

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE NINETEENTH DAY OF APRIL,

TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE DR JUSTICE K MANMADHA RAO

IA No. 1 OF 2022

IN

MACMA NO: 514 OF 2021

Between:

1. Chintakunta Padmavathi, W/o Chintakunta Uma Maheswara Reddy @ C. Maheswara Reddy, Aged 36 Years, Hindu, R/o. Gundupapala Village and Post, Dornipadu Mandal, Kurnool.
2. Chintakunta Venkata Rami Reddy, S/o Late Eswara Reddy, aged about 36 years, R/o. Gundupapala Village and Post, Dornipadu Mandal, Kurnool.

...Petitioners/Respondents

(Respondent Nos.1 & 3 in MACMA 514 OF 2021

on the file of High Court)

AND

1. M/s National Insurance Co.Ltd, Rep by its Divisional Manager, 40/344, 1st Floor, Tula Complex, Gandhi Nagar, Kurnool, Kurnool District.

...Respondent/Appellant

2. M. Ali Nawaz Khan, S/o. Jayer Hussain Khan, aged about 22 years, Hindu, Driver – cum Owner of Tractor Bearing No.R/o. Banganapalli Post and Town and Mandal, Kurnool District.
3. Chintakunta Yugandhar Reddy, S/o Chintakunta Uma Maheswara Reddy @ C. Maheswara Reddy, Aged 13 Years, Minor, Hindu, R/o Gundupapala Village, Dornipadu Mandal, Kurnool District.

(The Respondent No.3 is Minor Rep. by his Mother i.e., 1st Petitioner)

(The Respondent Nos.2 & 3 not necessary parties in the above said IA)



...Respondents/Respondents
(Respondents in-do-)

Petition under Section 151 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 permit petitioners herein to withdraw of their respective shares to the amount deposited by the 1st Respondent herein/Appellant as per the orders of this Hon'ble Court passed in I.A.No.1 of 2021 in M.A.C.M.A.No.514 of 2021, dated 20.10.2021 in the credit of MVOP No.258 of 2015 on the file of the court of the Motor Accidents Claims Tribunal-cum-V Additional District Judge, Allagadda, pending disposal of MACMA No.514 of 2021, on the file of the High Court.

IA No. 1 OF 2021

Between:

National Insurance Co.Ltd, Rep by its Divisional Manaer, 40/344, 1st Floor,
Tula Complex, Gandhi Nagar, Kurnool.

...Petitioner
(Petitioner in MACMA 514 OF 2021
on the file of High Court)

AND

3. Chintakunta Padmavathi, W/o Chintakunta Uma Maheswara Reddy @
C. Maheswara Reddy, Aged 36 Years,
 4. Chintakunta Yugandhar Reddy, S/o Chintakunta Uma Maheswara
Reddy @ C. Maheswara Reddy, Aged 13 Years,
 5. Chintakunta Venkata Rami Reddy, S/o Late Eswara Reddy, (2nd
Respondent Being Minor Rep. by his Mother the 1st Petitioner)
- All are R/o. Gundupapala Village and Post, Dornipadu Mandal, Kurnool.
6. M.Ali Nawaz Khan, S/o. Jayer Hussain Khan, R/o. Banganapalli Post &
Town and Mandal, Kurnool District.

...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 the execution of the Decree and judgment dated 24-05-2021 on the file of Motor Accident Claims Tribunal -cum- V Additional District Judge at Allagadda, Kurnool District passed in M.V.O.P No. 258 of 2015 pending disposal of the above appeal in the interest of justice and pass Pending disposal of MACMA No. 514 of 2021, 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 the order of the High Court dated 20.10.2021 made herein and upon hearing the arguments of Sri B.S.Reddy, Advocate for the Petitioners and Sri Kiran Kumar Baligamsetti, Advocate for the Respondents, the Court made the following;

ORDER:

“Heard the learned counsel for the petitioners/respondents/claimants.

Considering the submissions made, the petitioners/respondents/claimants are permitted to withdraw the deposited amount as per the order dated 20.10.2021 passed by this Court in I.A.No.1 of 2021 in MACMA No.514 of 2021, as per their shares, in terms of the Award, without furnishing any security.”

**Sd/- K.Srinivasa Raju
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Chairman, Motor Accident Claims Tribunal -cum- V Additional District Judge at Allagadda, Kurnool District
2. The Divisional Manager, M/s National Insurance Co.Ltd, 40/344, 1st Floor, Tula Complex, Gandhi Nagar, Kurnool, Kurnool District. (By RPAD)
3. One CC to Sri. Kiran Kumar Baligamsetti, Advocate [OPUC]

4. One CC to Sri. B.S.Reddy, Advocate [OPUC]

5. One spare copy

MM



HIGH COURT

Dr KMR,J

DATED:19/04/2024

ORDER

IA.No.1 OF 2022
IN
MACMA.No.514 of 2021

DIRECTION

