



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

FRIDAY, THE TWENTY FOURTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

**:PRESENT:
THE HONOURABLE DR JUSTICE K MANMADHA RAO**

**IA Nos. 2 AND 3 OF 2022
IN
MACMA NO: 393 OF 2022**

IA NO.2 OF 2022:

Between:

The Oriental Insurance Company Ltd., Rep. by it's Deputy Manger, T.P Hub,
Guttikonda Zoom Plaza, Near Vinayak theatre, Ring Road, Vijayawada-10.

...Petitioner(s)

(Appellant in MACMA 393 OF 2022
on the file of High Court)

AND

1. Kanderegula Navya, D/o Kandregula Dusyendra Satyanarayana Prasad, Age about 21 years, R/o. D.No1-106, main Road, Cinema Hall, Kunvaram, Razole Mandal, Ponnamanda, East Godhavari District.
2. Thota Durga Prasad, S/o Naga Krishna, Age about 23 years, Occ: Driver of Maruthi Swift Desire car bearing No.AP-37BD-9799, R/o Sakhinetipalli Lanka, Sakhinetipalli Mandal.
3. G.L.V Achari, S/o Vemanacharyulu, Age 37 years , Occ: owner of car bearing no AP-37BD-9799. D.No.3-121. K.V podu, Sakhinetipalli, Sakhinetipalli Mandal-533251, East Godavari District.

(Respondent No.2 here in remain exparte before the Tribunal)

...Respondent(s)

(Respondents in-do-)

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the memorandum of grounds filed in support of the petition, the High Court may be pleased to stay all further proceedings in pursuant to the Judgment and Decree order dt. 02-05-2022 passed in M.V.O.P. no. 13 of 2019 on the file Before The Motor Vechiles Accidents Claims Tribunal (District Judge) at Rajamahendravaram Pending disposal of MACMA No. 393 of 2022, on the file of the High Court.

IA NO.3 OF 2023:

Between:

Kanderegula Navya, D/o Kandregula Dusyendra Satyanarayana Prasad, Age about 21 years, R/o. D.No1-106, main Road, Cinema Hall, Kunvaram, Razole Mandal, Ponnamanda, East Godhavari District.

Petitioner/Respondent No.1

AND

1. The Oriental Insurance Company Ltd., Rep. by it's Deputy Manger, T.P Hub, Guttikonda Zoom Plaza, Near Vinayak theatre, Ring Road, Vijayawada-10.
Respondent/Appellant
2. Thota Durga Prasad, S/o Naga Krishna, Age about 23 years, Occ: Driver of Maruthi Swift Desire car bearing No.AP-37BD-9799, R/o Sakhinetipalli Lanka, Sakhinetipalli Mandal.
3. G.L.V Achari, S/o Vemanacharyulu, Age 37 years , Occ: owner of car bearing no AP-37BD-9799. D.No.3-121. K.V podu, Sakhinetipalli, Sakhinetipalli Mandal-533251, East Godavari District.

Respondents/Respondents 2 & 3

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the memorandum of grounds filed in support of the petition, the High Court may be pleased to vacate the interim direction granted in I.A.No.2/2022 in MACMA No.393/2022 dt.29.09.2022.

Petition coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and the earlier order of the High Court dt.29.09.2022 made in IA No.2 of 2023 herein and upon hearing the arguments of Sri V RAGHU, Advocate for the Petitioner, and of Sri TURAGA SAI SURYA, Advocate for the Respondent no.1, the Court made the following

ORDER:

“I.A.No.3 of 2022 is filed to vacate the interim direction granted in I.A.No.2 of 2022 in M.A.C.M.A.No.393 of 2022, dated 29.09.2022.

Heard.

There are no grounds to vacate the interim order passed by this Court dated 29.09.2022 and hence I.A.No.3 of 2022 is hereby dismissed. Accordingly, stay granted in I.A.No.2 of 2022 is made absolute. Consequently, the respondents/claimants are permitted to withdraw the compensation deposited by the appellant/Insurance company, in terms of the Award passed by the Tribunal, as per their entitlement, without furnishing any security.”

Sd/- T. MADHAVI

ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The Motor Vechiles Accidents Claims Tribunal (District Judge) at Rajamahendravaram

2. The Oriental Insurance Company Ltd., Rep. by it's Deputy Manger, T.P Hub, Guttikonda Zoom Plaza, Near Vinayak theatre, Ring Road, Vijayawada-10
3. Kanderegula Navya, D/o Kandregula Dusyendra Satyanarayana Prasad, Age about 21 years, R/o. D.No1-106, main Road, Cinema Hall, Kunvaram, Razole Mandal, Ponnamanda, East Godhavari District.
4. Thota Durga Prasad, S/o Naga Krishna, Age about 23 years, Occ: Driver of Maruthi Swift Desire car bearing No.AP-37BD-9799, R/o Sakhinetipalli Lanka, Sakhinetipalli Mandal.
5. G.L.V Achari, S/o Vemanacharyulu, Age 37 years , Occ: owner of car bearing no AP-37BD-9799. D.No.3-121. K.V podu, Sakhinetipalli, Sakhinetipalli Mandal-533251, East Godavari District. (Addresses 2 to 5 By RPAD)
6. One CC to SRI. V RAGHU Advocate [OPUC]
7. One CC to SRI. TURAGA SAI SURYA Advocate [OPUC]
8. **One spare copy**

ER

HIGH COURT

DR.KMR,J

DATED:24/02/2023

POST ON 14.06.2023 FOR 'FINAL HEARING'

ORDER
IA NOS.2 & 3 OF 2022
IN
MACMA.No.393 of 2022

DIRECTION

