Branch Manager, Future Generali Insurance Company Limited, Parlakhemundi, Gajapathi District, Odisha.
5. The Branch Manager, Future Generali Insurance Company Limited, Parlakhemundi, Gajapathi District, Odisha
(2nd respondent is added as a party as per orders in IA.No.994/2016 dated 10.11.2016)

...Respondents
(Respondents in-do-)

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 passed in M.V.O.P.No.147 of 2014 on the file of Motor Accidents Claims Tribunal - cum - 1st Additional District Judge, Srikakulam, dated 24th day of September, 2018, pending disposal of MACMA No.882 of 2019, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI GUDI SRINIVASU Advocate for the Appellant, the Court made the following

ORDER:

"There shall be interim stay of all further proceedings including execution of the Order and Decree, dated 24.09.2018 passed in MVOP.No.147 of 2014 on the file of the Chairman, Motor Vehicle Accidents Tribunal-cum-I Additional District Judge, Srikakulam, subject to condition that the petitioner deposits 50% of the awarded amount along with proportionate costs and interest to the credit of the above O.P. within a period of eight (08) weeks from today".

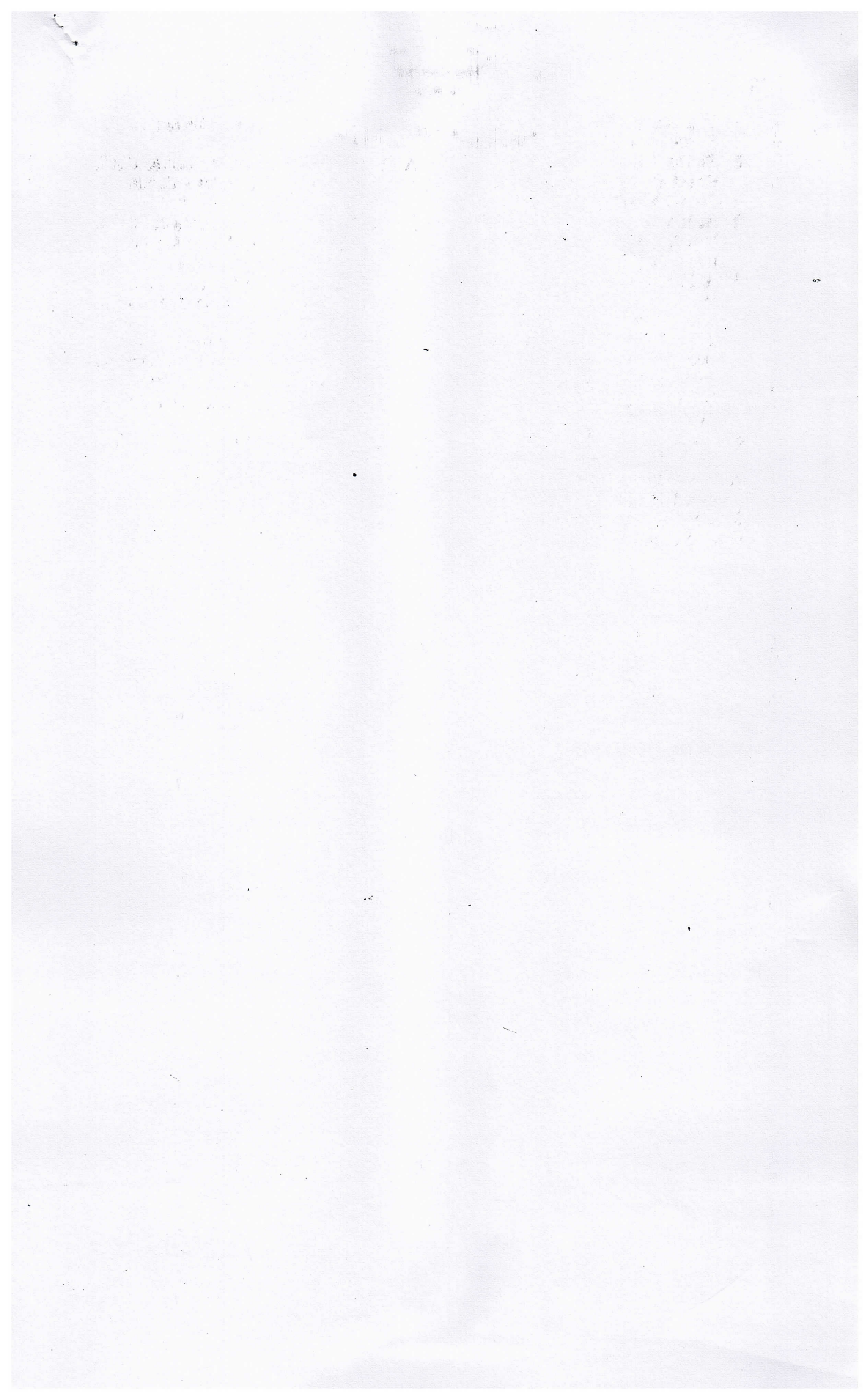
Sd/-K.TataRao
ASSISTANT REGISTRAR

//TRUE COPY//

F_c SECTION OFFICER

To,

1. The Motor Accidents Claims Tribunal - cum – 1st Additional District Judge, Srikakulam
2. Budda Thavityya, S/o late Appanna, Aged 60 years, Yadava by caste, Cooli, Residing at Amalkhudiya village, Brahmanatarla post and via, Palasa Mandalam, Srikakulam District, A.P.
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6. The Branch Manager, Future Generali Insurance Company Limited, Parlakhemundi, Gajapathi District, Odisha (Addresses 2 to 6 by RPAD)
7. The Branch Manager, Future Generali Insurance Company Limited, Parlakhemundi, Gajapathi District, Odisha,(By RPAD)
8. One CC to SRI GUDI SRINIVASU Advocate [OPUC]
9. One spare copy



HIGH COURT

DEVJ

DATED:03/08/2021

ORDER

IA.NO.2 OF 2019
IN
MACMA.No.882 of 2019

INTERIM STAY

