

**THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THURSDAY, THE TWELFTH DAY OF MARCH
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA

IA No. 3 OF 2026

IN

MACMA NO: 173 OF 2026

Between:

Tatiparthi Sai Kumar, S/o T.Kondaiah.

... Vacate Petitioner/Respondent No. 1

(Respondent No. 1 in MACMA 173 OF 2026
on the file of High Court)

AND

1. Magma HDI General Insurance Company Ltd., Represented by its Divisional Manager, No.202/B, 2nd Floor, Mandhana Towers, at H.No.7-1-59/2 and 59/6, Ameerpet, Hyderabad.
Respondent /Appellant
2. Myakala Hanumanthu, S/o Hanmaiah, Aged 46 Years, Occ Owner-cum Driver of Mahindra Boleo Vehicle bearing no.TS 34 TA 3946, R/o H.No.1-8, Ghanpur Village, Badayelkacherla, Kulkacherla Mandal, Vikarabad District-509 335.
(Respondent No. 2 herein, made only a proforma party in this Cross objectins and no notice is necessary to him)

...Respondent/Respondent No.2
(Respondents in-do-)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to vacate the interim stay granted by order dated 12/02/2026 in IA No 2 of 2026 in MACMA No 173 of 2026, enabling the petitioner to withdraw amount deposited by the Respondent No 1, pending disposal of MACMA No. 173 of 2026, on the file of the High Court.

IA No 2 of 2026:

Petition under Section 151 CPC 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 operation of decree and judgment dated 6-11-2025 in M.V.O.P.No.92 of 2023 on the file of Motor Accident Claims Tribunal-cum Principal District Judge, at

Mahabubnagar, pending disposal of MACMA No. 173 of 2026, 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 the order of the High Court dated 12.02.2026 made in IA No 2 of 2026 and upon hearing the arguments of Sri HARINATH REDDY SOMA Advocate for the Respondent No. 1 in IA No 3 of 2026 and Sri K VENKATESH GUPTA Advocate for the Petitioner in IA No 3 of 2026.

The Court made the following

ORDER

This Interlocutory Application has been filed seeking to vacate the interim order dated 12.02.2026 and to permit withdrawal of the amount so deposited by the insurance company by the petitioner herein.

The prayer for vacating the interim order will be considered on the next date of hearing.

In the meanwhile, considering the reasons stated in the accompanying affidavit, the claimants, except the minor claimants, if any, are permitted to withdraw 50% of the decretal amount so deposited by the insurance company, in the ratio as apportioned by the Tribunal, without furnishing any security.

List on 23.04.2026.

**Sd/- S.MALLIKARJUNA RAO
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Accident Claims Tribunal-cum Principal District Judge, at Mahabubnagar.
2. One CC to SRI. HARINATH REDDY SOMA Advocate [OPUC]
3. One CC to SRI. K VENKATESH GUPTA Advocate [OPUC]
4. One spare copy

HIGH COURT

NBK, J

DATED:12/03/2026

LIST ON 23.04.2026.

ORDER

I.A.No.3 of 2026

IN

MACMA.No.173 of 2026

DIRECTION

