HIGH COURT LEGAL SERVICES COMMITTEE, BENGALURU
BEFORE THE NATIONAL LOK ADALAT

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF MARCH 2024

CONCILIATORS PRESENT:

THE HON'BLE MR. JUSTICE VENKATESH NAIK T

&

SRI. SHRIDHAR PRABHU, MEMBER

M.F.A.No.5582/2023 (MV)
(Lok Adalat No.2872/2023)

BETWEEN:

SHIVARAJU,
NOW AGED 58 YEARS,
S/O ANKAYYA,
R/O MANIYAMBALA,
GUTHALA HUNASE RAMANAGARA,
MALAVADI HOBLI,
KANAKAPURA TALUK,
RAMANAGARA,

NOW R/AT C/O SHARADA,
PARLADKA, PUTTUR KASABA,
PUTTUR TALUK,
DAKSHINA KANNADA DISTRICT - 574 201.

...APPELLANT

(BY SRI. VISHWANATHA POOJARY K., ADVOCATE)

AND:

1 . RAVICHANDRA K.J.,
NOW AGED 53 YEARS,
SON OF JANARDHANA K.S.,
R/AT NO.88,
K.PERAJE POST KUNDALPADY MADIKERI, TALUK
KODAGU DISTRICT - 571 201.

2 . THE MANAGER,
THE IFFCO TOKIO GENERAL INSURANCE CO. LTD.,
1ST FLOOR,
SHRIDHAR BHAT BROTHER'S,
CENTRE, MAIN ROAD, PUTTUR,
DAKSHINA KANNADA,
DISTRICT - 574 201.

…RESPONDENTS

(BY SRI. C. SHANKARA REDDY, ADVOCATE FOR R2)

THIS MFA IS FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 03.07.2023 PASSED IN MVC NO.1372/2020 ON THE FILE OF THE V ADDITIONAL DISTRICT AND SESSIONS JUDGE, DAKSHINA KANNADA, MANGALURU, SITTING AT PUTTUR, DAKSHNA KANNADA, PARTLY ALLOWINGTHE CLAIM PETITION FOR COMPENSATION.

THIS APPEAL COMING ON FOR CONCILIATION BEFORE NATIONAL LOK ADALAT, THE FOLLOWING CONCILIATION ORDER IS PASSED.

CONCILIATION ORDER

The learned Counsel appearing for the Appellant - Claimant is present. The learned Counsel appearing for the Respondent – Insurance Company along with its representative are present.

2. After prolonged negotiations, the matter is settled. A joint memo signed by the learned advocate appearing for the appellant/claimant (being authorized by the appellant/claimant to sign) and the learned advocate appearing for the respondent-Insurance Company and its authorized officer is filed. The appellant-claimant has agreed to receive and the respondent-Insurance Company has agreed to pay a lump-sum of Rs.95,000/- (Rupees Ninety Five Thousand), in addition to what has been awarded by the Tribunal, in full and final settlement of the claim.

3. The Respondent - Insurance Company has agreed to deposit the said amount before the Tribunal within six 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.

4. The entire enhanced compensation amount shall be released in favour of the appellant / claimant, on proper identification.

5. This Miscellaneous First Appeal stands disposed of in terms of the Joint memo. The Judgment and Award of the Tribunal shall stand modified accordingly. Draw up the Award accordingly.

Sd/-
JUDGE

Sd/-
MEMBER

PTM