

HIGH COURT LEGAL SERVICES COMMITTEE, BANGALORE  
BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA,  
CIRCUIT BENCH AT GULBARGA

DATED THIS THE 18<sup>TH</sup> DAY OF AUGUST, 2011

CONCILIATORS PRESENT

HON'BLE MR.JUSTICE N.K. PATIL

AND

MR.USTAD SADAT HUSSAIN, MEMBER

M.F.A. No.31179/2009(MV)

Lok Adalat No.109/2011

**BETWEEN:**

Dharmapal S/o Surendrappa Tanga,  
Age: 52 years, Occ: Coolie & Milk Vendor,  
R/o Malagatti, Tq: Chittapur,  
Dist: Gulbarga.

...Appellant

(By Shri. Krupa Sagar Patil, Advocate)

**AND:**

1. Gundareddy S/o Madeppa Udbalkar,  
Age: 26 years, Occ: Student,  
R/o NGO's Colony, Okaly Camp,  
Gulbarga.

2. The Oriental Insurance Co. Ltd.,  
Through its Divisional Manager,  
N. G. Complex, 1<sup>st</sup> Floor,  
Opp: Mini Vidhana Soudha,  
Gulbarga.

...Respondents

(By Shri. Sudarshan M. Advocate for R-2,;  
R-1 served)

This M.F.A. is filed under Section 173(1) of the Motor Vehicle Act, against the judgment and award dated 18.11.2008 passed in MVC No.978/2007 on the file of the II Addl. Civil Judge (Sr.Dn.) Gulbarga, partly allowing the claim petition for compensation 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:**

The learned counsel for the claimant-appellant and learned counsel for Insurance Company along with its representative are present.

2. After prolonged negotiations, both the parties have agreed to settle the dispute amicably. The claimant-appellant has agreed to receive and the 2<sup>nd</sup> respondent-Insurance Company has agreed to pay a lump sum of ₹25,000/- (Rupees Twenty Five Thousand only), in addition to the compensation already awarded by the Motor Accidents Claims Tribunal, in full and final settlement of the claim in this appeal. A joint Memo is filed on behalf of the parties to this effect.

3. The second 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% 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, immediately.

5. Accordingly, the 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

BMV\*