

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE SEVENTEENTH DAY OF APRIL

TWO THOUSAND AND NINETEEN

:PRESENT:
THE HONOURABLE SRI JUSTICE T.AMARNATH GOUDIA No. 1 OF 2019
IN
MACMA NO: 455 OF 2019

Between:

1. Telangana State Road Transport Corporation, Rep. by its Vice Chairman and Managing Director, Bus Bhavan, Head Office, RTC 'X' Roads, Musheerabad, Hyderabad.
2. Depot Manager, Telangana State Road Transport Corporation, Hakimpet, Hyderabad.

...Petitioner/ Appellants/ Respondents
(Petitioner in MACMA 455 OF 2019
on the file of High Court)

AND

1. Smt. A. Pramila Marry, W/o. late. A. John Francis, Aged 30 years, Occ - Housewife, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16.
2. A. Annie Jennifer, D/o. late. A. John Francis, Aged 07 years, Occ - Student, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16.
(Respondents No.2 and 3 being minors represented by her mother and natural guardian i.e. Respondent No.1 herein namely Smt. A. Pramila Marry).
3. A. Prince Allen, S/o. late. A. John Francis, Aged 06 years, Occ - Student, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16.
(Respondents No.2 and 3 being minors represented by her mother and natural guardian i.e. Respondent No.1 herein namely Smt. A. Pramila Marry).
4. A. Laomi, W/o. A. Devasayam James, Aged 53 years, Occ - Household, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16.
5. A. Devasayam James, S/o. late. A. Williams, Aged 53 years, Occ - Nil, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16.
6. Mr. Anjaneyulu, S/o. Narsaiah, Aged Major, Occ - Driver, Kukunoorpally, Kondapak, Medak. (Respondent No. 6 herein is not a necessary party in this Appeal claimed against him.)

...Respondents/ Petitioners
(Respondents in-do-)

Counsel for the Petitioner : N VASUDEVA REDDY(SC FOR APSRTC)

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 to grant stay of execution of the Judgment and Decree of the Motor Accident Claims Tribunal-Cum- I Addl. Chief Judge, City Civil Court, Secunderabad, dt. 02.11.2018, made in MVOP. No. 581 of 2016; pending disposal of MACMA No. 455 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.581 of 2016 passed by the Chairman, Motor Accident Claims, Tribunal-cum-I Additional Chief Judge, City Civil Court, Secunderabad, 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-I Additional Chief Judge, City Civil Court, Secunderabad.
2. Smt. A. Pramila Marry, W/o. late. A. John Francis, Aged 30 years, Occ - Housewife, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16. (on behalf of herself and on behalf of minors
A. Annie Jennifer, D/o. late. A. John Francis, Aged 07 years, Occ - Student,
A. Prince Allen, S/o. late. A. John Francis, Aged 06 years, Occ - Student,
3. A. Laomi, W/o. A. Devasayam James, Aged 53 years, Occ - Household, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16.
4. A. Devasayam James, S/o. late. A. Williams, Aged 53 years, Occ - Nil, R/o. Road No. 10, H.No. 12-890/C, West Marredpally, Secunderabad-16.
(Nos. 2 to 4 by RPAD)
5. One CC to SRI. N VASUDEVA REDDY(SC FOR APSRTC), High Court of Telangana at Hyderabad (OUT)
6. One spare copy.

AGS

HIGH COURT

TAJ

DATED:17/04/2019

NOTE: POST ON 11-06-2019

ORDER:-

IA No. 1 OF 2019
IN
MACMA NO: 455 OF 2019

INTERIM STAY

