



CMP(MD) No.6119
in CMA(MD)No.598 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02-06-2026

WEB COPY

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THE HONOURABLE MR JUSTICE K.MURALI SHANKAR

CMP(MD) No.6119 of 2026
in CMA(MD) No.598 of 2026

The Branch Manager,
Cholamandalam MS General Insurance Company Ltd.,
TABS Complex, Court Road, Trichy 01. : Petitioner

Vs

1.Narayanan

2.Vincent : Respondents

Prayer in C.M.P(MD)No.6119 of 2026 : This Civil Miscellaneous Petition filed under Section 151 C.P.C., praying to stay all further proceedings, dated 28.11.2025 made in M.C.O.P.No.264 of 2023, on the file of the Additional chief Judicial Magistrate Court/Motor Accident Claims Tribunal, Kumbakonam.

Prayer in C.M.A(MD)No.598 of 2026 : This Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicles Act, against the award, dated 28.11.2025 made in M.C.O.P.No.264 of 2023, on the file of the Additional chief Judicial Magistrate Court/Motor Accident Claims Tribunal, Kumbakonam, pending disposal of the civil miscellaneous appeal.

For Petitioner : Mr.C.Vakeeswaran.

ORDER

The above petition has been filed to stay the operation of the award, dated 28.11.2025 made in M.C.O.P.No.264 of 2023, on the file of the Additional chief



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Judicial Magistrate Court/Motor Accident Claims Tribunal, Kumbakonam, 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, despite taking a defence that there was no valid driving licence, the Tribunal has proceeded to apply the doctrine of pay and recovery. He would further submit that the petitioner/ appellants are 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.264 of 2023, on the file of the Additional chief Judicial Magistrate Court/Motor Accident Claims Tribunal, Kumbakonam, on or before 07.07.2026, failing which, the interim order granted shall stand vacated automatically without any further reference to this Court.

5. Notice.

02-06-2026

DAS

To
The Additional chief Judicial Magistrate Court/
Motor Accident Claims Tribunal, Kumbakonam.

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