

IN THE HIGH COURT OF KARNATAKA, KALABURAGI BENCH

DATED THIS THE 21ST DAY OF AUGUST, 2025 BEFORE

THE HON'BLE MR. JUSTICE SHIVASHANKAR AMARANNAVAR MISCL. FIRST APPEAL NO. 202279 OF 2025 (MV-D)

BETWEEN:

THE DEPUTY COMMISSIONER, MINI VIDHANA SOUDHA, KALABURAGI.

...APPELLANT

(BY SRI VEERANAGOUDA MALIPATIL, H.C.G.P.)

AND:

LAXMI

W/O SIDDARODHA, AGE: 32 YEARS, OCC: HOUSEHOLD,

R/O: H.NO.587/108/1/73, ALAND ROAD,

VISHWARADHYA COLONY, KALABURAGI - 585 103.

...RESPONDENT

OF KORPAN

THIS MFA IS FILED UNDER SECTION 173(1) OF THE MOTOR VEHICLES ACT, PAYING TO ALLOW THE ABOVE APPEAL AND TO SET ASIDE THE JUDGMENT AND AWARD DATED 21.10.2023 PASSED BY THE I ADDITIONAL SENIOR CIVIL JUDGE AND M.A.C.T., KALABURAI, IN M.V.C.NO.1239/2022, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS MFA, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE SHIVASHANKAR

AMARANNAVAR



ORAL JUDGMENT

Heard learned AGA for the appellant.

2. This appeal is filed challenging the judgment and award dated 21.10.2023 passed in MVC No.1239/2022 by the I Additional Senior Civil Judge and MACT, Kalaburagi. The amount of compensation awarded under impugned judgment is Rs.25,000/- (rupees Twenty Five Thousand only).

3. As per Sub -Section (2) of Section 173 of the Motor Vehicles Act, 1988 the appeal will not lie against the award of motor accident claims tribunal if the amount in dispute is less than one lakh rupees. Hence, the appeal is not maintainable.

4. In view of the above, the appeal is **dismissed** as not maintainable.

Sd/-(SHIVASHANKAR AMARANNAVAR) JUDGE

DSP

List No.: 1 Sl No.: 7