



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

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

WEB COPY

PRESENT

The Hon`ble Mrs.Justice R.THARANI

C.M.P(MD)No.7395 of 2022
in
C.M.A(MD)No.806 of 2022

THE BRANCH MANAGER,
NEW INDIA ASSURANCE COMPANY LIMITED,
C.M.T.S.BHAVAN,70, FEET ROAD,
ELLIS NAGAR,MADURAI.

... PETITIONER/APPELLANT

Vs

1 BEER HAKIM

2 SABEER AHAMED

3 JAILABUDEEN

4 S.IBRAHIM

5 BRANCH MANAGER
ROYAL SUNDARAM GENERAL INSURANCE COMPANY LIMITED,
VISARANDHI MELARAM TOWERS,
DOOR NO.2/319,RAJEEV GANDHI SALAI (OMR),
KARAPPAKKAM, CHENNAI-600 097.

... 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 an order of interim stay of all further proceedings pursuant to the award made in MCOP.No.274 of 2019 dated 31-03-2022 on the file of the Motor Accidents Claims Tribunal,Additional District Court, Ramanathapuram, pending disposal of the appeal.

Prayer in CMA(MD). 806/ 2022 :

Civil Miscellaneous Appeal filed under Section 173 of Motor Vehicle Act, to set aside the award passed in MCOP.No.274 of 2019 dated 31-03-2022 on the file of the Motor Accidents Claims Tribunal,Additional District Court, Ramanathapuram and allow the appeal with costs and thus render justice.



ORDER : This petition coming up for orders on this case on 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 Interim Stay on condition that the petitioner/ appellant deposits 50% of the award amount with proportionate interests and costs, awarded in M.C.O.P.No.274 of 2019 on the file of the Motor Accidents Claims Tribunal, (Additional District Court), Ramanathapuram, within a period of four weeks with proportionate accrued interest, to the credit of M.C.O.P.No.274 of 2019 on the file of the Motor Accidents Claims Tribunal, (Additional District Court), Ramanathapuram, less any amount already deposited, failing which, interim stay granted shall stand automatically vacated.

2.Hence, this petition is disposed of.

sd/-
24/08/2022

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/09/2022

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

PNN

TO

THE ADDITIONAL DISTRICT JUDGE,
MOTOR ACCIDENTS CLAIMS TRIBUNAL, RAMANATHAPURAM.

+1. C.C. to M/S.J.S.MURALI Advocate SR.No.8888

ORDER
IN
C.M.P (MD) No.7395 of 2022
in
C.M.A (MD) No.806 of 2022
Date :24/08/2022

RK/JM/SAR-II (30/08/2022) 2P/3C