

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY, THE FIRST DAY OF MAY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA

I.A.No. 4 OF 2024

IN

IA No. 3 OF 2024

IN

MACMA NO: 784 OF 2024

IA No. 3 OF 2024

Between:

M/s United Indian Insurance Company Ltd, Rep by its Divisional Manager
Church Building, Tilak Road, Abids Hyderabad

...Petitioner/Appellant/R3

(Appellant in MACMA 784 OF 2024

on the file of High Court)

AND

1. Sri Thota Pramod Kumar, S/o Chakrapani, Occ . Pvt Employee
2. Master Thota Akshith, S/o Sri T Pramod Kumar Aged about 2 years,
3. Baby Thota Anusree, D/o Sri T Pramod Kumar Aged about 1 year,
(R2 to R3 are minors, rep by their father and natural guardian, Sri Thota
Pramod Kumar S/o Chakrapani, Occ. Pvt Employee)
(All above are R/o H. No. 8-131 New Sai Nagar 2nd Lane, Bandi Garden
Road, Uppal Depot, Peerjadiguda Ranga Reddy District)

Respondent No. 1 to 3/Claimants No 1 to 3

4. A. Sri Lala Ram, S/o Sri Karelal, Occ. Driver of lorry No HR-38-S-6833
R/o.H.No.10-24, Vindavan village, Mathura mandal Uttar Pradesh state –
281406

Respondent No 4/ Respondent No 1/

Driver of lorry No HR-38-S-6833

5. Sri Vinay Kumar Tomar S/o Sri Ch Satyavir Tomar, Occ. Owner of lorry No.HR-38-S-6833 R/o 1/C, 37, Chandanvan, Mathura mandal Uttar Pradesh State T Add. Adarshnagar, B/B Faridabad - 281 001

Respondent No 5/ Respondent No 2/

Owner of lorry No HR-38-S-6833

(Respondents in-do-)

Petition under Section 151 of C.P.C praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to grant STAY of all further proceedings including execution of the impugned Judgment and Decree dt. 01.06.2023 passed in MVOP No.1213 of 2016 by the Chairman, Accidents Claims Tribunal-Cum-II Additional Chief Judge, City Civil Courts, Hyderabad, Pending disposal of MACMA No.784 of 2024, on the file of the High Court.

I.A.No. 4 OF 2024

Between

1. Sri Thota Pramod Kumar S/o Chakrapani, Occ. Pvt Employee
2. Master Thota Akshith, S/o Sri ~~X~~ Pramod Kumar Aged about 2 years,
3. Baby Thota Anusree, D/o Sri T Pramod Kumar Aged about 1 year,
(Petitioners No.2 & 3 are minors, rep by their father and natural guardian, Sri Thota Pramod Kumar S/o Chakrapani, Occ. Pvt Employee)
(All above are R/o H. No. 8-131 New Sai Nagar 2nd Lane, Bandi Garden Road, Uppal Depot, Peerjadiguda Ranga Reddy District)

...Petitioner/ Respondent No. 1 to 3

(Respondent No. 1 to 3/in MACMA NO: 784 OF 2024

on the file of High Court)

AND

1. M/s United Indian Insurance Company Ltd, Rep by its Divisional Manager Church Building, Tilak Road, Abids Hyderabad

Respondent/Petitioner

2. A. Sri Lala Ram, S/o Sri Karelal, Occ. Driver R/o H.No.10-24, Vindavan village, Mathura Mandal Uttar Pradesh state – 281406

3. Sri Vinay Kumar Tomar, S/o Sri Ch Satyavir Tomar, R/o.1/C, 37,
Chandanvan, Mathura Mandal, Uttar Pradesh State

(Respondents No.2 & 3 are not necessary parties to this application)

...Respondents

(Respondents in-do-)

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to permit the Petitioner No. 1 herein to with draw his respective share out of the 50% decretal amount deposited before the lower Tribunal, by vacating the interim orders passed by this Court in IA No.3 of 2024 in MACMA No. 784 of 2024, dated 25/06/2024.

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 25.06.2024 made in IA No.3 of 2024 and upon hearing the arguments of Sri G Purushotham Rao Advocate for the Petitioner in IA No.3 of 2024 and Respondent No.1 in IA No.4 of 2024, Sri Chandrasekhar Reddy Gopireddy Advocate for the Respondents No.1 to 3 in IA No.3 of 2024 and Petitioners in IA No.4 of 2024, the Court made the following.

ORDER

Heard parties through their counsel.

This Interlocutory Application has been filed seeking to permit withdrawal of the amount so deposited by the Insurance Company by the petitioners herein.

For the reasons stated in the accompanying affidavit, the claimant is 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.

Accordingly, the I.A. is disposed of.

//TRUE COPY//

**Sd/- M.OSMAN ALI BAIG
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. The Chairman, Accidents Claims Tribunal-Cum-II Additional Chief Judge,
City Civil Courts, Hyderabad
2. One CC to SRI G PURUSHOTHAM RAO Advocate [OPUC]
3. One CC to SRI CHANDRASEKHAR REDDY GOPIREDDY Advocate [OPUC]
4. One spare copy

HIGH COURT

NBK, J

DATED: 01-05-2026

ORDER

**I.A.No. 4 OF 2024
IN
I.A.No.3 OF 2024
IN
MACMA NO: 784 OF 2024**

DIRECTION

