



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

Tuesday, the Nineteenth day of July Two Thousand and Twenty Two

PRESENT

The Hon`ble Mrs.Justice **R. THARANI**

CMP(MD)No.6023 of 2022
in
CMA(MD)No.690 of 2022

THE UNITED INDIA INSURANCE COMPANY LIMITED,,
THROUGH ITS BRANCH MANAGER,
NUMBER 2/60/1, P.P.K. BUILDING, TRIVANDRUM
MAIN ROAD, MARTHANDAM, KANYAKUMARI DISTRICT.

... PETITIONER/APPELLANT

Vs

1 BABY

2 SIVARANAJINI

3 VINU RAJ

4 ASHA

5 YESUDHAS

... RESPONDENTS/RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to grant interim stay of all further proceedings pursuant to the Judgment (and Decree) dated 29.11.2021 made in M.C.O.P. No. 1449 of 2018 on the file of the Motor Accidents Claims Tribunal, Special Subordinate Court Dealing with MCOP Cases, Tirunelveli, pending disposal of the appeal.

Prayer in CMA(MD). 690/ 2022 :

Civil Miscellaneous Petition filed under section 173 of Motor Vehicles Act to set aside the Judgment and decree made in M.C.O.P. No. 1449 of 2018 dated 29.11.2021 on the file of the Motor Accidents Claims Tribunal, Special Subordinate Court Dealing with MCOP Cases, Tirunelveli 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 M/S J.S.MURALI, Advocate for the petitioner, while admitting the CMA., the court made the following order:-



There shall be an order of Stay on condition the petitioner/ appellant shall deposit 50 % of the award amount with proportionate interests and costs, awarded in M.C.O.P.No.1449 of 2018, on the file of the Motor Accident Claims Tribunal - Special Subordinate Court, Tirunelveli, within a period of four weeks from the date of this order, after deducting the amount already deposited by him, to the credit of M.C.O.P.No.1449 of 2018, on the file of the Motor Accident Claims Tribunal - Special Subordinate Court, Tirunelveli, failing which, stay granted shall stand automatically dismissed.

2. This Petition is allowed accordingly.

sd/-

19/07/2022

/ TRUE COPY /

/07/2022

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

TO

THE SPECIAL SUBORDINATE JUDGE,
MOTOR ACCIDENT CLAIMS TRIBUNAL, TIRUNELVELI.

+1. C.C. to M/S J.S.MURALI Advocate SR.No.7316

ORDER

IN

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in

CMA(MD)No.690 of 2022

Date :19/07/2022

RK/JM/SAR-III/21.07.2022/2P/3C