NC: 2024:KHC:6432
CRP No. 468 of 2023

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 14TH DAY OF FEBRUARY, 2024

BEFORE

THE HON'BLE MR.JUSTICE M.I.ARUN

CIVIL REVISION PETITION NO.468 OF 2023 (SC)

BETWEEN:

1. MR. VIVEKANANDA SHETTY
AGED 49 YEARS,
S/O. M.R. SHETTY,
RESIDING AT SRI SAIRAM ENCLAVE,
K-1, FLAT NO.201, SFHS LALYOUT,
BTM LAYOUT, 2ND STAGE,
BENGALURU-560 076

WRONGLY DESCRIBED IN THE
CAUSE TITLE AS
M/S. SRI SAIRAM HOSPITAL,
A PROPRIETORSHIP CONCERN,
#33, BANNERGHATTA MAIN ROAD,
NEAR JAYADEVA HOSPITAL,
BTM LAYOUT,
2ND STAGE, BENGALURU-560 076.

...PETITIONER

(BY SRI RAJESWARA P.N., ADVOCATE)

Digitally signed by H K HEMA
Location: High Court of Karnataka

AND:

1. M/S. ANJAN DISTRIBUTORS
A REGISTERED PARTNERSHIP FIRM
HAVING ITS OFFICE AT NO.131
II FLOOR, VI MAIN ROAD,
KATHRIGUPPA MAIN ROAD,
VINAYAKANAGAR,
BENGALURU-560 085
REPRESENTED BY ITS GPA HOLDER
K.R. ANANTHAPADMANABHA

...RESPONDENT

(BY SRI SHAM SUNDAR V.S., ADVOCATE)

THIS PETITION IS FILED UNDER SECTION 18 OF THE KARNATAKA SMALL CAUSES COURTS ACT, SET ASIDE THE JUDGMENT AND DECREE DATED 27.01.2023 IN S.C. NO.1356/2019 PASSED BY THE HON'BLE COURT OF THE III ADDITIONAL JUDGE AND MOTOR ACCIDENT CLAIMS TRIBUNAL, BENGALURU CITY (SCCH-18), (ANNEXURE-A), ETC.

THIS PETITION COMING ON FOR ADMISSION, THROUGH PHYSICAL HEARING/VIDEO CONFERENCING THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

1. The civil revision petition is filed challenging the order dated 27.01.2023 passed by III Additional Judge and Motor Accident Claims Tribunal, Bengaluru in S.C.No.1356/2019 wherein the petitioner has been directed to pay a sum of Rs.74,320/- along with interest thereon to the respondent herein.

2. The learned counsel for the petitioner and the respondent together submit that the petitioner as on this day has handed over two demand drafts to the respondent totally amounting to a sum of Rs.74,000/- as full and final settlement of the order passed in S.C.No.1356/2019.

3. The learned counsel for the respondent submits that having received the aforementioned dem and drafts, the respondent would not press for the other amounts as decreed in S.C.No.1356/2019. He also undertakes to withdraw the execution petition filed in the court below for enforcement of the decree passed in S.C.No.1356/2019.

4. For the aforementioned reasons, the civil revision petition is hereby disposed of recording the submission of the learned counsel for the petitioner and the respondent.

Sd/-
JUDGE

hkh.