

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE FIFTEENTH DAY OF APRIL TWO THOUSAND AND NINETEEN

:PRESENT:
THE HONOURABLE SRI JUSTICE T.AMARNATH GOUD



IA No. 2 OF 2019
IN
MACMA NO: 301 OF 2019

Between:

1. National Insurance Company Limited, Rep. by its Branch Manager, Branch Office, Nizamabad.
2. National Insurance Company Limited, Rep. by its Branch Manager, Branch Office, Adilabad.

...Petitioner/ Appellant/ Respondent No. 3 & 4
(Petitioner in MACMA 301 OF 2019
on the file of High Court)

AND

1. Razia Begum @ Rabiya Begum, W/o. Late Mohammad Muzammil Yar Khan, Age 26 years, Occ Household (Wife).
2. Mohammad Sufiyan, Late Mohammad Muzammil Yar Khan, Age 8 years, Occ Student Minor under the guardianship of his natural mother Petitioner No.1
3. Saida Begum, W/o.Jaffar Yar Khan, Age 65 years, Occ House hold, Senior Citizen.
4. Jaffar Yar Khan, S/o. Khamruddin Yar Khan, Age 75 years, Occ Nil (senior citizen). .. Respondents/ Petitioners
5. Sambodu Kondaiah, S/o. Lingaiah, Age 38 years, Occ Driver of Crime Vehicle Bus Bearing No.AP01X 0549, R/o.Sheshapathi, R/M. Mandamarri, District Adilabad,
6. Srinivas Reddy, S/o. Chinna Reddy, Age Major, Occ Owner of Bus Bearing No.AP01X0549, R/o.H.No.10-35, Fakeergutta, Utnoor, Dist. Adilabad.
7. Telangana State Road Transport Coroporation, Rep. by its Managing Director, Musheerabad, Hyderabad.

...Respondents/ Respondent No. 1,2, & 5
(Respondents in-do-)

Counsel for the Petitioner :KONDADI AJAY KUMAR

Counsel for the Respondent :

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 may be pleased to stay of all further proceedings of the execution of the Judgement and decree passed in MVOP 180/2016, dated 04-07-2018 on the file of Addl. MACT-cum-Spl. Judge For Trial of Cases under SCs/STs (POA) Act-Cum-V Additional District and Sessions Judge, at Adilabad, pending disposal of MACMA No. 301 of 2019, 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).

ORDER:-

There shall be interim stay of execution of decree and judgment in M.V.O.P.No.180 of 2016 passed by the Chairman, Motor Accident Claims, Tribunal-cum- V Additional District and Sessions Judge, Adilabad, subject to deposit of 50% of the decree amount together with costs and interest, if any, within eight weeks from today.

The major claimant/s is/are permitted to withdraw the amount deposited by the petitioner together with interest and costs thereon without furnishing any security as per proportionate share from out of the deposited amount.

Sd/- N. CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Chairman, Motor Accident Claims, Tribunal-cum- V Additional District and Sessions Judge, Adilabad.
2. Razia Begum @ Rabiya Begum, W/o. Late Mohammad Muzammil Yar Khan, Age 26 years, Occ Household (Wife). (on behalf of herself and on behalf of Mohammad Sufiyan, Late Mohammad Muzammil Yar Khan, Age 8 years, Occ Student Minor)
3. Saida Begum, W/o.Jaffar Yar Khan, Age 65 years, Occ House hold, Senior Citizen.
4. Jaffar Yar Khan, S/o. Khamruddin Yar Khan, Age 75 years, Occ Nil (senior citizen).
5. Sambodu Kondaiah, S/o. Lingaiah, Age 38 years, Occ Driver of Crime Vehicle Bus Bearing No.AP01X 0549, R/o.Sheshapathi, R/M. Mandamarri, District Adilabad,
6. Srinivas Reddy, S/o. Chinna Reddy, Age Major, Occ Owner of Bus Bearing No.AP01X0549, R/o.H.No.10-35, Fakeergutta, Utnoor, Dist. Adilabad.
7. Managing Director, Telangana State Road Transport Coroporation, Musheerabad, Hyderabad.
8. One CC to SRI. KONDADI AJAY KUMAR Advocate [OPUC]
9. One spare copy

Ags

HIGH COURT

TAJ

DATED:15/04/2019

ORDER:-

IA No. 2 OF 2019
IN
MACMA NO: 301 OF 2019

Interim stay

