

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI [3311]

MONDAY, THE TWENTY THIRD DAY OF JANUARY

TWO THOUSAND AND TWENTY THREE



: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-)

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 petition coming on for hearing, upon perusing the Criminal Petition and the memorandum of grounds filed in support thereof and the earlier Order of the High Court dated 06.12.2022 and upon hearing the arguments of Sri G. D RAVI KIRAN, Advocate for the Petitioners, the Court made the following.

ORDER:

"I.A.No.1 of 2022 filed under Section 5 of Limitation Act is pending."

Learned counsel for the petitioner/appellant represented that notices were served on R-1 and R-2/claimants about 15 days back and proof of service has been submitted before the Registry today vide USR No.5818. He further submitted that the notice on R-3/R-2 was refused and that the notice on R-4/R-3 was returned unserved with the endorsement 'insufficient address'.

Since R-4/R-3 remained ex parte before the Tribunal, further notice to R-4 is dispensed with.

For hearing I.A.No.1 of 2022, post on 20.02.2023.

Till then, interim order granted earlier in I.A.No.2 of 2022 is extended."

Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

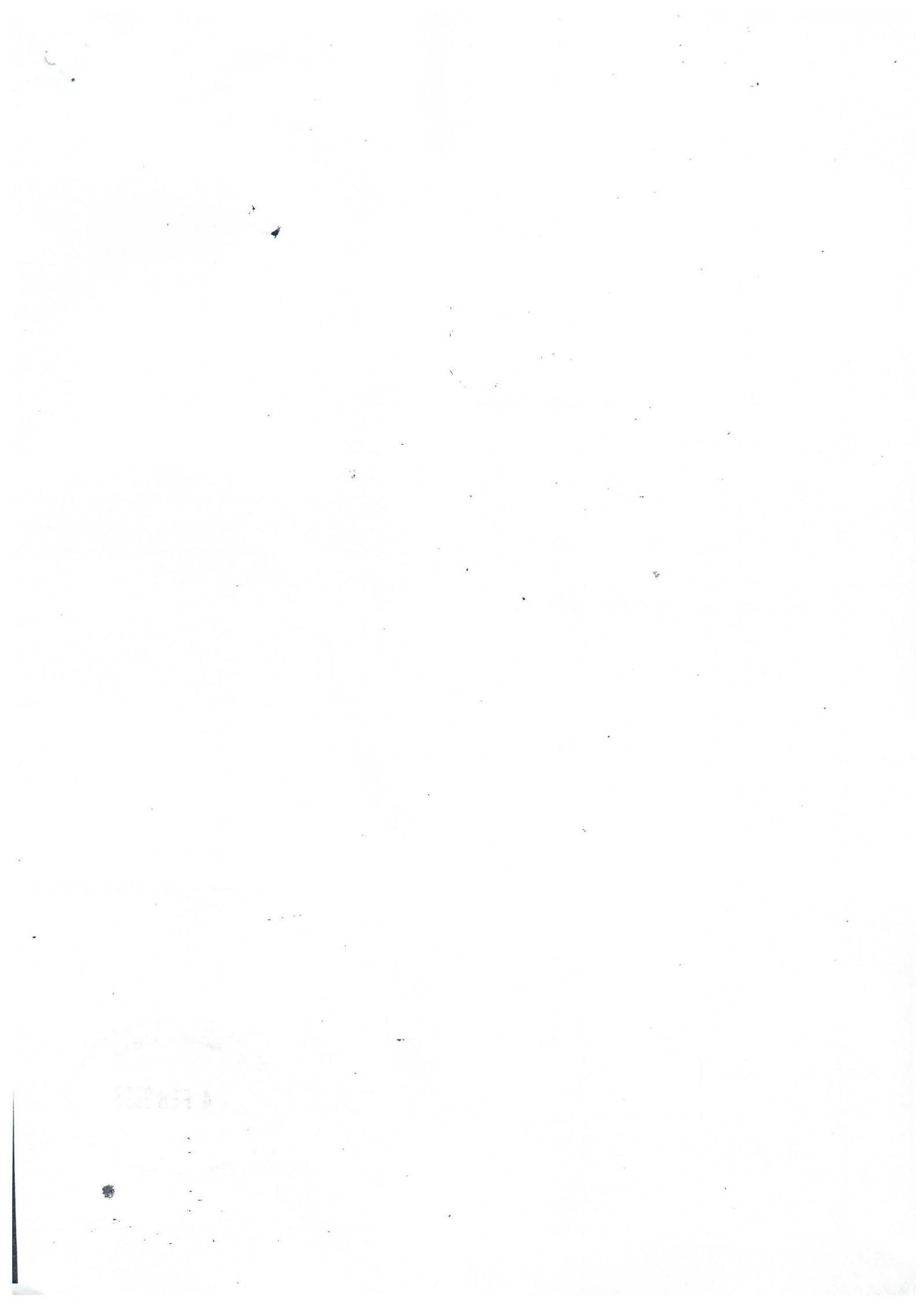
For ,

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.

PSK



HIGH COURT

BSBJ

DATED:23.01.2023

POST THE MATTER ON 20.02.2023

ORDER

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

INTERIM ORDER EXTENDED

