

**THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

TUESDAY, THE TWENTY THIRD DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SMT JUSTICE RENUKA YARA

IA No. 4 OF 2025

IN

MACMA NO: 1853 OF 2025

Between:

The Bajaj Allianz General Insurance Co. Ltd, Represented by its Branch Manager, Branch Office at H.No.1-7-690, First Floor, Layola Arcade, Subedari, Hanamkonda, Warangal City and District.

...Petitioner/Appellant

(Appellant in MACMA 1853 OF 2025
on the file of High Court)

AND

1. Bhasika Bhaska Madhavi, W/o Late Raju, Occ. Housewife
2. Bhasika Bhaska Sai Kishore Teja, S/o Late Raju, aged 13 years, Occ. Student
3. Bhasika @ Bhaska Krishnaa Manohar, S/o Late Raju, aged 8 years, Occ. Student
4. Bhasika @ Bhaska Veeraiah, S/o Rajaiah, Occ. Railway Employee,
5. Bhasika @ Bhaska Ilamma, W/o Veeraiah, Occ. Housewife

(Respondent Nos.2 and 3 are minors and are being Represented by their mother and natural guardian Bhasika @ Bhaska Madhavi i.e. Respondent No.1 herein)

All are R/o Rampet, H/o Kadipikonda Kazipet Mandal, Warangal Urban District.

6. Karmakanti Srinivas, S/o Veereshalingam, Occ. Owner of the Crime Vehicle, R/o H.No.25-4-374, Vishnupuri, Kazipet, Warangal City and District.

(Respondent No.6 is not a necessary party to this petition)

...Respondents/Respondents

(Respondents in-do-)

Counsel for the Petitioner : SRI A.RAMAKRISHNA REDDY

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 stay the operation of the order and decree dated 25-03-2025 passed in M.V.O.P.No.884 of 2022 (old M.V.O.P.No.432 of 2019) on the file of the Court of the Chairman, Motor

Vehicle Accidents Claims Tribunal -Cum- Principal District Judge, Hanumakonda, pending disposal of MACMA No.1853 of 2025, on the file of the High Court.

The Court made the following

ORDER:

This application is filed seeking to grant stay of operation of decree dated 25.03.2025 in M.V.O.P. No. 884 of 2022 (old M.V.O.P. No. 432 of 2019) on the file of the Chairman, Motor Accidents Claims Tribunal-cum-Principal District Judge, Hanumakonda.

Heard learned standing counsel for the petitioner/appellant.

Learned standing counsel or the petitioner/appellant submitted that the petition is filed under Section 163 of Motor Vehicles Act, 1988 and II schedule guidelines are not followed by the Tribunal. Further, it is submitted that the deceased has borrowed the vehicle from the owner of the vehicle and due to his own negligence, the accident occurred but the said fact was not considered by the Tribunal while awarding the compensation.

In the circumstances stated above, pending service of notice in I.A. No. 3 of 2025, there shall be interim stay of operation of decree dated 25.03.2025 in M.V.O.P. No. 884 of 2022 (old M.V.O.P. No. 432 of 2019) on the file of the Chairman, Motor Accidents Claims Tribunal-cum-Principal District Judge, Hanumakonda, subject to the appellant/petitioner depositing 25% of the compensation awarded by the Tribunal together with proportionate costs and interest, if any, within eight (08) weeks from today.

Sd/-M. OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman, Motor Accidents Claims Tribunal-cum-Principal District Judge, Hanumakonda.
2. Bhasika Bhaska Madhavi, W/o Late Raju, Occ. Housewife, R/o Rampet, H/o Kadipikonda Kazipet Mandal, Warangal Urban District. (for herself and on behalf of sons Bhasika Bhaska Sai Kishore Teja, S/o Late Raju and Bhasika @ Bhaska Krishnaa Manohar, S/o Late Raju)

3. Bhasika @ Bhaska Veeraiah, S/o Rajaiah, Occ. Railway Employee, R/o Rampet, H/o Kadipikonda Kazipet Mandal, Warangal Urban District.
4. Bhasika @ Bhaska Ilamma, W/o Veeraiah, Occ. Housewife, R/o Rampet, H/o Kadipikonda Kazipet Mandal, Warangal Urban District.
(for 2 to 4 By RPAD)
5. One CC to SRI A.RAMAKRISHNA REDDY, Advocate [OPUC]
6. One spare copy

HIGH COURT

RY, J

DATED:30.12.2025

LIST ON 10.03.2026

ORDER

I.A.No.4 of 2025

IN

MACMA.No.1853 of 2025

INTERIM STAY

