

HIGH COURT LEGAL SERVICES COMMITTEE, BENGALURU
BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 14TH DAY OF OCTOBER, 2017

CONCILIATORS PRESENT:

THE HON'BLE MR. JUSTICE RAGHVENDRA S. CHAUHAN
&
SMT. H.R. RENUKA, MEMBER

M.F.A.No. 1841/2015 (MV)
(Lok Adalat No. 3839/2016)

BETWEEN:

RAGHU
 AGED ABOUT 37 YEARS,
 S/O MANJU MARAKALA,
 R/O KORAVADY,
 KUBHASHI VILLAGE,
 KUNDPURA TALUK,
 UDUPI DISTRICT. ... APPELLANT

(BY SRI.: PAVANA CHANDRA SHETTY H, ADVOCATE)
 AND

1. SURESH
 AGE: MAJOR,
 S/O BASAVA MARAKALA,
 R/O BIDDINAMANE,
 KORAVADY,
 KUMBHASHI VILLAGE,
 KUNDAPURA TALUK,
 UDUPI DISTRICT

2. UNITED INDIA INSURANCE CO.LTD
KUNDAPURA BRANCH,
KANCHAN TOWERS,
NH-66, KUNDAPURA,
REP BY ITS BRANCH MANAGER. ... RESPONDENTS

(BY SRI: Y P VENKATAPATHI ADVOCATE FOR R2,
NOTICE TO R-1 – D/W V.C.O. DATED 19.07.2016)

MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED:9.1.2015 PASSED IN MVC NO.683/2013 ON THE FILE OF THE SENIOR CIVIL JUDGE & MEMBER, ADDITIONAL MACT, KUNDAPURA, 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 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. 15,000/- (Rupees Fifteen 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 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**

Rbv