



CMP(MD) No.5104
in CMA(MD)No.499 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21-04-2026

WEB COPY

**CORAM
THE HONOURABLE MR JUSTICE K.MURALI SHANKAR**

CMP(MD) No.5104 of 2026
in CMA(MD) No.499 of 2026

The Branch Manager,
National Insurance Company Ltd,
Having its Office at Door No.5-A,
First Floor, Kalaignar Maligai,
Sub Collector's Office Road,
Dindigul Town.

: Petitioner

Vs

1.Gowtham

2.Tharsana Prasanth

3.Gnanasekaran

: Respondents

This Civil Miscellaneous Petition filed under Section 151 C.P.C., praying to stay the operation of the award, dated 30.06.2025 made in M.C.O.P.No.127 of 2024, on the file of the Motor Accident Claims Tribunal, Special Sub Court to deal with MCOP Cases, Dindigul, pending disposal of the civil miscellaneous appeal.

For Petitioner : Mr.D.Sivaraman.

ORDER

The above petition has been filed to stay the operation of the award, dated 30.06.2025 made in M.C.O.P.No.127 of 2024, on the file of the Motor Accident



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Claims Tribunal, Special Sub Court to deal with MCOP Cases, Dindigul, pending disposal of the civil miscellaneous appeal.

2. Heard the learned counsel appearing for the petitioner and also perused the records.

3.The learned counsel appearing for the petitioner would submit that the Tribunal, without considering the subsequent amendments, has proceeded to apply the doctrine of pay and recovery. He would further submit that the petitioner/appellant is ready to deposit the entire award amount.

4. Considering the facts and circumstances of the case, there shall be an order of interim stay on condition that the petitioner/Insurance Company shall deposit the entire award amount together with interest and costs to the credit of M.C.O.P.No.127 of 2024, on the file of the Motor Accident Claims Tribunal, Special Sub Court to deal with MCOP Cases, Dindigul, on or before 09.06.2026, failing which, the interim order granted shall stand vacated automatically without any further reference to this Court.

5. Notice.

21-04-2026

DAS

To

Motor Accident Claims Tribunal,
Special Sub Court to deal with MCOP Cases, Dindigul.

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