

[3331]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE TWENTY SECOND DAY OF SEPTEMBER,
TWO THOUSAND AND TWENTY TWO

: PRESENT:

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

IA No. 2 OF 2022

IN

MACMA NO: 369 OF 2022

Between:

1. Oriental Insurance Co.Ltd, Rep. by its Divisional Manager, Visakhapatnam
2. Oriental Insurance Company Limited, Rep. by its Branch Manager, LTB Road, Vizianagaram.

...Petitioners/Appellants

AND

1. Kanimeraka Chinna Rao, S/o. Late Ramu, aged 50 years, Hindu, resident of Duggusagaram Village, Saluru Mandal, Vizianagaram District.
2. DineshThiwari, S/o. Rajendra Prasad Thiwari, aged 30 years, Hindu, lorry driver GJ 19 U 2718, R/o.Balapur, Beharaich, Uttar Pradesh
3. Bhudhu Yadav, S/o. Ram Charitra Yadav, Aged 50 years, Hindu, owner of Lorry GJ 19 U 2718 R/o. Chopra Colony No. 589, Bishrampur District, Surajpur CG.

(Respondent No.2 is not a necessary party)

...Respondents/Respondents

Counsel for the Petitioners: 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 MACMA, the High Court may be pleased to grant stay of all further proceedings dated 22.03.2022 passed in M.V.O.P No.252 of 2017 on the file of the Chairman, Motor Accidents Claims Tribunal - Cum - IV Additional District Judge, Vizianagaram including execution proceedings, pending disposal of MACMA No.369 of 2022, 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

"There shall be stay of all further proceedings pursuant to the order and decree, dated 22.03.2022 passed in M.V.O.P.No.252 of 2017 on the file of Chairman, Motor Accidents Claims Tribunal -cum- IV Additional District Judge, Vizianagaram, subject to the condition of the petitioners/appellants depositing 50% of the compensation amount including interest and costs within a period

of eight (8) weeks from today to the credit of the above M.V.O.P, failing which the interim order stands vacated without any further reference."

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//

For SECTION OFFICER

To,

1. The Chairman, Motor Accidents Claims Tribunal - Cum - IV Additional District Judge, Vizianagaram.
2. Kanimeraka Chinna Rao, S/o. Late Ramu, aged 50 years, Hindu, resident of Duggusagaram Village, Saluru Mandal, Vizianagaram District.
3. Bhudhu Yadav, S/o. Ram Charitra Yadav, Aged 50 years, Hindu, owner of Lorry GJ 19 U 2718 R/o. Chopra Colony No. 589, Bishrampur District, Surajpur CG (2 & 3 By RPAD)
4. One CC to Smt. A Jayanthi, Standing Counsel[OPUC]
5. One spare copy

SP

HIGH COURT

SRSJ

DATED:22/09/2022

ORDER

IA No. 2 OF 2022

IN

MACMA NO: 369 OF 2022

INTERIM STAY

