

[3329]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE FOURTH DAY OF DECEMBER,

TWO THOUSAND AND TWENTY FIVE



:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

IA No. 2 OF 2025

IN

MACMA NO: 1157 OF 2025

Between:

Cholamandalam MS General Insurance Company Ltd., represented by its Manager, Branch office Flat No -704, 6th Floor, Dwarakanagar, beside Hotel Sarovara, Visakhapatnam, Andhra Pradesh - 530 016.

...Appellant/Respondent No.3

AND

1. Valluri Rama Lakshmi, D/o Late Srinu, Hindu, Aged 17 years. Student, being minor, resident of Jonnada Viilage, Denkada Mandal, Vizianagaram District.
2. Valluri Ganesh, S/o Late Srinu, Hindu Aged 14 years, Student, being minor, resident of Jonnada Village, Denkada Mandal, Vizianagaram District.

(The petitioners are being minors represented by their Uncle guardian and next friend Sri Valluri Rama Rao, S/o late Krishna, Hindu, Aged 38 years, R/o Jonnada Village, Denkada Mandal, Vizianagaram District)

...Respondent Nos. 1 & 2/Petitioners 1 & 2

3. Korada Appalanaidu, S/o Guruvulu, Hindu, Aged 35 years, Driver of the Tractor and Trailer bearing Nos AP 35 X 7240 and AP 35 X 7595, Resident of Korada Veedhi, cheluvuru village, Vizianagaram, PIN.535005

...Respondent No.3/Respondent No.1

4. Thumaganti Nagamma, W/o Bangaru Naidu, Hindu, Aged 45 years, Owner of the Tractor and Trailer bearing Nos. AP 35 X 7240 and AP 35 D 7595, Resident of Malicherla Village, Vizianagaram District 535 002, Cell No.9951141068.

...Respondent No.4/Respondent No.2

Counsel for the Petitioner: Sri. KORAGANTI SREENIVASARAO

Counsel for the Respondents: -----

Petition under Order 41 Rule 5 R/w 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 grant stay of the Judgment and Decree dt. 17-04-2025, in M.V.O.P.No.548 of 2022 Before The Motor Accidents Claims Tribunal-Cum-V Additional District & Sessions Court, [Women Court], Vizianagaram, pending disposal of the above appeal;

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:

Heard 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 17.04.2025 passed in M.V.O.P.No.548 of 2022 on the file of Motor Accidents Claims Tribunal-cum-V Additional District and Sessions Judge (Women Court), Vizianagaram, subject to condition of the appellant depositing 50% of the compensation awarded along with interest and costs, within a period of eight (8) weeks from today. On

such deposit being made, claimant are permitted to withdraw half of the amount so deposited, in proportionate shares as provided under the impugned judgment, without furnishing any security.

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Motor Accidents Claims Tribunal-Cum-V Additional District & Sessions Judge, [Women Court], Vizianagaram.
2. Sri Valluri Rama Rao, S/o late Krishna, Hindu, Aged 38 years, R/o Jonnada Village, Denkada Mandal, Vizianagaram District. (on behalf of minor childrens Valluri Rama Lakshmi & Valluri Ganesh)
3. Korada Appalanaidu, S/o Guruvulu, Hindu, Aged 35 years, Driver of the Tractor and Trailer bearing Nos AP 35 X 7240 and AP 35 X 7595, Resident of Korada Veedhi, cheluvuru village, Vizianagaram, PIN.535005
4. Thumaganti Nagamma, W/o Bangaru Naidu, Hindu, Aged 45 years, Owner of the Tractor and Trailer bearing Nos. AP 35 X 7240 and AP 35 D 7595, Resident of Malicherla Village, Vizianagaram District 535 002, Cell No.9951141068. (Addressee Nos. 2 to 4 BY RPAD)
5. One CC to Sri. KORAGANTI SREENIVASARAO, Advocate [OPUC]
6. One spare copy

JSS

HIGH COURT

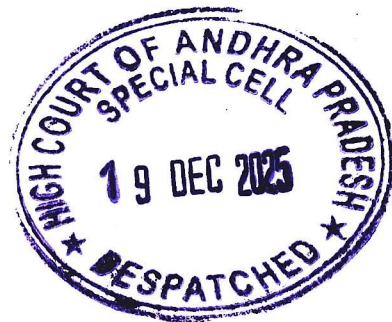
NV, J

DATED:04/12/2025

LIST THE MATTER AFTER EIGHT (08) WEEKS.

ORDER

**IA No. 2 OF 2025
IN
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INTERIM STAY