

IN THE HIGH COURT OF ORISSA AT CUTTACK

MACA No.763of 2022

Somanath Dhurua

....

Appellant

Mr. D.K. Mohanty, Advocate

-Versus-

Prabhat Patel & Others

....

Respondents

CORAM:

MR. JUSTICE K. PATTANAIK

ORDER

15.02.2024

Order No.

01.

1. Considering the submission of learned counsel for the owner appellant that the cheque towards statutory deposit dated 15th February, 2024 is filed today, the same is directed to be invested and kept in a fixed deposit in the name of Registrar (Judicial) with any Nationalized Bank for a period of six months renewable from time to time for such further period.

2. It is further submitted by learned counsel for the owner appellant that the deficit court fee has already been paid in the meantime.

3. Instant appeal is filed by the appellant, namely, owner of the offending vehicle challenging the impugned award dated 29th October, 2022 passed in MAC Case No.31 of 2016 by the learned Additional District and Sessions Judge-cum-6th Motor Accident Claims Tribunal, Kuchinda, Sambalpur on the grounds stated therein.

4. Gone through the grounds mentioned in the appeal memorandum, considering which, the Court is inclined to have

the response of the other side. Notice to the respondents by Registered Post with AD making it returnable at an early date and for the said purpose, requisites shall be filed by the learned counsel for the appellant within next seven days.

5. List on 15th March, 2024 for final hearing and orders.

(R.K.Pattanaik)
Judge

I.A. No.1619 of 2023

1. Considering the submission of learned counsel for the appellant, this Court as an interim measure stays the further proceeding in Execution Case No.03 of 2023 arising out of MAC Case No.31 of 2016 pending in the file of learned Additional District and Sessions Judge-cum-6th Motor Accident Claims Tribunal, Kuchinda, Sambalpur till the next date.
2. List on the date fixed.
3. Urgent certified copy of this order be issued as per rules.

(R.K.Pattanaik)
Judge

TUDU

Signature Not Verified

Digitally Signed
Signed by: THAKURDAS TUDU
Designation: Sr. Stenographer
Reason: Authentication
Location: OHC, CTC
Date: 16-Feb-2024 20:17:37

