

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Monday, the Twenty Fourth day of August Two Thousand Twenty

PRESENT

THE HON`BLE MR JUSTICE R.MAHADEVAN

C.M.P.Nos.16250 & 16251 of 2017

in C.M.A.Nos.2840 & 2841 of 2017

IFFCO - TOKIO [PETITIONER IN BOTH THE PETITIONS]
GENERAL INSURANCE COMPANY LTD.,
REP. BY ITS BRANCH MANAGER,
NO.306-A, 1ST MAIN ROAD,
VIRUTHAMPET, VELLORE.

Vs

D.UDAYAKUMAR [1st RESPONDENTS IN CMP.16250/2017
IN CMA.NO.2840/2017]

POOVENDIRAN [1st RESPONDENTS IN CMP.16251/2017
IN CMA.NO.2841/2017]

2 YAJNARAYANA SOMAYAJI [2ND RESPONDENTS IN BOTH THE PETITIONS]

Petitions praying that in these circumstances stated therein and in the respective affidavits filed therewith the High Court will be pleased to

(i) stay the operation of the Common Order and Decree passed in MCOP NO.76/2014 dt 22/09/2016 on the file of the Motor Accident Claims Tribunal, (III Additional District Judge) Vellore at Thirupattur [IN CMP.16250/2017 IN CMA.NO.2840/2017] ;

(ii) stay the operation of the Common Order and Decree passed in MCOP NO.85/2014 dt 22/09/2016 on the file of the Motor Accident Claims Tribunal, (III Additional District Judge) Vellore at Thirupattur [IN CMP.16251/2017 IN CMA.NO.2841/2017]

Order : These petitions coming on for orders upon perusing the petitions and the respective affidavits filed in support thereof and upon hearing the arguments of M/S.C.R.KRISHNAMOORTHY, Advocate for the petitioner in both the petitions, the court made the following order:-

COMMON O R D E R

This Court, by orders dated 22.09.2017, granted an order of interim stay on condition to deposit the entire award amount by the appellant / insurance company, within a period of four weeks. While passing such orders, it was specifically mentioned therein that in the event of failure on the part of the appellant to deposit the said amount within the specified period, the interim stay granted would stand automatically vacated without any further reference to this Court.

2.Today, the learned counsel for the appellant was unable to state whether the aforesaid conditional orders have been complied with by the appellant/insurance company or not.

3.In view of the above, these petitions stand closed, by virtue of the specific clause in the orders dated 22.09.2017 as stated in the paragraph No.1 of this order.

-sd/-

24/08/2020

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE III ADDITIONAL DISTRICT
JUDGE, MOTOR ACCIDENTS CLAIMS TRIBUNAL,
VELLORE, TIRUPATTUR.

C.C. to M/S.C.R.KRISHNAMOORTHY Advocate on payment of necessary charges

सत्यमेव जयते Order

in

C.M.P.Nos.16250 & 16251 of 2017

in C.M.A.Nos.2840 & 2841 of 2017

Date :24/08/2020

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
RR 23/09/2020