

HIGH COURT LEGAL SERVICES COMMITTEE, BENGALURU
BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 08TH DAY OF JULY, 2017

CONCILIATORS PRESENT:

THE HON'BLE MR. JUSTICE L. NARAYANA SWAMY
&
SRI. B. BOPANNA, MEMBER

M.F.A.No. 1114/2016 (MV)
(Lok Adalat No. 2113/2017)

BETWEEN

1. Rudrappa
 S/o Gudappa,
 Aged about 60 years,
 Agriculturist.
2. Shivakumar
 S/o Rudrappa,
 Aged about 31 years.
3. Lohith S/o Rudrappa,
 Aged about 29 years.

All are Residing at Sugur Village,
 Shivamogga Taluk and
 District – 577 201.

... APPELLANTS

(By Sri. M.V. Maheshwarappa, Advocate)

AND

1. Manikanta
 S/o Bangarappa,

Major in age, R/o Santhe Kadur,
Shivamogga Taluk and
District – 577 201.

2. Nayaz Ahmed
S/o Mehaboob,
Aged about 57 years,
R/o Jatpat Nagar, Solebylu,
Shivamogga District-577 201.
3. The Branch Manager,
United India Insurance Co. Ltd.,
P.B. No.88, 1187/947,
2nd Floor, Rub Building,
A.A. Circle, B.H. Road,
Shimogga – 577 201.

... RESPONDENTS

(By Sri. P.B. Raju, Advocate for R-3,
Notice to R-1 & R-2 – d/w v.c.o. dated 22.09.2016)

MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 31.08.2015 PASSED IN MVC NO. 450/2014 ON THE FILE OF THE PRL. SENIOR CIVIL JUDGE AND MACT-VI, SHIVAMOGGA, PARTLY ALLOWING THE CLAIM PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF COMPENSATION.

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

CONCILIATION ORDER

The learned Counsel for the claimants-appellants 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 appellants - Claimants have agreed to receive and the Respondent – Insurance Company has agreed to pay a lump sum of Rs. 3,20,000/- (Rupees Three Lakhs Twenty 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 apportionment, deposit and release of the enhanced compensation amount shall be made in terms of the Judgment and Award passed by the Tribunal.

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**

Rbv