HIGH COURT LEGAL SERVICES COMMITTEE, DHARWAD BENCH

BEFORE THE LOK ADALATH

IN THE HIGH COURT OF KARNATAKA,
DHARWAD BENCH

DATED THIS THE 12TH DAY OF MARCH, 2022

CONCILIATORS PRESENT:

HON'BLE MR.JUSTICE S. SUNIL DUTT YADAV
AND

SRI.S.S. BADAWADAGI, MEMBER

M.F.A. NO. 100480/2022 [MV] (LOK ADALAT NO. 54/2022)

BETWEEN:

- SMT. LAXMI W/O RAMESH MALI,
 @ LAXMI D/O BASAPPA SANGANATTI,
 AGE: 25 YEARS, OCC: HOUSEHOLD WORK.
- 2. SMT. SHANTAVVA W/O VITTAL MALI, AGE: 60 YEARS, OCC: HOUSEHOLD WORK,
- 3. SRI VITTAL S/O HANAMANT MALI, AGE: 67 YEARS, OCC.: NIL.

ALL ARE R/O BUDANOOR, TQ: RAMDURG, DIST: BELAGAVI-591 128.

APPELLANTS

(BY SRI. GURURAJ.R. TURAMARI, ADVOCATE)

AND:

- SRI. HANAMANTAGOUDA,
 S/O PADIYEPPAGOUDA PATIL,
 AGE: MAJOR, OCC: BUSINESS,
 R/O MANIHAL, TQ: RAMDURG,
 DIST: BELAGAVI-591 128.
- 2. THE REGIONAL MANAGER,
 NATIONAL INSURANCE CO. LTD.
 ARIHANT PLAZA, KUSUGAL ROAD,
 HUBBALLI, DIST: DHARWAD-580 020.

- RESPONDENTS (BY SRI. RAJASHEKHAR S. ARANI, ADVOCATE FOR R2, NOTICE TO R1 IS DISPENSED WITH)

THIS MISCELLANEOUS FIRST APPEAL IS FILED U/S 173(1) OF THE M.V. ACT AGAINST THE JUDGMENT AND AWARD DATED 26.02.2019 PASSED IN M.V.C. NO. 545/2017 BY THE LEARNED SENIOR CIVIL JUDGE AND AMACT, RAMDURG & ETC.

THIS MISCELLANEOUS FIRST APPEAL BEING REFERRED TO LOK ADALAT, COMING ON FOR CONCILIATION, THIS DAY, THE LOK ADALAT PASSED THE FOLLOWING:

CONCILIATION ORDER

The learned counsel for the appellants and the representative of Respondent No.2-Insurance Company along with its counsel are present.

- 2. After prolonged negotiations, the matter is settled. The Appellants-claimants have agreed to receive and the Respondent No.2-Insurance Company has agreed to pay a global compensation of ₹7,00,000/- (Rupees Seven Lakhs Only), in addition to what has been awarded by the Tribunal, in full and final settlement of the claim. A joint Memo is filed on behalf of the parties to this effect. Same is accepted.
- 3. The said amount shall be released in favour of the claimants in the ratio fixed by the Tribunal.
- 4. The Respondent No.2-Insurance Company has agreed to deposit the said amount before the Tribunal within six weeks from the date of preparation of

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.

5. The Miscellaneous First 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

bvv