



C.M.P. No.32974 of 2025 in C.M.A .No.3907 of 2025

WEB COPY IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.01.2026

CORAM

**THE HONOURABLE MRS.JUSTICE K.GOVINDARAJAN THILAKAVADI**

**C.M.P. No.32974 of 2025 in C.M.A .No.3907 of 2025**

The Divisional Manager,  
The Oriental Insurance Company Limited,  
Vijayalakshmi Complex,  
No.32/312, 13th Street, Phase-2, Sathuvachari,  
Vellore-9, Vellore District

... Petitioner

Vs.

1. H.S. Vanishree
2. Minor S. Nakshathra
3. Minor. S. Rishitha
4. S. Rajeswari
5. Jabak Kumar

.... Respondents

**PRAYER**

To grant stay of execution of the Award dated 25.03.2024 made in M.C.O.P. No.514 of 2019 on the file of the I Additional District and Sessions Court, Motor Accident Claims Tribunal, Vellore, pending disposal of the above appeal.

For Petitioner : Mr. D. Bhaskaran



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**ORDER**

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The captioned Civil Miscellaneous Petition is filed to stay the execution of the Award dated 25.03.2024 made in M.C.O.P. No.514 of 2019 on the file of the I Additional District and Sessions Court, Motor Accident Claims Tribunal, Vellore.

2. The learned counsel appearing for the petitioner/appellant submitted that, the learned Tribunal, having fixed the annual income of the deceased at Rs.8,16,804/-, failed to deduct the income tax due and payable as per Income Tax slab for the relevant period and that the award, without statutory deductions, is liable to be set aside. Hence, prayed for staying all further proceedings in the above M.C.O.P.

3. Considering the facts and circumstances of the case, this Court is inclined to grant interim stay in the above matter on a condition that the appellant shall deposit a sum of Rs.75,00,000/- with interest to the credit of M.C.O.P. No.514 of 2019 on the file of the I Additional District and Sessions Court, Motor Accident Claims Tribunal, Vellore, on or before 22.02.2026,



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failing which, the order of stay granted by this Court shall stand vacated

automatically without further reference to this Court. On such deposit, the claimants 1 and 4 are permitted to withdraw 50% of their share in the deposited amount as per the apportionment made by the Tribunal after filing necessary application for withdrawal. The remaining 50% of the minor claimants' share in the deposited amount shall be deposited in any one of the Nationalised Bank for the period till they attain majority and the interest accrued thereon shall be withdrawn once in three months by their guardian.

4. Notice to the caveators returnable by 23.02.2026. Private notice is also permitted. Compliance report by then.

23.01.2026

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To

1. The I Additional District and Sessions Judge,  
Motor Accident Claims Tribunal, Vellore
2. The Section Officer, VR Section, High Court, Madras.



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**K.GOVINDARAJAN THILAKAVADI, J.**

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**23.01.2026**

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