

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

:PRESENT:
THE HONOURABLE SRI JUSTICE T. AMARNATH GOUD
IA No. 3 OF 2019
IN
IA No. 2 OF 2019
IN
MACMA NO: 3281 OF 2019

IA No. 2 OF 2019**Between:**

1. The APSRTC, Rep. by its Managing Director. Office at Bus Bhavan, Musheerabad, Hyderabad (presently at Pandit Nehru Bus station, Vijayawada, Krishna District)
2. The Depot Manager, APSRTC, Amalapuram Depot, East Godavari District, AP.
 ...Petitioners/Appellants
 (Appellants in MACMA No. 3281 OF 2019
 on the file of High Court)

AND

1. K. Balraju, S/o. K. Venkaiah, R/o.4-36, Kothagudem, Batasingarain, Rangareddy District.
2. K. Bujjamma, W/o.K. Balraju, Occ- Housewife R/o.4-36, Kothagudem, Batasingaram, Rangareddy District
3. K. Mahesh, S/o. K. Balraju, R/o.4-36, Kothagudem, Batasingaram, Rangareddy District.
 (Resp.no. 3 Not Necessary Party to the Appeal)
 ...Respondents/Respondents
 (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 stay all further proceedings including execution of the decree dated 28/12/2018 in M.V.O.P.No.764/2016 on the file of the court of the Motor Accidents Claims Tribunal - Cum - The Court of the Chief Judge - City Civil Courts - Hyderabad, pending the disposal of MACMA No. 3281 of 2019, on the file of the High Court.

IA No. 2 OF 2019**Between:**

1. K. Balraju, S/o. K. Venkaiah, R/o.4-36, Kothagudem, Batasingarain, Rangareddy District.
2. K. Bujjamma, W/o.K. Balraju, Occ- Housewife R/o.4-36, Kothagudem, Batasingaram, Rangareddy District
 ...Petitioners/Respondents No.1 & 2
 (Respondents No.1 & 2 in MACMA No. 3281 OF 2019
 on the file of High Court)

AND

1. The APSRTC, Rep. by its Managing Director, Office at Bus Bhavan, Musheerabad, Hyderabad (presently at Pandit Nehru Bus station, Vijayawada, Krishna District)
2. The Depot Manager, APSRTC, Amalapuram Depot, East Godavari District, AP.
 Respondents/Appellants
3. K. Mahesh, S/o. K. Balraju, R/o.4-36, Kothagudem, Batasingaram, Rangareddy District.
 (Resp.no. 3 Not Necessary Party to the Appeal)
 ...Respondents/3rd Respondents
 (Respondent 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 order dated 27-09-2019 in IA No. 2 of 2019 in MACMA No.3581 of 2019, pending disposal of MACMA No. 3281 of 2019, 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 27.09.2019 made in IA No.2 of 2019 and upon hearing the arguments of Sri Kallakuri Srinivasarao Advocate for the petitioners in IA No.2 of 2019 and Respondents No.1 & 2 in IA No.3 of 2019 and of Sri A.Madhava Reddy, Advocate for the Respondents No.1 & 2 in IA No.2 of 2019 and petitioners in IA No.3 of 2019, the Court made the following

ORDER

Heard.

In pursuance of the order, dated 27.09.2019 passed by this Court, the appellant/APSRTC have deposited 50% of the decretal amount.

In view of the same, the petitioners/respondents 1 & 2/Claimants 1 & 2, who are major, are permitted to withdraw the amount deposited by the appellants/respondents/APSRTC together with interest and costs thereon without furnishing any security as per proportionate share from out of the deposited amount.

Accordingly, vacate stay petition is dismissed and stay made absolute.

Sd/- M. MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Accident Claims Tribunal-cum-the Court of the Chief Judge, City Civil Court, Hyderabad
2. One CC to Sri Kallakuri Srinivasarao Advocate [OPUC]
3. One CC to Sri A. Madhava Reddy Advocate [OPUC]
4. One spare copy

HIGH COURT

TAJ

DATED: 30/12/2019

ORDER

IA No. 3 OF 2019
IN
IA No. 2 OF 2019
IN
MACMA NO: 3281 OF 2019

DIRECTION

