

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Tuesday, the First day of September Two Thousand Twenty

PRESENT

The Hon`ble Mr Justice R.MAHADEVAN

CMP No.16380 of 2017

IN CMA.2863 of 2017

THE BRANCH MANAGER, [PETITIONER]
M/S.THE ORIENTAL INSURANCE COMPANY LTD.,
GOPAL RAO LIBRARY BUILDING, TOWN HALL ROAD,
KUMBAKONAM TOWN AND MUNSIF.

Vs

1 VEERAIYAN S/O. RAMAIYAN [RESPONDENTS]

2 MANIGANDAN

3 CHITHRAVEL S/O. ARUMUGAM

4 THE BRANCH MANAGER

NATIONAL INSURANCE COMPANY LTD., 62, T.S.R.
BIG STREETM KUMBAKONAM TOWN AND MUNSIF.

(2ND, 3RD AND 4TH RESPONDENTS ARE NOT NECESSARY PARTIES TO THIS PETITION AND THEREFORE 2ND 3RD AND 4TH RESPONDENTS AS HEREBY GIVEN UP IN THIS CMP. HENCE, NOTICE TO 2ND 3RD AND 4TH RESPONDENTS IS NOT NECESSARY)

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to stay all further proceedings pursuant to the decree and judgement dated 13/04/2016 made in MCOP.No.149/2014, on the file of the MACT (Sub Court) Mannargudi, (in CMP No.16380 of 2017)pending disposal of the above CMA.No.2863/2017.

Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.ELVEERA RAVINDRAN Advocate for the petitioner and of MR.DLAKSHMIPATHI Advocate for the 1st respondent and MRthe court made the following order:-

ORDER

In this miscellaneous petition, on 22.09.2017, an order of interim stay was granted subject to condition that the appellant/insurance company deposits the entire award amount, within a period of four weeks from the date of receipt of a copy of the said order. While passing such order, it was specifically mentioned therein that in the event of failure on the part of the petitioner 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, when the case was taken up for consideration, the learned counsel appearing for the appellant was unable to state whether the aforesaid conditional order has been complied with by the appellant/insurance company or not.

3.In view of the above, this petition stands closed, by virtue of the specific clause in the order dated 22.09.2017 as stated in the paragraph No.1 of this order.

-sd/-

01/09/2020

/ TRUE COPY /

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

TO

THE SUBORDINATE JUDGE
MOTOR ACCIDENT CLAIMS TRIBUNAL MANNARGUDI

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

The Government Advocate, High Court, Madras - 104.

Order

in

CMP.16380/2017

in

CMA.2863/2017

Date :01/09/2020

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
VC (26/09/2017)
SDR 14/09/2020