

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE SEVENTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN
IA No. 2 OF 2025

IN

MACMA NO: 972 OF 2025



Between:

MAGMA HDI General Insurance Company Limited, represented by its
Divisional Manager, Door No.47-7-23/20, 1st Floor, Anurath Complex,
Main Road, Dwarakanagar, Visakhapatnam (Policy
NO.P0022300024/4103/101037 Valid from 04.10.2021 to 03.10.2022)

Appellant/Respondent No.3

AND

1. Konchada Appalaswamy, S/o late Kanakayya, Aged 46 years, Resident of Meesala Veedhi, Kella Village, Gurla Mandal, Vizianagaram District.
2. Konchada Laxmi, W/o Appalaswamy, Aged 41 years, Resident of Meesala Veedhi, Kella Village, Gurla Mandal, Vizianagaram District.
3. Konchada Mani Kanta, S/o Appalaswamy, Aged 16 years. Resident of Meesala Veedhi, Kella Village, Gurla Mandal, Vizianagaram District. (3rd petitioner is being minor represented by his father and natural guardian 1st petitioner).

Respondents/Petitioners

4. Duba Durga Prasad, S/o Krishna, Aged 22 years, Driver of Tata Ace Van bearing No.AP 35 W 4850, Residing at Reddipeta Veedhi, Meesalapeta Village, Gujjingivalasa Post, Gurla Mandal, Vizianagaram District.
5. Suvvada Thirumala Rao, S/o Satyanarayana, Aged 24 years, Owner of Tata Ace Van bearing No.AP 35 W 4850, Residing at Kotta Street, Puthikapeta Village, Nellimarla Mandal, Vizianagaram District.

...Respondents/Respondents

Counsel for the Petitioner :Sri SRINIVASA RAO KAMARAJUGADDA

Counsel for the Respondent :

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 pass an order to stay of all the further proceedings in the MVOP No. 431 Of 2022 On file of the Hon'ble Chairman, Motor Accidents Claims Tribunals-Cum- IV Additional District & Sessions Judge, Vizianagaram, including that of withdrawal of an amount if any, Pending disposal of MACMA No. 972 of 2025, 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 learned counsel for applicant/appellant.

Having regard to the reasons assigned in the affidavit filed in support of this interlocutory application as well as the grounds raised in the appeal, pending further orders, there shall be interim stay of all further proceedings in pursuance of the judgment and decree dated 26.03.2025 passed in M.V.O.P.No.431 of 2022 by the Motor Accidents Claims Tribunal-cum-IV Additional District & Sessions Judge’s Court, Vizianagaram, subject to condition of the appellant depositing 50% of the compensation awarded along with interest and costs, within a period of eight weeks from today. On such deposit being made, respondent Nos.1 to 3/claimants are permitted to withdraw half of the amount so deposited, in proportionate shares as provided under the impugned judgment.”

//TRUE COPY//

**SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR**


SECTION OFFICER

To,

1. The Chairman, Motor Accidents Claims Tribunals-Cum- IV Additional District & Sessions Judge, Vizianagaram.
2. Konchada Appalaswamy, S/o late Kanakayya, Aged 46 years, Resident of Meesala Veedhi, Kella Village, Gurla Mandal, Vizianagaram District.**(FOR HIMSELF & ON BEHALF OF HIS MINOR SON)**
3. Konchada Laxmi, W/o Appalaswamy, Aged 41 years, Resident of Meesala Veedhi, Kella Village, Gurla Mandal, Vizianagaram District.
4. Duba Durga Prasad, S/o Krishna, Aged 22 years, Driver of Tata Ace Van bearing No.AP 35 W 4850, Residing at Reddipeta Veedhi, Meesalapeta Village, Gujjingivalasa Post, Gurla Mandal, Vizianagaram District.
5. Suvvada Thirumala Rao, S/o Satyanarayana, Aged 24 years, Owner of Tata Ace Van bearing No.AP 35 W 4850, Residing at Kotta Street, Puthikapeta Village, Nellimarla Mandal, Vizianagaram District. (2 TO 5 By RPAD)
6. One CC to SRI. SRINIVASA RAO KAMARAJUGADDA Advocate [OPUC]
7. **One spare copy**

HIGH COURT

CGR,J

DATED:17/10/2025

LIST THIS MATTER AFTER EIGHT WEEKS

ORDER

**IA.NO.2 OF 2025
IN
MACMA.No.972 of 2025**

INTERIM STAY

