

HIGH COURT LEGAL SERVICES COMMITTEE, KALABURAGI
BEFORE THE LOK-ADALAT

IN THE HIGH COURT OF KARNATAKA
KALABURAGI BENCH

DATED THIS THE 11TH DAY OF FEBRUARY, 2023

CONCILIATORS PRESENT

**THE HON'BLE MR. JUSTICE T.G.SHIVASHANKARE GOWDA
AND
SRI S.V.DESHMUKH, MEMBER**

M.F.A. No.200024/2023 (MV)

Lok Adalat No.796/2022

BETWEEN:

Laxmibai W/o Mahadev Mane,
Aged about:53 years, Occ: Labour
and Milk Vending now nil,
R/o Village Talbhog, Taluk: Basavakalyan,
Dist: Bidar.

...Appellant

(By Sri. Sanjeevkumar C Patil, Advocate)

And:

1. Omkar S/o Mallikarjun Metre,
Age:53 years, Occ: Business owner
cum Driver of Ape Auto bearing
Reg.No.KA-39/3634,
R/o Village Talbhog, Taluk: Basavakalyan,
Dist: Bidar-584237.

2. The Divisional Manager,
United India Insurance Company Limited,
2nd Floor, Centaury Complex,
Opp: Sangam Talkies, Super Market,
Kalaburagi-585101.

...Respondents

**(V/o dtd. 30.01.2023 Notice to R1 is dispensed with;
By Sri. Abdul Quayum, Advocate for R2)**

This Miscellaneous First Appeal is filed under Section 173(1) of M.V. Act, praying to call for the record and modify the judgment and award passed in MVC No.113/2017 dated 28.08.2018 passed by the II Addl. District and Sessions court and Addl. MACT, Bidar, Sitting at Basavakalyan, and enhance the compensation amount with cost, in the interest of justice and equity.

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

CONCILIATION ORDER

Learned counsel for the appellant and the representative of Respondent-Insurance Company along with its counsel are present.

2. On negotiations, the claimant and the insurer have settled the matter for global compensation of ₹50,000/- (Rupees Fifty Thousand Only), in addition to the compensation awarded by the Tribunal, in full and final settlement of the claim of the claimant. A joint Memo is filed on behalf of the parties to that effect. The same is recorded.

3. The insurer has agreed to deposit the said amount before the Tribunal within six weeks from the date of drawing of the 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.

4. The amount settled shall be released to the claimant.

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

**Sd/-
JUDGE**

**Sd/-
MEMBER**

KNM/SBS/SMP