HIGH COURT LEGAL SERVICES COMMITTEE
DHARWAD BENCH

BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA
DHARWAD BENCH

DATED THIS THE 8TH DAY OF JULY, 2023

CONCILIATORS PRESENT

THE HON'BLE MR. JUSTICE S.G. PANDIT

AND

SHRI M.C. HUKKERI, MEMBER

M.F.A.No. 100120/2023 (MV)
LOK ADALAT No.1214/2023

BETWEEN

GANAPATI S/O. FAKKIRAPPA SOGI,
AGE: 76 YEARS, OCC: AGRICULTURE COOLIE,
R/O A/P: KYARAKOPPA, TQ: DHARWAD.

...APPELLANT

(BY SRI. C.S. NAGASHETTI, ADVOCATE)

AND

1 . VIJAY S/O. VENKATRAO KANEKAL,
AGE: 61 YEARS, OCC: BUSINESS,
R/O: SHREE GURUPRASAD NILAY,
H.NO-277, BEHIND POSTAL COLONY,
NARAYANPUR, DHARWAD PIN CODE-580008.

2 . THE DIVISIONAL MANAGER,
NATIONAL INSURANCE CO. LTD.,
1ST FLOOR, HUDDAR BUILDING,
OPP: HEAD POST, RAILWAY STATION ROAD,
DHARWAD PIN CODE-580001.

…RESPONDENTS

(BY SRI. S.C. BHUTI, ADVOCATE FOR R2)
(R1-NOTICE DISPENSED WITH)

THIS MFA IS FILED UNDER SECTION 173 (1) OF MOTOR VEHICLES ACT, AGAINST THE JUDGMENT AND AWARD DATED 26.08.2022 PASSED IN MVC NO.432/2020 ON THE FILE OF THE I ADDITIONAL SENIOR CIVIL JUDGE AND ADDITIONAL MOTOR ACCIDENT CLAIMS TRIBUNAL, DHARWAD, PARTLY ALLOWING THE CLAIM PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF COMPENSATION.

THIS MFA COMING ON FOR CONCILIATION BEFORE LOK ADALAT AFTER BEING REFFERED BY THE COURT, THE FOLLOWING CONCILIATION ORDER IS PASSED:

CONCILIATION ORDER

Learned counsel for claimant and representative of Insurance Company along with its counsel are present.

2. After prolonged negotiations, matter is settled. Claimant has agreed to receive and the Insurance Company has agreed to pay a global compensation of Rs.62,000/- (Rupees Sixty Two Thousand only), in addition to what has been awarded by the Tribunal, in full and final settlement of the claim. A joint Memo is filed on behalf of the parties to this effect. Same is accepted.

3. The said amount shall be released in favour of claimant forthwith.

4. Insurance Company has agreed to deposit the said amount before Tribunal within eight weeks from the

date of preparation of Award, failing which the said amount shall carry interest at the rate of 9% p.a. from the date of default, till the date of deposit.

5. Miscellaneous First Appeal stands disposed of in terms of Joint Memo. Award of Tribunal shall stand modified accordingly. Draw up the award accordingly.

Sd/-
JUDGE

Sd/-
MEMBER

JTR