

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABADTUESDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND NINETEEN**:PRESENT:****THE HONOURABLE SRI JUSTICE T.AMARNATH GOUD****IA No. 3 OF 2019****IN****IA No. 2 OF 2019****IN****MACMA NO: 517 OF 2019****IA No. 2 OF 2019****Between:**

Shriram General Insurance Company Limited, Rep., by its branch Manager,
branch office. 3-6-517, Sai Datta Arcade, 4th floor, Flat No.401, 402 and 403,
street No.6, Himayathnagar, Hyderabad (Cover note No.JPR/4490106 valid from
22.9.2014 to 21.9.2015)

...Petitioner

(Petitioner in MACMA 517 OF 2019
on the file of High Court)

AND

1. Guguloth Shankar, S/o. Nanya, aged bout 55 years, Occ. R/o. 9-92, Guthpa Thanda, Guthpa village, Makloor Mandal, Nizamabad district.
2. Smt. Guguloth Maru Bai, W/o. Shankar aged bout 53 years, Occ. House hold R/o. 9-92, Guthpa Thanda, Guthpa village, Makloor Mandal, Nizamabad, district
3. Guguloth Sravanthi, D/o. Guguloth Gangaram, aged bout 9 years, Occ.student, minor rep., by its guardianship of her paternal grand father Guguloth Shankar,(R-1) R/o. 9-92, Guthpa Thanda, Guthpa village, Makloor Mandal, Nizamabad district
4. Guguloth Gangothri, D/o. Guguloth Gangaram, aged bout 7 years, Occ.student minor, rep. by its guardianship of her paternal grand father Guguloth Shankar, (R-1) R/o. 9-92, Guthpa Thanda, Guthpa village, Makloor Mandal, Nizamabad district
5. Shaik Sajith, S/o. Javeed, Age. Major, Occ. Owner of the Auto trolley R/o. 2-26/10/A, Pandimadugu Wage, Srikonda Mandal, Nizamabad district
6. Mohammed Afroz, S/o. Mohammed Asgar, Age. Major, Occ. Owner of the Auto trolley R/o. 1-70/10, Perkit Village, Armoor Mandal, Nizamabad district

...Respondents

(Respondents in-do-)

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased Stay of execution of the decree and all further proceedings in MVO.P. 630 of 2015, dated 25-10-2018 on the file of the Motor Accidents Claims Tribunal -Cum- Prl District Judge at Nizamabad, pending disposal of MACMA No. 517 of 2019, on the file of the High Court.

IA No.3 OF 2019**Between:**

1. Guguloth Shankar, S/o. Nanya.
2. Smt. Guguloth Maru Bai, W/o. Shankar
3. Guguloth Sravanthi, D/o. Guguloth Gangaram, aged bout 9 years, Occ.student, minor rep., by its guardianship of her paternal grand father Guguloth Shankar,(petitioner No.1)

4. Guguloth Gangothri, D/o. Guguloth Gangaram, aged bout 7 years,
Occ.student minor, rep. by its guardianship of her paternal grand father
Guguloth Shankar, (petitioner No.1)
All are R/o. 9-92, Guthpa Thanda, Guthpa village, Makloor Mandal,
Nizamabad district

...Petitioners/Respondent No.1 to 4
(Respondent No.1 to 4 in MACMA 517 OF 2019
on the file of High Court)

AND

1. Shriram General Insurance Company Limited, Rep., by its branch Manager,
branch office. 3-6-517, Sai Datta Arcade, 4th floor, Flat No.401, 402 and
403, street No.6, Himayathnagar, Hyderabad (Cover note No.JPR/4490106
valid from 22.9.2014 to 21.9.2015)

Respondent/Appellant

2. Shaik Sajith, S/o. Javeed, Age. Major, Occ. Owner of the Auto trolley R/o. 2-
26/10/A, Pandimadugu Wage, Srikonda Mandal, Nizamabad district
3. Mohammed Afroz, S/o. Mohammed Asgar, Age. Major, Occ. Owner of the
Auto trolley R/o. 1-70/10, Perkit Village, Armoor Mandal, Nizamabad district
(Respondent No.2 & 3 are not necessary)

...Respondents/Respondents 5 & 6
(Respondents in-do-)

Petition under Section 151 CPC praying that in the circumstances stated in
the affidavit filed in support of the petition, the High Court may be pleased to
vacate the stay granted on 18-06-2019 in IA No. 2 of 2019 in MACMA No. 517 of
2019, pending disposal of MACMA No. 517 of 2019, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the
affidavit filed in support thereof and the order of the High Court dated 18.06.2019
made in I.A.No.2 of 2019 and upon hearing the arguments of Sri N Mohan Krishna
Advocate for the petitioner I.A.No.2 of 2019 and Respondent No.1 in I.A.No.3 of
2019 and of Sri Azar Sravan Kumar Advocate for the Respondents No.1 to 4 in
I.A.No.2 of 2019 and petitioners in I.A.No.3 of 2019, the Court made the following

ORDER

Having regard to the reasons mentioned in the affidavit filed in
support of the petition, petitioners 1 and 2-claimants 1 and 2 are permitted
to withdraw their respective share amounts out of the amount deposited
by the appellant-Insurance Company, as per the apportionment ordered by
the Tribunal, without furnishing any security.

Subject to above modification, interim stay granted by this Court
earlier is made absolute.

Accordingly, I.A. is ordered.

//TRUE COPY//

SD/- T.KRISHNA KUMAR
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Chairman, Motor Accidents Claims Tribunal -Cum- Prl District Judge at
Nizamabad
2. One CC to Sri N Mohan Krishna Advocate [OPUC]
3. One CC to Sri Azar Sravan Kumar Advocate [OPUC]
4. One spare copy

HIGH COURT

TAJ

DATED:06/08/2019

ORDER

**IA No. 3 OF 2019
IN
IA No. 2 OF 2019
IN
MACMA NO: 517 OF 2019**

DIRECTION

