

[3166]

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
MONDAY, THE THIRTIETH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY

:PRESENT:
THE HONOURABLE SRI JUSTICE T.VINOD KUMAR
IA No. 3 OF 2020
IN
MACMA NO: 592 OF 2020

Between:

Bharathi AXA General Insurance Company Ltd., Represented by its Branch Manager, Office at 3rd Floor, H.No.6-3-666/B/6, Gokul Towers, Panjagutta, Hyderabad.

...Petitioner/Appellant/Petitioner
(Appellant in MACMA 592 OF 2020
on the file of High Court)

AND

1. Smt.P.Sumalatha, W/o P.Narsing Rao, Occ. House hold, R/o. H.No.16-5-19/A/3, Lothukunta, Secunderabad-500 015.
2. P.Siri Chandrika, D/o Late P.Narsing Rao, aged 4 years R/o. H.No.16-5-19/A/3, Lothukunta, Secunderabad-500 015. (Petitioner no.2 being minor is rept. By her mother and natural guardian, Petitioner no.1)
3. M/s Vennela Logistics, Owner of Swaraj Mazda bearing no.AP 28 TB 1086, R/o. Plot no.46, Surya Nivas, Megha Hills, Madhapur, Ranga Reddy District-501 133.
4. The Shriram General Insurance Co. Ltd., (DELETED as per orders of Tribunal, NECESSARY PARTY)

...Respondents
(Respondents in-do-)

Counsel for the Petitioner : SRI HARINATH REDDY SOMA
Counsel for the Respondents : ---

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 judgement dated 3-05-2019 in M.V.O.P.No.526 of 2014 on the Motor Accident Claims Tribunal-cum-XXVII Additional Chief Judge, City Civil Court, at Secunderabad, pending disposal of MACMA No. 592 of 2020, 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

Heard learned counsel for the petitioner /appellant-insurance company and perused the record.

Having regard to the issues raised in appeal require consideration, there shall be an interim stay of execution of judgment and decree dated 03.05.2019 passed in MVOP No.526 of 2014 on the file of Chairman, MACT-cum-XXVII Additional Chief Judge, City Civil Court, Secunderabad, subject to the condition of petitioner depositing 50% of the decretal amount together with costs and interest, if any, to the credit of the MVOP before the Tribunal, within a period of four (4) weeks from today.

SD/- B. SATYAVATHI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Accident Claims Tribunal -cum-XXVII Additional Chief Judge, City Civil Court, Secunderabad
2. Smt.P.Sumalatha, W/o P.Narsing Rao, Occ. House hold, R/o. H.No.16-5-19/A/3, Lothukunta, Secunderabad-500 015. (For self and on behalf of respondent No.2, viz. P.Siri Chandrika, D/o Late P.Narsing Rao, being minor)
3. M/s Vennela Logistics, Owner of Swaraj Mazda bearing no.AP 28 TB 1086, R/o. Plot no.46, Surya Nivas, Megha Hills, Madhapur, Ranga Reddy District-501 133. (2 to 4 By RPAD)
4. One CC to Sri Harinath Reddy Soma Advocate [OPUC]
5. One spare copy

HIGH COURT

TVKJ

DATED:30/11/2020

ORDER

**IA No. 3 OF 2020
IN
MACMA NO: 592 OF 2020**

INTERIM STAY



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