

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE TWENTY SEVENTH DAY OF AUGUST
TWO THOUSAND AND NINETEEN

:PRESENT:**THE HONOURABLE SRI JUSTICE T.AMARNATH GOUD****IA No. 1 OF 2019****IN****MACMAMP.NO:520 of 2016****IN****MACMA NO: 1202 OF 2019****Between:**

1. Maimunnisa W/o Md. Kamruddin Bhaji, R/o H.No. 3-8, Angadipeta, Pet Basheerabad, Quthbullapur Mandal, Ranga Reddy District, and presently residing at H.No. 1-10-120, Phulong, Nizambad District
2. Fatima Sama D/o Md. Kamruddin Bhaji, aged 11 years, (minor), rep. by her next friend and mother respondent No.1 Maimunnisa W/o Md. Kamruddin Bhaji, R/o H.No. 3-8, Angadipeta, Pet Basheerabad, Quthbullapur Mandal, Ranga Reddy District, and presently residing at H.No. 1-10-120, Phulong, Nizambad District

...Petitioners/Respondents 1 & 2

(Respondents No.1 & 2 in MACMA 1202 OF 2019
on the file of High Court)

AND

1. The Oriental Insurance Company Limited, rep. by its Branch Manager, Branch Office, 1st Floor, Hero Honda Show Room Vinayak Nagar, Nizamabad
2. K.Ramulu S/o Bashaiah
(Respondent No.2 is not necessary)

...Respondents/Appellant

(petitioner, 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 permit us to withdraw the amount awarded by the Chairman M.A.C.T (I Addl District Judge) at Nizamabad in M.V.O.P.No.615/2012 which was deposited as per the order in M.A.C.M.A.M.P.No.520/2016 in M.A.C.M.A.S.R.No.40452/2015 dt:01-02-2016, pending disposal of MACMA No. 1202 of 2019, on the file of the High Court.

MACMAMP.NO:520 of 2016

Petition under Section 151 of C.P.C. praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to grant stay of all further proceedings including the execution of the decree and order passed in OP. No. 615 of 2012, dt. 13-07-2015 on the file of the Chairman, MACT cum I Additional District judge, Nizamabad, pending disposal of MACMA No. 1202 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 01.02.2016 made in MACMAMP No.520 of 2016 and upon hearing the arguments of Sri K Ashok Ramarao Advocate for the petitioner in MACMAMP No.520 of 2016 and respondent No.1 in I.A. No.1 of 2019 and Sri M.Gowtham Reddy, Advocate for the Respondents No.1 & 2 in MACMAMP No.520 of 2016 and petitioners in I.A.No.1 of 2019, the Court made the following

ORDER

Having regard to the reasons mentioned in the affidavit filed in support of the petition, petitioners are permitted to withdraw 25% of the amount deposited in the Court together with interest and costs thereon without furnishing any security as per proportionate share from out of the deposited amount.

Print the name of Sri M.Gowtham Reddy, learned counsel for the respondents.

SD/- T. NAGESH BABU
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

- 1 The Chairman, Motor Accident claims Tribunal cum I Additional District Judge, Nizamabad
- 2 One CC to Sri K.Ashok Rama Rao, Advocate (OPUC)
- 3 One CC to Sri M.Gowtham Reddy, Advocate (OPUC)
- 4 One Spare Copy

HIGH COURT

TAJ

DATED:27/08/2019

ORDER

**IA No. 1 OF 2019
IN
MACMAMP.NO:520 of 2016
IN
MACMA NO: 1202 OF 2019**

DIRECTION

