

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

:PRESENT:

HONOURABLE SRI JUSTICE CHALLA GUNARANJAN
CIVIL MISCELLANEOUS APPEAL NO: 442 OF 2022



Between:

The Oriental Insurance Company Limited, Rep. by its Divisional
Manager, R/o Guttikonda Zoom Plaza, Near Vinayak Theatre, Ring
Road, Vijayawada -10

Appellant/2nd Respondent

AND

1. Smt. Shaik Najira, W/o, Late Mastanvall, Aged about 33 Years.
2. Shaik Jasmin, D/o. Late Mastanvali, Aged about 14 Years.
3. Shaik Mahabuub Subhani, S/o. Late Mastavali, Aged about 10 Years.
4. Shaik Chan bi, W/o. Meera Saheb, M/o. Late Mastanvali, Aged about 55 years.
5. Shalk Meera Saheb, S/o. Mastani F/o. Late Mastanval, Aged about 60 years.

All are R/o House No. 7-93, Chilumuna Village, Duggirala Mandal,
Guntur District.

Respondents/Applicants

6. N. Hemalatha, W/o. N. Srinivasa Rao, R/o. Near MRO Office,
Chimakurthy Mandal, Nellore District. (Owner of Tipper Lorry No. AP 27
TX 8169)

Respondent/Respondent

Petition under Section 30 of Employee's Competition Act, praying that in
the circumstances stated in the affidavit filed in support of the Civil
Miscellaneous Appeal, the High Court may be pleased to allowed by setting
aside the Order dated 13.05.2022 in E,C.No.02 of 2018 on the file of the Court

of the Commissioner for Employee's Compensation & Asst. Commissioner of Labour, Tenali.

IA NO: 2 OF 2022

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay of all further proceedings including execution of the order and decial order of the Lower Court in E.C. 2 of 2018 on the file of the court of the Commissioner for Employee's Compensation and Asst. Commissioner of Labour, Tenali, dated 13.05.2022, Pending disposal of CMA 442 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the grounds filed in support thereof and the order of the High Court dated:13.12.2022 and upon hearing the arguments of Sri SAMBOJU BALA GOPAL, Advocate for the Petitioner, the Court made the following;

ORDER:

The appellant has deposited the compensation amount awarded under the impugned order, in compliance with the statutory pre-condition for entertaining this appeal.

By order dated 13.12.2022 in I.A.No.2 of 2022, this Court has granted interim stay of disbursement of 50% of the compensation so deposited and permitted the respondents/ claimants to withdraw the balance 50% of the deposited amount, without furnishing any security.

Admit.

List this matter for hearing in usual course. ✓

Meanwhile, Registry shall call for records.

//TRUE COPY//

For

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

SECTION OFFICER

To,

- 1) The Commissioner for Employee's Compensation and Asst.
Commissioner of Labour, Tenali,
- 2) Smt. Shaik Najira, W/o, Late Mastanvall, Aged about 33 Years,
R/o House No. 7-93, Chilumuna Village, Duggirala Mandal,
Guntur District
- 3) Shaik Chan bi, W/o. Meera Saheb, M/o. Late Mastanvali, Aged
about 55 years, R/o House No. 7-93, Chilumuna Village,
Duggirala Mandal, Guntur District
- 4) Shalk Meera Saheb, S/o. Mastani Flo. Late Mastanval, Aged
about 60 years, R/o House No. 7-93, Chilumuna Village,
Duggirala Mandal, Guntur District. (Addressee Nos.2 to 4 by
RPAD)
- 5) One CC to SRI. SAMBOJU BALA GOPAL Advocate [OPUC]
- 6) The Section Officer, CMA Section, High Court of Andhra Pradesh,
Amaravati.
- 7) One spare copy

KJ

HIGH COURT

CGR,J

DATED:08/09/2025

LIST THIS MATTER FOR HEARING IN USUAL COURSE

ORDER

CMA.No.442 of 2022

DIRECTION

