

IN THE HIGH COURT OF KARNATAKA**KALABURAGI BENCH****DATED THIS THE 24TH DAY OF OCTOBER 2017****PRESENT****THE HON'BLE MRS. JUSTICE RATHNAKALA****AND****THE HON'BLE MR. JUSTICE N.K.SUDHINDRARAO****MFA No.201695/2016 (MV)****Between:**

1. Smt. Jyotibai
W/o Late Subhash
Age: 23 years,
Occ: Household
2. Rahul S/o Late Subhash
Age: 4 years, Minor
3. Narayan S/o Late Subhash
Age: 2 years, Minor

Petitioner Nos.2 and 3 are minors
They are u/g of their natural mother
Petitioner No.1 Smt. Jyoti.

4. Shantabai W/o Devaji
Age: 50 years
Occ: Household
5. Devaji S/o Narayan
Age: 55 years, Occ: Agriculture

All r/o Jewargi Colony,
Near Ram Mandir, Kalaburagi.

... **Appellants**

(By Sri B. Ali Mohammed, Advocate - Absent)

And:

1. Mohd. Azaruddin
S/o Mohd Riyazuddin
Age: 45 years,
Occ: Owner of Lorry bearing
Reg.No.KA-32-B-8277
R/o H.No.7-1202/5
Near Bombay Hotel
KBN College Road, Bilalabad
Kalaburagi.
2. The HDFC ERGO General Insurance
Company Limited,
T.B Revankar Complex
Vivekanand Hospital Road,
Near Court Hubli.

... **Respondents**

This Miscellaneous First Appeal is filed under Section 147 (3) of M.V. Act praying to modify the impugned judgment and award passed by the Prl. Senior Civil Judge & MACT, Kalaburagi in MVC No.597/2013 by granting compensation to appellants being the legal heirs of the deceased as claimed in the claim petition.

This appeal coming on for Orders this day,
RATHNAKALA J., delivered the following:

J U D G M E N T

There is no representation for the appellants. Since office objections have not been complied in compliance of the order dated 19.08.2017, the appeal is dismissed for default.

**Sd/-
JUDGE**

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JUDGE**

swk