

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

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

**DATED THIS THE 10<sup>TH</sup> DAY OF FEBRUARY, 2018**

CONCILIATORS PRESENT :

**THE HON'BLE MR. JUSTICE K.N.PHANEENDRA**

**&**

**SMT. PRABHA MURTHY, MEMBER**

**MFA No.8640/2017 (MV)**  
**(LOK ADALAT NO.7078/2017)**

BETWEEN:

MANU M S/O. MAHADEVIAIAH  
AGED ABOUT 17 YEARS 6 MONTHS  
MINOR, R/P BY FATHER NATURAL GUARDIAN  
MAHADEVIAIAH  
S/O. JAVARAIAH  
AGED ABOUT 55 YEARS  
R/AT SHETTAHALI VILLAGE  
NANJANGUD TALUK,  
MYSURU DISTRICT – 570 038. ... APPELLANT.

(BY SRI.SRINIVASAN M.Y, ADV.)

AND :

1. JALEEL UR RAHAMAN  
S/O. ABDUL RAHAMAN  
MAJOR, R/AT NO.3270/2, ANEGUNDI ROAD, 2<sup>ND</sup> EIDGAH  
2<sup>ND</sup> CROSS, MYSURU – 570 017

2. THE BRANCH MANAGER  
TATA AIG GENERAL INSURANCE CO. LTD  
NO.2951/A D29/1, 1<sup>ST</sup> FLOOR  
TEMPLE ROAD, KALIDASA CIRCLE  
V V MOHALL,  
MYSURU – 570 002. ...RESPONDENTS

(BY SRI O MAHESH, ADV. FOR R-2)

THIS MFA IS FILED UNDER SECTION 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 19.07.2017 PASSED IN MVC NO.87/2015 ON THE FILE OF THE SENIOR CIVIL JUDGE AND JMFC AND MACT AT NANJANGUD, 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 – M/s. Tata AIG General Insurance Company 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.1,75,000/- (Rupees One Lakh 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 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**

NG\*