

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE TWENTY SIXTH DAY OF MARCH

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA

IA No. 1 OF 2025

IN

IA No. 3 OF 2024

IN

MACMA NO: 1579 OF 2024

Between:

1. Mallaboina Narsamma, W/o. Rajaiah, R/o. H.No.2-21, Kodavatancha Village, Regonda Mandal, Jayashankar Bhupalapally District-506 348.
2. Mallaboina Rajaiah, S/o. Bondaiah, Occ:Labour, R/o. H.No.2-21, Kodavatancha Village, Regonda Mandal, Jayashankar Bhupalapally District-506 348.

...Petitioners/Respondents No.1 & 2

(Respondents No.1 & 2 in MACMA 1579 OF 2024

on the file of High Court)

AND

1. Chola MS General Insurance Company Ltd., Represented by its Branch Manager, Branch office, Opp. Sunil Gardens, Mulugu X Roads, Warangal District.

Respondent No.1/Sole Appellant

2. H. Harikrishna, S/o. Venkatachary, Occ: Owner-cum--Rider of Motor cycle TS 25 E 2010, R/o. H.No.2-21, Kodavatancha Village, Regonda Mandal, Jayashankar Bhupalapally District-506 348.

...Respondent No.2/Respondent No.3

(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 direct the court below to permit the petitioners to withdraw the amount of Rs._____ on _____ deposited in pursuance of the orders passed in IA No.3 of 2024 in MACMA No.1579 of 2024 in MVOP No.374 of 2021

on the file of the Chairman, MVACTION-cum-I Addl. District Judge at Warangal pending disposal of MACMA No.1579 of 2024, on the file of the High Court.

IA No. 3 OF 2024

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 grant stay of operation of decree and judgment dated 31/01/2024 in M.V.O.P.No.374 of 2021 on the file of Chairperson, Motor Accidents Claims Tribunal-cum-I Additional District Judge, at Warangal, Pending disposal of MACMA No.1579 of 2024, 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 04.12.2024 made in IA No.3 of 2024 and upon hearing the arguments of SRI HARINATH REDDY SOMA Advocate for the Petitioner in IA No.3 of 2024 and Respondent No.1 of 2025 and of SRI TANGEDA DAYANANDA RAO Advocate for the Respondents No.1 & 2 in IA No.3 of 2024 and Petitioners in IA No.1 of 2025, 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 claimants, except the minor claimants, if any, are 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/- S.MALLIKARJUNA RAO
ASSISTANT REGISTRAR**


SECTION OFFICER

To,

1. The Chairperson, Motor Accidents Claims Tribunal-cum-I Additional District Judge, at Warangal.
2. One CC to SRI HARINATH REDDY SOMA Advocate [OPUC]
3. One CC to SRI TANGEDA DAYANANDA RAO Advocate [OPUC]
4. One spare copy

HIGH COURT

NBK,J

DATED:26/03/2026

ORDER

**IA No. 1 OF 2025
IN
IA No. 3 OF 2024
IN
MACMA NO: 1579 OF 2024**

DIRECTION

