

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

FRIDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

M.A.C.M.A.No.2934 of 2013

Appeal Under Section 173 of Motor Vehicles Act against the order and decree in MVOP No.993 of 2009 dated 02-07-2012 on the file of the Court of the Chairman, Motor Accidents Claims Tribunal (VIII Addl. District Judge) at Nizamabad.

Between:

1. V.Badya Naik, S/o, Sitya Naik, aged 50 years, Occ: Agriculture, R/o, Alikhanpally Village, Mandal Kalher, District Medak.
2. Smt. V.Kemini Bai @ Kamli Bai, D/o. V.Badya Nail, aged 30 years, R/o. Alikhanpally Village, Mandal Kalher, District Medak.
3. Smt. V.Lalitha Bai,, W/o. Late. V.Sreenu, aged 25 years, Occ: Household, R/o. Alikhanpally Village, Mandal Kalher, District Medak.

...APPELLANTS/PETITIONERS

AND

1. The Depot Manager, Andhra Pradesh State Road Transport, Corporation, Banswada Depot (Owner of Bus No. AP-10-Z-4219)
2. The Managing Director, APSRTC, Musheerabad, Hyderabad.

...RESPONDENTS/RESPONDENTS

This appeal coming on for hearing and upon perusing the grounds of appeal, the Judgment and Decree of the Lower Court and the material papers in the case and upon hearing the arguments of Sri Kota Subba Rao, Advocate for the Appellants and of Sri N. Vasudeva Reddy, Advocate for the Respondents.

This Court while allowing this appeal and modification of the Decree of the Lower Court, Doth Order and Decree as follows:

1. That the petitioners are awarded compensation of Rs.6,30,000/- with interest @ 7.5% per annum with costs from the date of petition till date of realization.
2. That the respondent/APSRTC is liable to pay the compensation and directed to deposit the awarded amount by setting of the amounts paid it any, within one month from the date of receipt of a copy of this Common Judgment.
3. That the apportionment among the petitioners shall be in terms of tribunal award.
4. That on deposit of the award amount, the petitioners are permitted to withdraw entire amount apportioned in their favour.
5. That to save as aforesaid, the decree of the Lower Court be and hereby stands confirmed in all other aspects.
6. That there be no order as to costs.

//TRUE COPY//

Sd/-R. KARTHIKEYAN
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Chairman, MACT –cum- VIII Additional District Judge, Nizamabad.
2. Two CD Copies

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HIGH COURT

DATED: 22/07/2022

DECREE

MACMA.No.2934 of 2013



ALLOWING THE MACMA.No.2934 of 2013

(u)

for
24/4/23