

HIGH COURT LEGAL SERVICES COMMITTEE, BANGALORE
BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 16TH DAY OF JULY, 2014

CONCILIATORS PRESENT:

HON'BLE MR.JUSTICE L.NARAYANA SWAMY
&
SRI I.THARANATH POOJARY, MEMBER

M.F.A.No.5878/2012
(Lok Adalat No.1616/2014)

BETWEEN

MR SHIVANNA
 S/O LATE RAMEGOWDA
 AGED ABOUT 61 YEARS
 DODDABEMMATTI GRAMA
 MALLEPATTANA HOBLI
 ARKALGUD TALUK
 HASSAN DISTRICT-573201

... APPELLANT

(By Sri : GIRISH B BALADARE, ADVOCATE)

AND

1. THE MANAGER
 THE ORIENTAL INSURANCE CO. LTD.
 NO.1188, 1ST FLOOR, 26TH MAIN, RAGIGUDDA
 TEMPLE MAIN ROAD, 9TH BLOCK
 JAYANAGAR,BANGALORE,
 REP. BY BRANCH MANAGER,
 THE ORIENTAL INSURANCE CO. LTD,
 1ST FLOOR, SS COMPLEX, SUBHASH SQUARE
 HASSAN-573201.
2. S DAYANANDA
 S/O SREENIVASA
 NO.17, 2ND CROSS
 1ST MAIN, KAVERI RIVER ROAD
 BRUNDAVANA NAGAR

BANGALORE- 560019

... RESPONDENTS

(By Sri : M NARAYANAPPA, ADVOCATE FOR R1)

MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED:15.7.2011 PASSED IN MVC NO.10/2011 ON THE FILE OF PRESIDING OFFICER, FAST TRACK COURT AND MACT, ARKALGUD, PARTLY ALLOWING THE CLAIM PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF COMPENSATION.

THE APPEAL COMING ON FOR CONCILIATION BEFORE LOK ADALAT AFTER BEING REFERRED VIDE ORDER DATED 3.3.2014, THE FOLLOWING CONCILIATION ORDER IS PASSED.

CONCILIATION ORDER

The learned counsel for the claimant-appellant and the learned counsel for the Insurance Company 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.75,000/- (Rupees Seventy 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.

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**

DKB