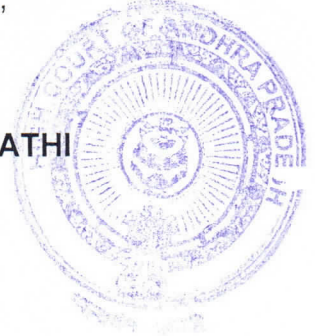


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE SIXTH DAY OF DECEMBER,
TWO THOUSAND AND TWENTY TWO

:PRESENT:
THE HONOURABLE MS JUSTICE B S BHANUMATHI

IA No. 2 OF 2022
IN
MACMA NO: 504 OF 2022

**Between:**

TATA AIG General Insurance Company Ltd., Rep. by its Manager, Nicholas
Piramal Tower, 9th Floor, G K Marg, Lower parel, Mumbai.
Holding its office at Hyderabad Rep, by its Authorized person

...Petitioner/Appellant/Respondent no.3
(Petitioner in MACMA 504 OF 2022
on the file of High Court)

AND

1. Nagaboyina Gangadhara rao, S/o.Late Krishna, Hindu, Aged 30 years, Suryachandra rao peta, Dwarka tirumala mandal, West Godavari District.
2. Nagaboyina Lakshmi, W/o. Gangadhara rao, Hindu, Aged 28 years, Suryachandra rao peta, Dwarka tirumala mandal, West Godavari District.

...Respondents/Petitioners

3. Orusu Rambabu, S/o. Venkataiah, Aged 36 years, Driver of mini lorry, Dugyala village, Peddaadhisharalapally mandal, Nalgonda District.
4. Varikuppala Srinu, S/o. Muthyalu, Hindu, Owner of mini lorry, House no.8-7-117, Ground Floor, Vyshali nagar, Hasthinapuram, Saroor nagar, Rangareddy District

...Respondents/Respondent no.2 & 3
(Respondents in-do-)

Counsel for the Petitioner :SRI. D RAVI KIRAN

Counsel for the Respondent : - - -

Petition under Section 151 of 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 stay the execution of decree and judgment dated 22-06-2022 Passed in Mvop no. 443 / 2016 on the file of Motor Accident claims Tribunal cum VII Additional District Judge, West Godavari, Eluru, pending disposal of MACMA No. 504 of 2022, 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). The Court made the following

ORDER:

"This petition is filed to grant Stay of all further proceedings including execution of the Award in M.V.O.P.No.443 of 2016, dated 22.06.2012 on the file

of Motor Vehicle Accidents Claims Tribunal-cum-VIII Additional District Judge, West Godavari, Eluru, pending disposal of the Appeal.

Learned Counsel for the Petitioner/Appellant submitted that the Appellant disputes the liability since the Policy has come into force on the next date of the accident, however, the Tribunal has failed to properly appreciate the ground raised by the Insurance Company.

In view of the serious ground raised in the Appeal, this Court deems it fit to grant Stay without any condition till next date.

Learned Counsel for the Petitioner /Appellant is permitted to take out personal service of notice to Respondents through Registered Post with Acknowledgment Due and file proof thereof.

Post the matter on 19.01.2023."

Sd/- G. HELA NAIDU
ASSISTANT REGISTRAR

//TRUE COPY//

Fc

SECTION OFFICER

To,

1. Nagaboyina Gangadhara rao, S/o.Late Krishna, Hindu, Aged 30 years, Suryachandra rao peta, Dwarka tirumala mandal, West Godavari District.
2. Nagaboyina Lakshmi, W/o. Gangadhara rao, Hindu, Aged 28 years, Suryachandra rao peta, Dwarka tirumala mandal, West Godavari District.
3. Orusu Rambabu, S/o. Venkataiah, Aged 36 years, Driver of mini lorry, Dugyala village, Peddaadhisharalapply mandal, Nalgonda District.
4. Varikuppala Srinu, S/o. Muthyalu, Hindu, Owner of mini lorry, House no.8-7-117, Ground Floor, Vyshali nagar, Hasthinapuram, Saroor nagar, Rangareddy District(1 to 4 By RPAD)
5. One CC to SRI. D RAVI KIRAN Advocate [OPUC]
6. One spare copy.

PSD

HIGH COURT

BSBJ

DATED:06/12/2022

POST THE MATTER ON 19.01.2023

ORDER

**IA No. 2 OF 2022
IN
MACMA NO: 504 OF 2022**

STAY

