

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

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

**DATED THIS THE 8<sup>TH</sup> DAY OF OCTOBER, 2016**

CONCILIATORS PRESENT:

**THE HON'BLE MR.JUSTICE BUDIHAL R.B.**  
**&**  
**SMT. B.V. VIDYULATHA, MEMBER**

**M.F.A.No. 5242/2015 (MV)**  
*(Lok Adalat No. 1077/2016)*

BETWEEN

Basavaraj S. S/o Siddappa,  
 Now aged about 53 years,  
 R/o Babbur Village,  
 Hiriyur Taluk-577 599.

... APPELLANT

(By Sri. Range Gowda N.R., Advocate)

AND

1. Syed Arief S/o Syed Mohammed,  
 Major, R/o No.41/1,  
 Sanjaya Nagara, K.R. Puram,  
 Bengaluru – 560 036.
2. Shankara Reddy S/o Choda Reddy,  
 Policy Holder of Lorry bearing  
 Registration No.KA-08/3862,  
 R/o Hulimangala Village,  
 Malur Taluk, Kolar Dist.-563 130.
3. The Branch Manager,  
 Branch Office,  
 National Insurance Co. Ltd.,

B.M. Complex, 1<sup>st</sup> Floor,  
Laxmi Bazar,  
Chitradurga-577 501.

... RESPONDENTS

(By Sri. B.A. Ramakrishna, Advocate for R-3,  
Notice to R-1 & R-2 – D/w v.c.o. dated 5.2.2016)

MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 17.4.2015 PASSED IN MVC NO. 242/2012 ON THE FILE OF THE SENIOR CIVIL JUDGE AND ADDL MACT, HIRIYUR, 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 - 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. 1,00,000/- (Rupees One Lakh 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