

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No.: MACMA No.1043 OF 2025

PROCEEDING SHEET

Sl.No	DATE	ORDER	OFFICE NOTE
	10.12.2025	<u>NV, J</u> <u>I.A.No.1 of 2025</u> Learned counsel for the respondent reported no objection for condoning the delay. For the reasons stated in the accompanying affidavit, delay of 92 days in filing the appeal is condoned. Accordingly, I.A.No.1 of 2025 is ordered. _____ NV, J <u>MACMA No.1043 of 2025</u> Pursuant to the direction issued by this Court earlier, learned counsel for the appellant filed Memo of Proof of Service stating that, notices were served against Respondent No.1 to 6. Notice sent to Respondent No.7 was returned with postal endorsement “addressee refused to take notice”. Since notice was returned with endorsement “addressee refused to take”, the same amounts to be deemed service, in view of the judgment of the Hon’ble Apex Court in K. Bhaskaran vs. Sankaran Vaidhyan Balan and another [(1999) 7 SCC 510] and C.C. Alavi Haji vs. Palapetty Muhammed [2007 (6) SCC 555]. Therefore, the notice served on Respondent No.7 amounts to deemed service.	

		Admit. Registry is directed to call for records from the Court below. Post after six weeks. _____ NV, J <u>I.A.No.2 of 2025</u> There shall be stay of operation of decree and judgment dated 09.04.2025 in M.V.O.P No.160 of 2023 on the file of Motor Vehicles Accidents Claims Tribunal-cum-IV Additional District Judge, at Vizianagaram, pending disposal of the main MACMA, subject to depositing 50% of the decretal amount along with proportionate interest and costs before the Tribunal, within eight (08) weeks from the date of receipt of copy of this order, failing which the stay gets vacated without any further order. On such deposit, Respondent Nos.1 to 5 are entitled to withdraw the 50% total amount already deposited in terms of the award passed by the Tribunal without furnishing any security. Accordingly, I.A.No.2 of 2025 is ordered. _____ NV, J SP	
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