

HIGH COURT LEGAL SERVICES COMMITTEE, BENGALURU
BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 08TH DAY OF SEPTEMBER, 2018

CONCILIATORS PRESENT:

THE HON'BLE MR. JUSTICE L. NARAYANA SWAMY

&

DR. S.V. GIRIKUMAR, MEMBER

M.F.A.No. 1578/2015 (MV)

(Lok Adalat No. 1442/2018)

BETWEEN

Malu M. Naik W/o Mahadeva Naik,
 Aged about 63 years,
 r/o Alivekodi, Shirur Post &
 Village, Kundapura Taluk,
 Udupi District.

... Appellant

(By Sri Pavana Chandra Shetty H., Advocate)

AND

1. Srikanth Ramachandra Chinivar,
 Age: Major,
 S/o Ramachandra Chinivar,
 R/o Beelagi Post, Siddapura Taluk,
 U.K.District – 576 229.

2. United India Insurance Co. Ltd.,
 Divisional Office: Jewel Plaza,
 Maruthi Vithika, Udupi -576 101,
 Rep. by its Divisional Manager.

... Respondents

(By Sri S.V.Hegde Mulkhand Advocate for R-2,
 Notice to R-1 – d/w. v/o. dated 23.01.2017)

MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 18.11.2014 PASSED IN MVC NO. 971/2012 ON THE FILE OF THE ADDL. DISTRICT AND SESSIONS JUDGE AND MACT, UDUPI (SITTING AT KUNDAPURA) KUNDAPURA, PARTLY ALLOWING THE CLAIM PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF COMPENSATION.

THIS APPEAL COMING ON FOR CONCILIATION BEFORE LOK ADALAT, AFTER BEING REFERRED BY THE COURT, THE FOLLOWING CONCILIATION ORDER IS PASSED.

CONCILIATION ORDER

The learned Counsel for the claimant-appellant and the learned Counsel for the Respondent – **United India Insurance Co. Ltd.** along with its representative are present.

2. After prolonged negotiations, the matter is settled. The appellant - Claimant has agreed to receive and the Respondent - Insurance Company has agreed to pay a lump-sum of Rs. 65,000/- (Rupees Sixty Five 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.

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**

Mkm