

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Civil Appellate Jurisdiction )

Thursday, the Fifth day of November Two Thousand and Twenty

WEB COPY

PRESENT

**The Hon`ble Mr.Justice M.GOVINDARAJ**

CMA(MD) No.499 of 2020  
and  
CMP(MD)No.5439 of 2020

THE BAJAJ ALLIANZ GENERAL INSURANCE COMPANY LIMITED,  
REPRESENTING THROUGH THE GENERAL MANAGER,  
GE PLAZA, AIRPORT ROAD, YERWADA,  
PUNE - 411899.

... APPELLANT/2ND RESPONDENT

Vs

1.ALAGUMUTHURAJA

...1ST RESPONDENT/PETITIONER

2.DELHI GUJRAT FLEET CARRIER PRIVATE LIMITED,  
1/43, SHIVAJI NAGAR,  
GURGAON - 122 001.

... 2ND RESPONDENT/ 1ST RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to set aside the Judgment and Decree made in M.C.O.P.No.489 of 2017 dated 20.12.2019 on the file of the Motor Accidents Claims Tribunal, Special Subordinate Court, Dindigul and allow the appeal with costs and thus render Justice.

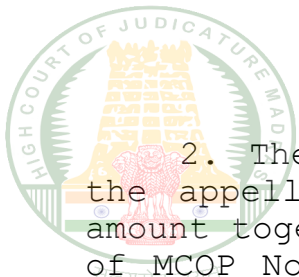
**PRAYER IN CMP(MD)No.5439 of 2020:**

To grant Interim Stay of all further proceedings pursuant to the Judgment and Decree dated 20.12.2019 made in M.C.O.P.No.489 of 2017 on the file of the Motor Accidents Claims Tribunal, Special Subordinate Court, Dindigul, pending disposal of the appeal.

**ORDER :** This petition coming on for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.J.S.MURALI, Advocate for the Appellant,the court made the following order:-

Notice to the respondents returnable in four weeks. Private Notice is also permitted.

<https://hcservices.ecourts.gov.in/hcservices/>



2. There shall be an order of interim stay on condition that the appellant / Insurance Company shall deposit the entire award amount together with proportionate interest and costs, to the credit of MCOP No. 489 of 2017, on the file of the Motor Accident Claims Tribunal, Special Subordinate Court, Dindigul, within a period of four weeks from the date of receipt of a copy of this order, failing which the interim stay granted shall stand vacated automatically without any further reference to this Court.

sd/-  
05/11/2020

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/ /2020  
Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

THE SPECIAL SUBORDINATE JUDGE,  
MOTOR ACCIDENT CLAIMS TRIBUNAL,  
DINDIGUL.

+1. C.C. to M/S.J.S.MURALI, Advocate SR.No.7378

ORDER  
IN  
CMA(MD) No.499 of 2020  
and  
CMP(MD)No.5439 of 2020  
Date :05/11/2020

TRP  
TK/PN/SAR.2/09.11.2020/2P/3C