



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Wednesday, the Tenth day of August Two Thousand and Twenty Two

PRESENT

The Hon`ble Mrs.Justice R.THARANI

CMP(MD)No.6864 of 2022
in
CMA(MD)No.771 of 2022

THE BRANCH MANAGER,
THE ORIENTAL INSURANCE COMPANY LIMITED,
DIVISIONAL OFFICE NO.II, K.J.R. COMPLEX,
IST FLOOR, NO.16, NORTH VELI STREET,
MADURAI - 1. ... PETITIONER/APPELLANT

Vs

1 S. NAGASELVI,
2 S. MATHIYARASAN, ... RESPONDENTS/RESPONDENTS

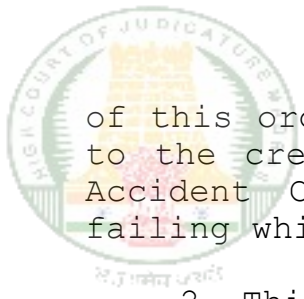
Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to stay the operation of Judgment and decree dated 21.02.2022 in M.C.O.P. No. 5/2017, on the file of the Motor Accident Claims Tribunal cum Special District Judge, Madurai till the disposal of the appeal.

Prayer in CMA(MD). 771/ 2022 :

Civil Miscellaneous Petition filed under section 173 of Motor Vehicles Act to set aside the order of the Tribunal of MACT cum Special District Judge, Madurai made in M.C.O.P. No. 5/2017 dated 21.02.2022 and allow the appeal with costs.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.C.JAWAHAR RAVINDRAN, Advocate for the petitioner, while admitting the Civil Miscellaneous Appeal, the court made the following order:-

There shall be an order of Stay on condition that the petitioner/appellant shall deposit 50 % of the award amount with proportionate interests and costs, awarded in M.C.O.P.No.5 of 2017, on the file of the Motor Accident Claims Tribunal cum Special District Judge, Madurai, within a period of four weeks from the date



CMP(MD)



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of this order, after deducting the amount already deposited - n,
to the credit of M.C.O.P.No.5 of 2017, on the file of the Motor
Accident Claims Tribunal cum Special District Judge, Madurai,
failing which, stay granted shall stand automatically dismissed.

2. This Petition is allowed accordingly.

sd/-

10/08/2022

/ TRUE COPY /

/08/2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE SPECIAL DISTRICT JUDGE,
MOTOR ACCIDENT CLAIMS TRIBUNAL, MADURAI.

+1 CC to M/s.PRAGALATHAN.N, Advocate (SR-8372[I] dated 11/08/2022)

ORDER

IN

CMP(MD)No.6864 of 2022

in

CMA(MD)No.771 of 2022

Date :10/08/2022

Ls

PKP/JM/SAR-1/17.08.2022/2P/3C