

IN THE HIGH COURT LEGAL SERVICES COMMITTEE,
HIGH COURT OF KARNATAKA, KALABURAGI BENCH,

BEFORE THE LOK-ADALAT

DATED THIS THE 10TH DAY OF AUGUST, 2017

CONCILIATORS PRESENT

THE HON'BLE MR. JUSTICE B.A.PATIL
AND
MR. MOHD. ABDUL QUAYUM, MEMBER

M.F.A. NO.201639/2015 (MV)

LOK ADALAT NO.639/2017

Between:

Dastagir @ Dastagirsab
S/o Husensab Sangapur
Aged:23 years, Occ: Mason (Goundi)
R/o Golasangi, Tq: B.Bagewadi
Dist: Vijayapur, Now at Ibrahimpur
Vijayapur

... Appellant

(By Sri Koujalagi Chandrakant Laxman, Advocate)

And:

1. The Head Master
B.M.Navoday Public School
Almatti, Tq: B.Bagewadi
Dist: Vijayapur – 586 101
2. The Manager Claims
IFCO-TOKIO General Insurance Co.
Ltd., No.: 141, 6th Floor,
Sri. Shanti Towers,

Estate of NGEF Layout
Kasturi Nagar, Bangaluru - 43

... Respondents

(By Sri Sanganabasava B Patil, Advocate for R1;
Smt. Preeti Patil Melkundi, Advocate for R-2)

This MFA is filed Under Section 173(1) of MV Act praying to allow the appeal, and modify the impugned judgement and award dated: 28.08.2015 passed by the Court of the Motor Accident Claims Tribunal No:VII, Vijayapur at: Vijayapur, in M.V.C No.439/2014 and enhance the compensation as prayed for.

This appeal coming on for Conciliation before Lok Adalat this day, the following order came to be passed:

CONCILIATION ORDER

The learned counsel for the appellant and the learned counsel for respondent No.2 - Insurance Company are present.

2. After due deliberations, the parties have arrived at a settlement. The appellant-claimant has agreed to receive and the respondent - Insurance Company has agreed to pay global compensation of Rs.55,000/- (Rupees Fifty-five Thousand Only) inclusive of interest in addition to what has been awarded by the Tribunal, towards 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 the 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 amount is ordered to be released in favour of the claimant on deposit.

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

**Sd/-
JUDGE**

**Sd/-
MEMBER**

BL