

IN THE HIGH COURT LEGAL SERVICES COMMITTEE,
HIGH COURT OF KARNATAKA, GULBARGA BENCH,
BEFORE THE LOK-ADALAT
DATED THIS THE 21ST DAY OF JANUARY, 2014

CONCILIATORS PRESENT:

THE HON'BLE MR. JUSTICE B.V. PINTO
AND

SRI.A.M.PATIL, MEMBER

M.F.A. NO.30533/2011 (MV)

(Lok Adalat No.351/2013)

BETWEEN:

SANGAPPA,
S/O. THAMMANNA KURBAR,
AGED ABOUT 26 YEARS,
OCC: AGRICULTURE,
R/AT JAKKARMADUVU VILLAGE,
NOW RESIDING AT
NIJALINGAPPA COLONY,
RAICHUR.

... **APPELLANT**

(BY SRI BASAVARAJ.R.MATH, ADV.)

AND:

1. THE MANAGER,
ICICI LOMBARD GENERAL
INSURANCE COMPANY OR
BANK TOWER,
BANDRA KURLA COMPLEX,
BANDRA EAST

THROUGH ITS BRANCH MANAGER,
RAICHUR.

2. MALLAREDDEPPA,
S/O.SANNA HANUMANTHA KURBAR,
AGED ABOUT 37 YEARS,
R/AT JAKKERMADUVU,
TALUK LINGASUGUR,
(RIDER AND OWNER OF MOTORCYCLE
BEARING REGISTRATION NO. KA-3/J-2748)
3. HANUMANTH TIRUPATHI NAIK,
S/O TIRUPATI NAIK,
AGE.MAJOR,
R/AT A.P.MARNAL LT T,
TALUK SHORAPUR,
DISTRICT GULBARGA.
(PREVIOUS OWNER OF MC.NO.
KA-33/J-2748).

... RESPONDENTS

(BY SRI C.S.KALBURGI, ADV.FOR R1)

THIS MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 6.1.2011 PASSED IN MVC NO.413/2010 ON THE FILE OF THE PRL DISTRICT JUDGE MACT AT RAICHUR, PARTLY ALLOWING THE CLAIM PETITION AND SEEKING ENHANCEMENT OF COMPENSATION.

THIS M.F.A BEING REFERRED TO LOK-ADALAT COMING ON FOR CONCILIATION THIS DAY, THE LOK ADALAT MADE THE FOLLOWING:-

CONCILIATION ORDER

Appellant-claimant and his learned counsel are present. Learned counsel for the 1st Respondent-Insurance Company and the representative of the Insurance Company are present.

2. After protracted negotiation, the matter is settled. The appellant-claimant has agreed to receive a total compensation of ₹1,35,000/- (Rupees One Lakh Thirty Five Thousand Only) in addition to the amount awarded by the MACT, Raichur, in full and final settlement of the claim and the 1st respondent – Insurance Company has agreed to pay the same. A joint memo is filed on behalf of the parties to this effect.

3. The 1st respondent –Insurance Company has agreed to deposit the said amount within six weeks from the date of preparation of award, failing which, the said

amount shall carry interest at 9% pa from the date of default, till the date of deposit.

4. The MFA 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**

KSR