

HIGH COURT LEGAL SERVICES COMMITTEE

DHARWAD BENCH

BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA
DHARWAD BENCH

DATED THIS THE 14TH DAY OF DECEMBER, 2024

CONCILIATORS PRESENT

THE HON'BLE MS. JUSTICE J.M.KHAZI

AND

SMT. ARCHANA MAGADUM, MEMBER

M.F.A. NO.103944 OF 2023 (MV-I)

LOK ADALAT NO.1033/2024

BETWEEN:

MUJHAHIDIN @ ABDUL MUJAHIDEEN
S/O. ABDUL MUNAF,
AGE. 32 YEARS, OCC. MASION (GOUNDI) WORK,
R/O. KUMSI VILLAGE, DIST. SHIVAMOGGA,
NOW AT VIDYANAGAR, RANEBENNUR-581115,
TQ. RANEBENNUR, DIST. HAVERI.

...APPELLANT

(BY SRI C.M. HOSAMANI, ADVOCATE)

AND:

- 1 . SMT. ERAMMA W/O. BHARANNAGOUDA,
AGE. MAJOR, OCC. OWNER OF THE VEHICLE,
R/O. BIDARAGADDE, POST: GOVINAKOVI,
TQ. HONNALI, DIST. DAVANAGERE-577221,
(OWNER OF VEHICLE BEARING REG.NO.KA-17/TC/5234).

- 2 . THE MANAGER LEGAL CLAIMS,
TATA AIG GENERAL INSURANCE COMPANY LTD.,
II FLOOR, JP AND DEVI JAMBUKESHWAR ARCADE,
#69, MILLERS ROAD, BENGALURU.
(INSURER OF VEHICLE BEARING REG.NO.KA-17/TC-5234)
INSURANCE POLICY NO.015328315701
VALID FROM 11-12-2015 TO 10-12-2016.

...RESPONDENTS

(BY SRI MADHUKESHWAR DESHPANDE, ADV. FOR R2;
NOTICE TO R1 IS SERVED)

THIS MISCELLANEOUS FIRST APPEAL IS FILED UNDER SECTION 173(1) OF MOTOR VEHICLES ACT, 1988 AGAINST THE JUDGMENT AND AWARD DATED 12.08.2021, PASSED IN MVC NO.993/2016, ON THE FILE OF THE I ADDITIONAL SENIOR CIVIL JUDGE AND ADDL. MACT, RANEBENNUR, BY ALLOWING THIS APPEAL, ETC.,

THIS MISCELLANEOUS FIRST APPEAL COMING ON FOR CONCILIATION BEFORE LOK ADALAT AFTER BEING REFERRED BY THE COURT, THE FOLLOWING CONCILIATION ORDER IS PASSED:

CONCILIATION ORDER

The learned counsel for the appellant and the representative of Respondent-Insurance Company along with its counsel 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 global compensation of Rs.50,000/- (Rupees fifty 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. Same is accepted.

3. The said amount shall be released in favour of the claimant.

4. 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.

5. The Miscellaneous First Appeal stands disposed of in terms of the Joint Memo. The award of the Tribunal shall stand modified accordingly. Draw up the award accordingly.

Sd/-
JUDGE

Sd/-
MEMBER

AC
CT: UMD