

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

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

**DATED THIS THE 12<sup>TH</sup> DAY OF NOVEMBER, 2016**

CONCILIATORS PRESENT:

**THE HON'BLE MRS. JUSTICE S. SUJATHA**  
**&**  
**SMT. PRABHA MURTHY, MEMBER**

**M.F.A.No. 4699/2015 (MV)**  
***(Lok Adalat No. 3761/2016)***

BETWEEN

1. Smt. Rathnamma @ Munirathnamma  
@ Munirathna W/o Late Manjunatha,  
Aged about 39 years.
2. Kum. Bharathi D/o Late Manjunatha,  
Aged about 21 years.

Both are residing at Ajjappanahalli  
Village, Kembodi Post, Kolar Taluk & District.

... APPELLANTS

(By Sri. Gopalkrishna N., Advocate)

AND

1. Hanumara Subhash Chandra Bose  
S/o H. Ramachandra Rao,  
Major in age, M/s. SVR Tours & Travels,  
D. No.83944/7, Ameerpet X Roads,  
Hyderabad – 500 073.
2. M/s. The New India Assurance Co. Ltd.,  
Branch Office, 2<sup>nd</sup> Floor,

Bagaluru Mansion, Big Bazaar,  
Kolar – 563 101,  
Rep. by its Manager.

... RESPONDENTS

(By Sri. M. Narayanappa, Advocate for R-2,  
Notice to R-1– d/w v.c.o. dated 14.7.2016)

MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 26.7.2014 PASSED IN MVC NO. 542/2013 ON THE FILE OF THE II ADDL. DISTRICT JUDGE & MEMBER, MACT, KOLAR C/C I ADDL. DISTRICT JUDGE & MEMBER, MACT, KOLAR, 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 Insurance Company 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.2,18,000/- (Rupees Two Lakhs Eighteen 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 and disbursement of the enhanced compensation amount shall be made in terms of the Award of 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