



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

Monday, the Thirtieth day of January Two Thousand and Twenty Three

PRESENT

The Hon`ble Mrs.Justice R.THARANI

CMP(MD) No.863 of 2023

IN

CMA(MD) No.74 of 2023

TAMILNADU STATE TRANSPORT CORPORATION (KUMBAKONAM) LIMITED,
REPRESENTED BY ITS MANAGING DIRECTOR,
KUMBAKONAM,
KARAIKUDI DIVISION.

... PETITIONER/APPELLANT

Vs

1 RAJESH

2 MINOR.R.MUTHU ESAKKI

3 MINOR.R.SANKARI

(RESPONDENTS 2 & 3 REPRESENTED
THROUGH THEIR NEXT FRIEND AND
NATURAL GUARDIAN 1ST PETITIONER
RAJESH)

4 L.SAVITHRI

... 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 AD-intern stay of all further proceedings pursuant to the impugned award passed in M.C.O.P.No.218 of 2017 dated 20-09-2019 on the file of the MACT (Ist Additional District Court), Thoothukudi, pending disposal of the above appeal.

Prayer in CMA(MD). 74/ 2023 :

To set aside the impugned award passed in M.C.O.P.No.218 of 2017 dated 20-09-2019 on the file of the MACT (Ist Additional District Court), Thoothukudi.

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.P.M.VISHNU VARTHANAN, Advocate for the petitioner, while admitting the C.M.A., 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.218 of 2017, on the file of the Motor Accident Claims Tribunal - I Additional District Court, Thoothukudi, 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.218 of 2017, on the file of the Motor Accident Claims Tribunal - I Additional District Court, Thoothukudi, failing which, stay granted shall stand automatically dismissed.

2.This Petition is allowed accordingly.

sd/-

30/01/2023

/ TRUE COPY /

/02/2023

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

LS

TO

THE MOTOR ACCIDENT CLAIMS TRIBUNAL /
I ADDITIONAL DISTRICT COURT,
THOOTHUKUDI DISTRICT.

+1 CC to M/s.P.M.VISHNUVARTHANAN, Advocate (SR-1517[I] dated 31/01/2023)

ORDER

IN

CMP(MD) No.863 of 2023

IN

CMA(MD) No.74 of 2023

Date :30/01/2023

RS/SSS/SAR.1 (04.02.2023) 2P-3C