

[ 3365 ]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
MONDAY, THE TWENTY EIGHTH DAY OF AUGUST  
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE JUSTICE DR V R K KRUPA SAGAR



IA No. 3 OF 2023

IN

MACMA NO: 376 OF 2023

**Between:**

Reliance General Insurance Company Ltd., Represented by its Branch Manager,  
403, Eswar Paradise, Dwarakanagar, Main Road, Visakhapatnam City and  
District.

...Petitioner(s)

(Petitioner in MACMA 376 OF 2023  
on the file of High Court)

**AND**

1. Pydi Rajyalakshmi, W/o Late Vijayakrishna, Aged. 28 years, Occ. House hold duties, R/o. D.No.1-246, Tamminaidupeta Village, Fareedpeta Post, Gujarathipeta Via, Etcherla Mandal, Srikakulam District-532 410.
2. Pydi Renuka Priya, D/o Late Vijayakrishna, Aged. 5 years, R/o. D.No.1-246, Tamminaidupeta Village, Fareedpeta Post, Gujarathipeta Via, Etcherla Mandal, Srikakulam District-532 410. (Respondent no-2 being minor is rept. by her Mother and natural guardian, Respondent no-1)
3. Mattireddy Jagadesh, S/o Suryanarayana, Aged. 26 Years, Occ. Driver of Auto bearing no.AP 30 W 3294, R/o. 4th Line, Bavajinagar Colony, Balaga, Srikakulam-532 001.
4. Pothala Kumari, W/o Late Suryanarayana, Aged. 47 Years, Occ. Owner of Auto bearing no.AP 30 W 3294, R/o. 4th Line, Bavajinagar Colony, Balaga, Srikakulam-532 001.
5. Pydi Kalavathi, W/o Mukundarao, Aged. 61 years, Occ. House hold duties, R/o. D.No.1-246, Tamminaidupeta Village, Fareedpeta Post, Gujarathipeta Via, Etcherla Mandal, Srikakulam District-532 410.

...Respondent(s)

(Respondents in-do-)

**Counsel for the Petitioner : SRI HARINATH REDDY SOMA**

**Counsel for the Respondent Nos.1 & 2 : SRI ARAVALA RAMA RAO**

Petition under Section 151 of CPC is filed 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 decree and judgement dated 12-07-2022 in M.V.O.P.No.360 of 2018 on the file of Chairman, Motor Accidents Claims Tribunal-cum-I Additional District Judge, at Srikakulam, Pending disposal of MACMA No. 376 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).

**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 interims stay of execution of the Order and decree, dated 12.07.2022, passed in M.V.O.P.No.360 of 2018 on the file of Chairman, Motor Accident Claims Tribunal-cum-I Additional District Judge, Srikakulam subject to the condition that the appellant/petitioner-Reliance General Insurance Company Limited, Visakhapatnam shall deposit <sup>50%</sup> of the entire decretal mount with proportionate interest and costs within a period of eight (8) weeks from today.

On such deposit, respondent No.1 is permitted to withdraw the 50% of the compensation in terms of the decree with proportionate interest and costs by following the procedure established by law.

The compensation amount of the respondent No.2, who is minor shall be kept in a fixed deposit in any Nationalised Bank till she attain majority and she may be permitted to withdraw her proportionate share of compensation in terms of the decree after she attain majority in accordance with law, however, without prejudice to the rights and contentions of both the parties in the appeal.

Notice to respondent Nos.1 and 2.

List the appeal in the usual course.”

//TRUE COPY//

Sd/- S. SRINIVASA PRASAD  
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Chairman, Motor Accident Claims Tribunal-cum-I Additional District Judge, Srikakulam.
2. The Branch Manager, Reliance General Insurance Company Ltd, 403, Eswar Paradise, Dwarakanagar, Main Road, Visakhapatnam City and District. [Petitioner]
3. Pydi Rajyalakshmi, W/o Late Vijayakrishna, Aged. 28 years, Occ. House hold duties, R/o. D.No.1-246, Tamminaidupeta Village, Fareedpeta Post, Gujarathipeta Via, Etcherla Mandal, Srikakulam District-532 410. (for herself and on behalf of Respondent No.2 who is minor)

4. Mattireddy Jagadesh, S/o Suryanarayana, Aged. 26 Years, Occ. Driver of Auto bearing no.AP 30 W 3294, R/o. 4th Line, Bavajinagar Colony, Balaga, Srikakulam-532 001.
  5. Pothala Kumari, W/o Late Suryanarayana, Aged. 47 Years, Occ. Owner of Auto bearing no.AP 30 W 3294, R/o. 4th Line, Bavajinagar Colony, Balaga, Srikakulam-532 001.
  6. Pydi Kalavathi, W/o Mukundarao, Aged. 61 years, Occ. House hold duties, R/o. D.No.1-246, Tamminaidupeta Village, Fareedpeta Post, Gujarathipeta Via, Etcherla Mandal, Srikakulam District-532 410. **(Addresses 3 to 6 By RPAD)**
  7. One CC to SRI. HARINATH REDDY SOMA Advocate [OPUC]
  8. One CC to SRI. ARAVALA RAMA RAO Advocate [OPUC]
  9. **One spare copy**
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HIGH COURT

DR VRKKSJ

DATED:28/08/2023

LIST THE APPEAL IN THE USUAL COURSE

ORDER

IA NO.3 OF 2023

IN

MACMA.No.376 of 2023

STAY/DIRECTION

