

[3329]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE NINTH DAY OF DECEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

MOTOR ACCIDENT CIVIL MISCELLANEOUS APPEAL NO: 1069 OF 2025

Between:

New India Assurance Co., Ltd., Rep By its Manager Sukuru Complex, Door
no. 12-11-32, R.R.Appa Rao street, Vijayawada.

.... Appellant/Respondent No.4

AND

1. Veeramallu Srinivasa Rao, S/o. Samba Sia Rao, aged about 51 years,
Ramanama Kshetram, 3rd line, Sampath Nagar, Guntur.
2. Veeramallu Adilakshmi, W/o. Samba Siva Rao, aged about 44 years,
Ramanama Kshetram, 3rd line, Sampath Nagar, Guntur.

..Respondents/Petitioners

3. Bandla Nageswara Rao, S/o. Bandia Flanumaiah, age not known to this
appellant Door No.7-246, Ganga Mahal Road, Nimmathota Bazar,
Piduguralla. (Owner of the vehicle bearing No.AP07TJ 0679)
4. Seela Nagendra Babu, father name not known to this appellant age not
known to this appellant 10-592 Railway station road, Nadikudi post,
Dachepalli Mandal, Guntur Dt. (Driver of the vehicle bearing No.AP07TJ
0679)
5. Chowdari Rama Rao, S/o. Venkateswara Rao, age not known to this
appellant Rentachintala village and Mandal, Guntur

... Respondents/ Respondents

(Respondent Nos.3 and 4 not necessary Parties)

Appeal filed under Order 173 of Motor Vehicle Act is filed, being
aggrieved by the decree and judgment passed in M.V.O.P.No.1144/2018 ,

dated 03-04-2024, on the file of MOTOR ACCIDENTS CLAIMS TRIBUNAL-cum-III ADDL DISTRICT JUDGE, GUNTUR

IA NO: 2 OF 2025

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 may be pleased to suspend the judgement and decree made in M.V.O.P.No.1144/2018 Dated 03-04-2024 on the file of MOTOR ACCIDENTS CLAIMS TRIBUNAL-cum-III ADDL. DISTRICT JUDGE, GUNTUR, Pending disposal of MACMA 1069 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI AMANCHARLA SATISH BABU Advocate for the Petitioner, the Court made the following.

ORDER

Heard the learned counsel for the appellant.

Having regard to the reasons assigned in the affidavit filed in support of the 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 03.04.2024 passed in M.V.O.P.No.1144 of 2018 on the file of the Court of the Motor Accidents Claims Tribunal-cum-III Additional District Judge, Guntur, subject to condition of the appellant depositing 50% of the compensation awarded along with interest and costs, within a period of six (6) weeks from today. On such deposit being made, the claimants are permitted to withdraw half of the amount so deposited, in

proportionate shares as provided under the impugned judgment, without furnishing any security.

As directed by this Court, learned counsel for the appellant filed memo of proof of service. As per the said memo, notice served upon respondent Nos.1 and 2. As far as respondent Nos.3 and 4 are concerned, they were described as not necessary parties in the cause title.

Learned counsel for the appellant is directed to takeout personal notice afresh to respondent No.5 through registered post with acknowledgment due and file proof of service in the Registry.

List the matter after six(6) weeks.

SD/- B.PRASAD RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Motor Accidents Claims Tribunal-cum-III Additional District Judge, Guntur.
2. Veeramallu Srinivasa Rao, S/o. Samba Sia Rao, aged about 51 years, Ramanama Kshetram, 3rd line, Sampath Nagar, Guntur.
3. Veeramallu Adilakshmi, W/o. Samba Siva Rao, aged about 44 years, Ramanama Kshetram, 3rd line, Sampath Nagar, Guntur.
4. Chowdari Rama Rao, S/o. Venkateswara Rao, Rentachintala village and Mandal, Guntur (2 to 4 by RPAD)
5. One CC to SRI. AMANCHARLA SATISH BABU Advocate [OPUC]
6. One spare copy

ksr

HIGH COURT

NV, J

DATED:09/12/2025

ORDER

List the matter after six(6) weeks.

MACMA.No.1069 of 2025

INTERIM STAY

