Karnataka High Court

S H Gurusiddappa vs T V Niranjan Kumar on 16 July, 2008

Author: Anand Byrareddy

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.' A.L"--nEsPo§£::e1§!i'r'a M my 'Sci 2:: K mwzwx -- Anv';%%4L..:'Fan R2'-sue-an R}. 5. R3 SERVED: wanes 'I_'_Q"-R_.'>'-..l_)ISP□*¥3_ED mm sp.1..r;..n. my-ans:-I -,m:gv. scam: Assam?) mm r11;nn__u;s 3.f.r3:1,:'.%oz tvrv AGAIHST THE aunsnsm' AND_ 'Mam: ;1z».a.*rs'3:2'4'~..V*:%,_a3 mssmn IN rm: m:r.w9,-'94 are ET?-IE P1us"'oa*'.*nm"v--r~nL. cnm. suns: tan. ma.:y....1s1'~2.m::'--fJ'," .j;'rjJ'2~:Kus#.,'--«,%mRTw ALWING 'ma CIJXIM PE'1'IT1i:CiI%i i?€:~§1_"[.._"$Co*i£*R2~1'..3,i&TIO!□ AND SEEKING E:4:~na:ac€1!:1+m:~Jfr"Vx)Ii '*e;::as:r3§:a1§.T:e:e.W 2£§fi£"'#:£2a§1%sgd'-.:§R--..mi: I-IEARZNG TI-I15 mm. 'I'H'E cnzmr nE£.I\mR1§:Vz"'VI'j_Ij-I3' m'£..L<:wING: 'V 2. as It 3 1 'r ccumael for tim appellant and ti*;a"'vcé:31:i1$ '¢5.i.'5':fnr zrespondaaents 2 and 4. x □g'.-:"2'ha appellant was as claimant in INC ._ i§fG';-£.:§!9f94. ms was travelling in a motor; bus

-wrisan the same has met with an accident and as a. result vf which has has auffezed fxracture of bath beans: at his left leg, fracture of the .4.

denied fair and just: campanaatiorx. in that, the Tzzibuxml has next addressed the ae:i93§:1 §a_a of the injuries and disability .

appellant harboura and thy.' _£ut1_1i:'e" ' 1:3:.<:~ éI"n§V".Vo£V'4 " " 2 earm□ng cxapac.-ity as well 1:15 Hence, wcmld seek enhar:'é;u-:o;ant"'-M3 co:2□;t$'h%a..m;1;i=.bny

4. Courzaal .1~Ie.6 remains absent. Thofagh 'dhclj earned to ensure hi; '55 th' recor□award of the 'rrihui;_a1._ um the Tribunal has px9cead e?'d: ta the claim petition in an _§;4£f+harxd ~ in the sense that the the medical widence adduced on : {:11 _ appellant has been ovarloakéd V _ thi□ aéaeunt or compensation made: several ",.VV:<:+.:':?.:q:;fez§f:.i.<2;z1a.1 beams does appeau: tr: be on the iixiaraiir side. It is apprapriata that the "'t2:ibu:1al reczvsznaider the maniical evidence and pass an appropriate mud; under vanious conventional heads .

€ .5.

5. The appeal is accordingly, allowed. □he award of the Tribunal in set guide ¢n□§h§ Matter is remitted tar fresh congi&6□&□da?. with zaferenca to the matex;gl_an5r§¢$§d:= _ .4" taunts: I..lllI.lII..l|:I_ILJIl Inn nxng-4-nu' n