

Karnataka High Court

The New India Assurance Co Ltd vs K Babu Rao on 27 June, 2008

Author: Arali Nagaraj

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IN THE HIGH COMER OR KARNATAKA AT BANGALORE
DATED 27th JUNE 2008
BEFORE % %

mm I-ION'BLE nmausrzw ARALI _ T

crvn. PETITION * % '
{W % % % _

C.P.Nos.161 to 135 of 2008; Q_1 and "£',, P, No.. \$3\$3@LQ_\$V
THE NEW INDIA cciwfu ~ %

REP. BY SENIOR DIVISIONAL Mmvacm
DO-1LAK.SHMICOMf'LEX ~

OPP VANI VI.I.ASHC);. '3P!fIQ'AI4;: ' _

BANGALORE

PETITIONER

%%%% :; % IN ALL THE PETI'i'IO'NS
(By Sri: C R)

AGED ABQU1m=a: YRS

MA1{Aj)E.x1As/0 CHANNEGOWDA
Q R/ATM;crHIKERE VILLAGE

% 'S,HE'ITALLY POST
k * 14031.1 CHANNPATNA TQ

% "BA.NG3aLoRE RURAL DIST
% gCiWNE'R OF TH DCM TOYOTA BEARING REG. NO.

%% ' 511-2084

'4 [MANAGING DIRECTOR CUM DIVISIONAL

1, <f.:J' ,"

¢:_'\~(x'/w'\.z'-I

CONTROLLER OWNER AND INTERNAL INSURANCE
FUND OF THE KSRTC BUS BEARING NO.KA-07-
F-704, DOUBLE ROAD

SHANTHINAGAR

BANGALORE 27

% IN c.P. 160/€153. '

(By Sri N GOPALAKRISHNA FOR L

ma R3)

A_N_Q:

1. DHARAMARAJ
s/o GOVINDASWAMY,
AGED ABOUT 30
NO. 13, 1st TM. awlzs:, %
am cnossq '%BY%1TARAYANAPUi?A, %
BANGAI f?REr"92'6';

2 MAHADEVAS/O'1"Ci fA1'1NEGOWDA
R/AT"MATHIKER.E' T
SHETTALLY '.
MALAUR' H0:-31.1 cHA2~INPA'mA TQ
BARGALORE_RURAL mar

_ emigre OF THDCMTOYOTA BEARING REG. NO.

KA=-11¥r2084_

3 ' MANAGENG i3I f aEcToR CUM DIVISIONAL .
COPITROLEE.-ER OWNER AND INTERNAL INSURANCE
FUND QF THE KSRTC BUS BEARING NO.KA~f)7-

, F-704, DOUBLE ROAD
« L '- V smmzmraem
"13AI~€~«GALORE 27 J
RESPONDENTS
IN C.P.161/06

Sri N GOPALAKRISHNA FOR R1, SR1 1:>.L..JAGmEEsH

VFOR R3}

C.._.(""\/-....

Us

- [1' ?3934

SR1. BALAKRISHNA. _
AGED ABOUT 44 YEARS,

M.B. MAMATH,
AGED ABOUT 24 YEARS,

ANIL KUMAR M.B.
AGED ABOUT :26 YEARS,
M.B. ASHVIN.

AGED ABOUT 2 1 YEARS, %

ALL ARE RESIDENT AT "SAP17HAGIRI',~._
NO.476,10TH CROSS, am *A?MjAIN,,
VINAYAKA NAGARA1¢AYoI3T,_' , F
arm STAGE NAGARA HAVE, L 1 A
BANGrALORE-560072, _ I 1

12/ AT 'MA'I"fHjK;_ER3;? "J_E;l,A<;}E.
sHErrALLykmsT%k% >
MALAUR H0BLI'C\$A1~a;~rPA~rNA TQ .
BmeALoRERtmALn1a'r -

OWNER OF zfnncret TOYOTA BEARING REG. NO. _

RBSPONDENTS
1N C.P.162/06

; (By sxm.L.1sz; ;~.\$;30c1ATEs FOR R1,)
& .LAI{SHMEGOWDA @, LAKSHMANA

S / 0 BOLAREGOWDA,

AGARALINGANADODD: VILLAGE,

SOMANAHALLI POST,
MADDUR TALUK,
MANDYA DISTRICT.

r\V\"°\"'--\"--\"'

3?

2 MAHADEVA s/0 CHANNEGOWDA
R/AT MA'I'HIKERE VILLAGE
SHE'I'I'ALLY POST
MALAUR HOBILI CHANNPATNA TQ

BANGALORE RURAL DIST

OWNER OF TH DOM TOYOTA BEARING. T

KA-11-2084)

3 MANAGING DIRECTOR CUM bm::10NAL

CONTROLLER OWNER ANB INTERNAL INSI3RANC_1E
FUND OF THE KSRTC BU\$.%B5:AR1N%G N~0.'KA\~»,()7¥'
F-704, DOUBLE ROAD «
SHANTHINAGAR _
BANGALORE 27 j

;
_ INC.P.163/06

(By Sri

1. sMT}%%NA.G.éMMjA;%'% %
AGED ABouTkk35jarEA12s%, L

2. X
_ AGED m3oU'I*'~<.22_%_\$;12;ARs, 4 ~

' 'RESIDENT OF C/O
' 'DAVRASA€[]_{IPPE,
s.-R. RATNA TALUK,
MAN.D¥_A DISTRICT,

~ NATIVE OF LINGANADODDL
kgmasun HOBLI, MADDUR TALUK,

MAHADEVA 3/0 CHANNEGOWDA

R/AT MATHIKERE VILLAGE
SHETTALLY POST

"v

MALAUH HOBLI CHANNPATNA TQ
BANGALORE RURAL DIST %
OWNER OF TH DCM TOYOTA BEARING REG. N{''}. "*

MANAGING DIRECTOR CUM DIVISIONAL
CONTROLLER OWNER AND INTERNAL.£I¥!S_UTRANCE F % « ' .
FUND OF THE KSRTC BUS BE,f1RIN.G&B\$Q.KA+f'}7--g

F-704, DOUBLE ROAD
SHANTHINAGAR
BANGALORE 27

1Nc,P.16%4/06

(By Sri D.L.JAGADEESH

A&:

1.

3/0

AGED ' «

R/0 VILLACEE,

CI-IANNAPATN'A"TA1çUI{,'~v~~., %

J.L. NA GA J~'<AJU,_ -

DRIVER, MA_JOR-- , BA.D{ }E N0. 226, '

CH;:ka:ABALm?URA DEPO,

DIRECTOR,

=K.a;R.'r.:3.,I<;oLARA DEP, KOLARA,

ms BEARING N0. KA-07-F-704

APURGSHGTHAM

Vsm PUTTASWAMANNA,

Madam,

'RUDRAKSHIPURA VILLAGE,

V SOMANEHALLI P081',

MADDUR TALUK,

MAHADEVA S/O CHANNEGOWDA

r'-(#\ '__\-"''''''

Rgszéétabams k

R/AT MAT}-IIKERE VILLAGE

SHE'I'I'ALLY posxr

MALAUH HOBLI CHANNPATNA TQ

BANGALORE RURAL ms?

OWNER 05' TH DCM TOYOTA BEARING Rm. N0_'.z. % A

KA--11--2084 I L * < " * _

REsPCifazDE.*NTs%F%% * k

' ~13 C-%P-»%1€'5é%i%05.%% %

(By Sri DLJAGADEESH ADVEQR %M % L'

ALE:

1. SMT. RUKMINI BAX,
W/O LATE LIMBOJIRAO',
AGED ABOUT 65 %
RESIDING AT HO.1;_61," : %
7TH MAIN, iBHAVAN:NA,GARA,
2ND STA;GE';_"}3?:?%'\$}ASVi4,.ANK'3R1= A

BANGMJQRE-;:§60 o*z0.& ' . &

2 MA1e1AL>EVA~3«1%0%CHANNEGowDA
R/AT&MA1*£m<:ERE
SHE'i"FALLY POST , %
MAI.AUI3:~HOBL~i CHIENNPATNA TQ
BAN<3ALoRE_RURAL DIST

. €zWI%;ER.QF TH"fi<'3M TOYOTA BE.ARiNG REG. NO.
% ' 'EA-.11--2Q34 %

3 - MANA=;;§iNGmREC'r0R CUM DIVISIONAL
KQONTRQIJLER OWNER AND INTERNAL INSURANCE
FUND' OF THE KSRTC BUS BEARING NO.KA-07-
F-704; DOUBLE ROAD
V. " 'T\$HAMmNAGAR
* BANGALORE 27
' RESPONDENTS
IN C.P. 166 /06

(By Sri N GOPALAKRISHNA FOR R1. SR1 £>.L..JAGADEESH

FOR R3) -

1. A.C. GANDHI.

S/O CHAMPALAL CEANDHI, T
AGED ABOUT 38 YEARS,

R/AT NO. 43/4, 399 MAIN ROAD,
PRAKASHNAGAR.
BANGALORE}? 1.

2 MAHADEVA s/0 CHANNEG09{I,)A__

R/AT MATHIKERE VILLAGE I
SI-IE'I'I'ALLY POST 2

MALAUH HOBLI CHANNPATNA TQ

BANGALORE RURAL DIST A , *
OWNER OF TH DCM TOYUFA"BEARI1\!G'I&G},N0.

KA----11~i2084

3 MANAGING DIRE(H'OIé_CUlyI':~.1j;I{{i¥3;i€\$NAL

CONTROLLER GWHERAND INTERNAL INSURANCE .
FUND OF' THE}iSRT(3,B!JS BEARING N0.KA-07- .
F-704; DOUBLE
SHAN'I'HINAGAR
BAN({A1,0RE: 27*

A %%%%%%%%% RESPONDENTS

AA IN C.P.16?/06

(Birsfi}\$,L;\$;I:\$,\$}A\$)EESH FOR R3)

..[1.~~ SR1 GOVINDAIAH.

AGED ABOUT 40 YEARS, '

2. SMT. HONNAMMA,
AGED ABOUT 35 YEARS, '

(__\$""'kg___,__. _.

3. N.G. SAVITHA
AGED ABOUT 20 YEARS,

4. RAVIAHA
AGED ABOUT 18 YEARS,

ALL ARE RESIDENT OF
NAGARAKERE VILLAGE.

MADDUR TALUK,
MANDYA DISTRICI'. A Y

5. MAHADEVA s/0 CHANNEGOWDA

R/AT MATHIKERE VII.LAG-!\$',"V'

SHETTALLY POST * -

MALAUH HOBLI cHANNPA'r:~SATQ%.%

BANGALORE A

OWNER OF TEL DOM T03*oTA NO.
KA----11~2()84 % ..

3 MANAGlNG3._bi\$\$'ECTbR€Ci}1\gi'f\$1V?SE{\$NAL

COMROLLER INSURANCE %
mm) OF THE KSR'TC~BUS BEARING No.KA-07-
F-704., IE OUBLEARQAEJTA . %
SHAN'I''HINAGAR k
BANGALORE.2'f._ v

A RESPONDENTS

{N 0.13. 168/()6

(By 52;-i 'i{,L.=..Si?siEEN~IVAS, ADV. FOR 12.1 TO 4}

% 1~.[" 1H.R.1.A'rHA

''._A;Gx'i.'D ABOUT 40 YEARS,

kj .42'.'''*";v'IJENDRA
= AGED ABOUT 23 YEARS,

3. VISHWANATH B.S.
(_,__,f\r'__,_,_\

AGED ABOUT 18 YEARS,

ALL ARE RESIDENT OF BELAKERE _
VILLAGE, CHANNAPATNA TALUK,

4. J.L. NAGARAJU, KSRTC,
DRIVER, MAJOR %
BADGE, NO. 226,
CHIKI{ABAI..LAPURA DEPO,
CHIKKABALLAPURA.

5. THE MANAGING D1I2Ecr0":~:g»%
2<.s.:2.'r.c., KOLARA nEm,KoL.AfA, <M
BUS BEARING NO. fs;5--ofz;F-%'rm % "F %

6. PURUSI-IOTHAM S/O V
PUITASWAMANNA, ~ .
MAJOR,

SOMANEHALI A k * '

7. MAHADEVA S;'E)_CHANNEGOWDA R/AT MATHIKE_REvIL;L'Ar:}E sHE'I'TALI_.Y POST ''
MALAUR HOBLI CHANNPATNA TQ, BAEGALQRE DIST -

, " - OWNER OETH DCM TOYOTA BEARING REG. NO.

' RESPONDENTS IN C.P.169/06 & % %«%«%«L(I35«5S:-i D.L.qAGADEESH FOR R5)

1. MN. GOWRI @ GOWRAMMA. " %%w/o LATE B.G. RAMESH, AGED ABOUT 45 YEARS, . NOW RESIDINC} c/o KRISHNA, - EX-COUNCILOR, 22"" CROSS, C}ANI)HINAGARA, MANDYA.

MAHADEVA S /o CHANNEGOWDA R/AT MATHIKERE VILLAGE SHETTALLY POST MALAUR HOBLI CHANNPATNA TQ % BANGALORE RURAL DIST ' OWNER OF TH DCM myofra '.N(f); :~.,j:VAv':V'i , KA- 1 1-2084 MANAGING DIR'EC'T'OR CUM £)IVISIONAL_ CONTROLLER OWNERxANB"1INTERf%AL INSURANCE FUND o12' THE KSRTG. nus: BE.€1Rli€-G 'NO.KA-07-

F-3704, DOUBLE ROAD L
SHAN' I 'HINA(}AR
BANGALORE %

% RESPONDENTS

IN C.P. NO/06

(By Sri K L:vSiéEE§iIVA;'§A, R 1%;SR1 D.L.JAGADEESH FOR AE:

Rm, 'PRAKASI-i~ %%% % s/o BER, MANCHEGOWDA, A AGE}; 35 YEARS, RV;-O BELAi«:E.'}iiE VILLAGE, CHANNAPr'Yf\$€A TALUK, 4.1.. NAGARM'U, K.S.R.'T'.C., DRIVER, MAJOR, swam, NO. 225, * CHKKABALLAPURA DEPO. 'a_C1'e*□{KABAI.*LAPURA. .' MANAGING DIRECTOR, K.S.R.T.C. KOLARA DEPO, KOLARA, BUS BEARING NO. KA-07-F-704 (~.r\~...._, PURUSHOTHAM S/O PUTTASWAMANNA, MAJOR, RUDRASHIPURA VILLAGE, SOMANEHALLI POST, MADDUR TALUK.

MAHADEVA S /o CHANNEGOWDA. é R/AT MATHIKERE VILLAGE A V SHE'T"IT'ALLY POST A MALAUR HOBLI CHANNPA'£'_NA TQ ' A BANGALORE RURAL % OWNER OF TH DOM TOYQTAB5;AR1NG_REGi; NO. KA---11*2084 * V Q;;;é1::sPoNDENTs ; C.P.171/O6 % (By Sri _R3~) A 45\$:

1. I-LANUMLAIAH ' % S/O AGED ABOUT 65 'i'_EAF:S, I NA;L"}OIiALL{ VILLAGE, KY'£.ANC\$:1A HO»BLE,~ % « TALUK, :~B'ANG£_LLC}RE---RURAL D131-mar. % % 'M'A HAD_A % s/o CHANNEGOWDA R"[AT..'MA'T}~IIKERE VILLAGE SHETTALLY POST MALAUR HOBLI CHANNPATNA TQ .BANGALoRE RURAL ms'? OWNER OF TH DOM TOYOFA BEARING REG. NO. KA-I 1---~2084 .

RESPONDENTS IN C.P.172/O6 1:).N. BASAVARAJA SWAMY S/O NAGAIASWAMY, AGED ABOUT 55 YEARS, R/O KAPANAHALI VILLAGE, GAVI MUTT, KR. PETE TALUK, MAHADEVA s/o CHANNEGOWDA R/AT MAT!-IIKERE WLLAGE SHEITALLY POST , * e MALAUR HOBLICHANNPATNA % BANGALORE RURAL 13133?' % OWNER OF' TH DCM To'! .A BE-3ARiN_G V%I21~3(m\1<). KA--11-2084 MANAGING D1REC%roR CONTROLLER oWN'Is:1a>ANI;:» ;N'rr;RNAL INSURANCE FUND OF THE KSRTC BUS BEARIM} NO.KA-07-F-704, DOUBLE R€;')AD_"J.:j SHANMNAQAR % RESPONDENTS IN C. P. 173 /O6 Bmmwmm. &

(By Sri D.L.J:1GAEES'EI' FOR R3)

1. SR1. CiiEkaeowna .

VS/O- fB.M} RAJADEVAIAH, AGED ABOUT 22 YEARS, A. , RESIQENT OF BELUR VILLAGE, ,:«:orAT1--1I HOBLI, MANDYA TALUK.

T MAHADEVA S/O CHANNEGOWDA R/AT MATHIKERE VILLAGE SHETTALLY POST MALAUR I-IOBLI CHANNPATNA TQ c""&"**---"~;,«. BANGALORE RURAL 9131* OWNER OF' TH DCM TOYOTA BEARING REG. No. KA--i1--2084 3 MANAGING [DIRECTOR CUM DIVISIONAL CONTROLLER OWNER AND INTERNAL mzsugjiég FUND OF THE. KSRTC BUS BEARING _ % A E-704, DOUBLE ROAD SHANTHINAGAR BANGALORE 27 x 115: 6.3175}/O6 (By Sri D.L.JAGADEESH my FDR «L %

1. N.G.SUREs}i*~«.Tkk%Ji:%% S/O % AGED AB€OUT""§?.8 YEARS, NAGoHALL;.%WL;.AGE; ' ' KYLANCHAHOBOLI, * % BANGALORE ::)is'r1«:Ic'r. 2 MAHADEVA s/o Cigir'-QRNEGOWDA R/AT VILLAGE . é s1»I1-*s'1'1'ALLY Pes'1§ . V - MALAUR HQBLI CHANNPATNA TQ . A BANGALORE RURAL DIST -- GWNER-.QF.A'.TH DOM TOYOTA BEARING REG. NO. I~;A~:1 1--2¢);>'3L4% & 3.o) . RESPONDENFS IN C.P.175/O6 " EENKATESH.

"AGED ABOUT 41 YEARS, M.V. CHANDANA, AGED ABOUT o6 YEARS, c"-(\ ""M""

%

3. MN. NITHIN GOWDA AGED ABPIT 8 YEARS, ALL ARE RESIDING AT % NO. 476, SAP'I'I-IAGIRI, . 1oTH CROSS, am 'A' MAIN, VINAYAKA NAGAR LAYOUT, 4m STAGE, NAGARABAVI, BANGALORE-72.

MAHADEVA s/o CHANNEC}OWDA"~.. R/AT MATHIKERE VELLAGE SHETTALLY POST ' .

MALAUR HOBLI CH_ANNPA._.. Em BANGALORE RURAL"D.IS'._'£' V V OWNER OF TH DCM--ToYofmiBEAjRiN€} REG. NO. KA-11-2084 A " i .

1 f * RESPONDENTS % INC.P.176/O6 (By Sri R LN EUR FOR R1,) % S]/O B':';'E?'v': MANCHEGOWDA, lam. _ AGED ABQU1' 35 YEARS, R3o VILLAGE, CHANISEAPATNA TALUK. " NAGARAJU, K.S.R.T.C.. % DRIVER, MAJOR, BADGE, NO. 226, T CHHCKABALLAPURA DEPO, T Q CHIKKABALLAPURA. (3.

THE MANAGING DIRECTOR. K.S.R.'T.C. KOLARA DEPO, KOLARA, C""S--\□""

BUS BEARING NO. KA--O7--F'--704

4. PURUSHOTHAM S / O PUTTASWAMANNA, MAJ OR, RUDRASHIPURA VILLAGE, SOMANEHALLI POST, MADDUR TALUK.

5. MAHADEVA S/O CHANNEGOWDA» ' _ R/AT MATHIKEREVILLAGE ' = SHETTALLY POST _ MALAUR HOBLI CHANNPATNA TQ . BANGALORE RURAL DISTRICT, ' _ OWNER OF TH DOM TOYQTAVBEARING REG; NO.

KA-11-2084 ' * " "

-- ,% V ';;;'V _ =R __ESPONDENT'S I IN C.P.177/06 {By Sri D.L.JAGADES:SH :2'oR~R3)~ 'V

1. JAYIZXMEMAV w/o LATE GURUSW.AMY, mm wean' « +7 YEARS, R VBALLAKE1~?E __'VILLAGE, % % - . MALURU HOBLI, % ; CEIANNA_x'?ATNA TALUK, . % B ANGALC)I%\$Ev"RURAL DISTRICT 2 m\HAD5:*«A s/o CHANNEGOWDA R/AT 'MATIHKERE VILLAGE n S __HETTALLY POST _ MALAUR HOBLI CHANNPATNA TQ BANGALORE RURAL mm' ' KA--II--2084 RESPONDENTS IN C.P. I78/O6 £1 £hd SR1. BORAIAH AGED ABOUT 50 YEARS, SMT. LAKSHMAMMA AGED ABOUT 45 YEARS, NARAYANA. ?

AGED ABOUT 29 YEARS, - ALL ARE RESIDENT OF Nmaém□a % ATHAGUR HOBLI, MADDUR TALUK.

MAHADEVA s/o cHANNEGO&V1)A.??% R/AT MATHIKERE V3112}-,AC--}E % ~ MALAUR HOBLI cHA_tsiNPA'rNA.TQ BANcA1,oRE&URA1:,D1s*;;: _ * * A OWNER O_FiTH§3Z){3M 1'o1fo'IfA ;BEARmG REG. NO. MANAGi1*&7§} mi£Et,*ro§;z%kcuM DIVISIONAL cor:'moLL:2;R kowum AND INTERNAL INSURANCE . F?JE5ED_oF THE*KSR'.£"C BUS BEARING NO.KA-O7- % k% % .F--704*, DC}U_BLE ROAD % ,SH.A1\ 'TI"IIINAGAR V 311' D.L,JAGADEEsH FOR R4) RESPONDENTS IN C.P. 179 /o6 A VRAMEGOWDA S/o ' "CI-IIKKANNA, AGED ABOUT 40 YEARS, R/o BELAKERE VILLAGE, ' CHANNAPATNA TALUK.

C.__C'~r\~.,/« J.L. NAGARAJU, K.S.R.T.C., DRIVER, MAJOR, BADGE, NO. 226, CHIKKABALLAPURA DEPO, CI-IIKKABALLAPURA. THE MANAGING DIRECTOR, K.S.R.T.C. KOLARA DEPO, KOLARA, BUS BEARING NO. KA--07---F-704 PURUSHOTHAM s/o PUTTASWAMANNA, MAJOR, _r RUDRASHIPURA VILLAGE, SOMANEHALI POST, MADDUR TALUK.

MAHADEVA s/o R/AT MATHIKERE v1LLAQE= k SHETTALLY Po31' MALAUR 210.93,: cHANNPATNAfrQ Bmemom RUiRAL--.I}IS'P OWN_ER_ OF'''FH.V_1}{31vI..f'i'}_Y(.)'i'A BEARING REG. NO. KA--Ii_--20_84 ' . RESPONDENTS _ % k IN C.P.180/o6 (By Sri'V1I§.'L.JAGADEE\$H FOR R3) . /I41 1 j V V 3 O Ho£YE\$%YAGOWDA, AGED ABOUT 4 1 YEARS, R/Ct VILLAGE, A ' ~Li!5fiA1~H~IAPATNA TALUK. J.L; NAGARAJU, K.S.R.T.C., fi:~>RiVER, MAJOR, BADGE, NO. 226, ~ CHIKKABALLAPURA DEPO. C AL (__\$'''\/*x....__,/

3. (By Sri D.::,JA<3z§;:>EI;§H R3) THE MANAGING DIRECT'OR. K.S.R.'T.C. KOLARA DEPO, KOLARA, BUS BEARING NO. KA-O7-F-704 PURUSHOTHAM s/o PUPPASWAMANNA, MAJOR, A RUDRASHIPURAVILLAGE, SOMANEHALI POST, * * MADDUR TALUK.

MAHADEVA S/o CHANNEGOWDA ' R/AT MATHIKERE VILLAGE'>._ * SHETTALLY POST -

MALAUHOBBLI CI-IA_1%NP'§1'I'EfyiA I' BANGALORE RURAL DIST OWNER OF TH
DOM-'}OYO'i'Ag=BEARINfG REG. NO. ;{A-11..203g1_.

% RESPONDENTS IN o.1». 181/o6 M12:

% £?3§EI§'A}V3OU"TV YEARS, .% V:VS£DDAPPA ~._.

.AGEL3 A'B'O§3:'I.~~15 mans, K:ur«IAi%a% ' AGED ABOUT IOYEARS, " :DO~.LL,A
MANCHAHIAH AGED ABOUT 7o YEARS, ARE RESIDENT AT BELEKERE VILLAGE,
CHANNAPATNA TALUK, BANGALORE RURAL DISTRICT. 5 J.L. NAGARAJU, K..S.R.T.C.,
I_(E'b.3'phv sz-1~ ':5':L;giAe:5D.éEs§i' 'FOR R6} 4 DRIVER, MAJOR, BADGE, NO. 226,
CHIKKABALLAPURA DEPO, C ALLAPURA.

v THE MANAGING DIRECTOR, K.S.R.T.C. KOLARA DEPO, KOLARA, BUS BEARING NO.
KA-07--F--7:=(;)4 ; PURUSHOTHAM s/o PUTTASWAMANNA, MAJOR, RUDRASHIPURA
VIL=LA({I:':9- SOMANEHALLI Pos'r;j« MADDURTALUK. L' MAHADEVA as/<3
CHANNEGOWDA % R/AT .v}LLAGI§:_ SHE1'TAI;L¥"»_POi§17._ % '-_ % L % MALAUHem:
CIiANN'PATNA':TQ BANGALORE R[?R.AL~DIST % OWNER_{3F"IE'H~DCNi~TE.1YOTA
BEARING REG. NO. KA--11-2034 % V RESPONDENTS IN C. P. 182 / o6 S/QSUBBANNA,
AGELMBOUT 40 YEARS, ; 12*/Q BALAKERE VILLAGE, % CHANNAPATNA TALUK. NAGARAJU,
K.S.R.'I'.C., DRIVER, MAJOR, BADGE, NO. 226, CHIKKABALLAPURA DEPO,
CHIKKABALLAPURA.

¢..--('"'*\,,.----v THE MANAGING DIRECTOR, K.S.R.'I'. C. KOLARA DEPO, KOLARA, BUS
BEARING NO. KA-07-F-704 4 FURUSHUITIAM S/O {By Sri D.L;;1Ac}ADEEsAéi%.§*Gg{M' :23) %
mm: ' PUTTASWAMANNA, MAJOR, RUDRASHIPURA VILLAGE, SOMANEHALLI POST,
MADDUR TALUK.

MAHADEVA 3/o c1--1ANNEGowfDAJ%- 2 E * R/AT MATHIKERE VII..LAC}E % SHE'I'T'ALLY
POST ' MALAUHOBBLI cHA.NNPA*rNa%%TQ i' _ BANGALORE RURAL DIST % e OWNER OF
TH DOM 'E".QYOTA BEAR-ING REG.~No. KA~--11--2084 L §é_::rsmNDENTs IN C.P.183/o6 smi,
1JAYAMi§/m. %%% W19 I;7ATE3~.NINGEGOWDA, % man Aaevr 45 YEARS, .F£,.fO
ABA:L~AKE-EVE VILLAGE, cm=mNAPATNA TALUK.

J.L. NAGARAJU, K.S.R.T.C., A.DBIVER, MAJOR, BADGE, NO. 225, CHIKKABALLAPURA DEPO,
'..CHIKKABALLAPURA. Q' MANAGING DIRECTOR, K.S.R.'I'.C. KOLARA DEPO, KOLARA, BUS
BEARING N O. KA-07-F-704 5*-..fn""\..»---W» 4 PURUSHOTHAM S I O PUYFASWAMANNA,
MAJOR, RUDRASHIPURA VILLAGE, SOMANEHALLI POST, MADDUR TALUK.

5. MAI-IADEVA s/o CHANNEGOWDA R/AT MIATHIKERE mung SHETTALLY POST f :

MALAUHOBBLI CHANNPATNA"*TQ.. BANGALORE RURAL DIST X % OWNER OF TH DOM
ToYo'rLA&%BEA12k1N-C; KA--11-2084 AV % RESPu()VN DEN'I'S 184/O6 (By Sri.
D.L.JAGADEESH pm? 33). _ %

1. SMT. PAVITHRA AGED ABOUT -

% AGED ABOUT 9 MONTHS ., AGED About 45 YEARS, sRI.xrYIw.4U131GownA H AGED 'ABOUT 55 YEARS"

- & ALL NATIVE OF HOSAHALL1 ' ATNGUR HOBLI, MADDUR TALUK, Wk wow RESIDING AT (3/o 3. VENARAJA, ~ DASANAGUPPE, MANDYA DISTRICT. "

5. MAHADEVA S/O CHANNEGOWDA R] AT MATHIKERE VILLAGE <'("\._----\,,_/-- SHETTALLY POST MALAUR HOBLI CHANNPATNA TQ BANGALORE RURAL DIST .. V OWNER OF TI-I DCM TOYOTA BEARING REG. NO,»-.__ KA-- 1 L2084

6. MANAGING DIRECTOR CUM DIVISIONAL CONTROLLER, OWNER AND INTERNAL , . INSURANCE FUND OF KSRTC . " , NO.KA-07-F-704, DOUBLE ROAD, ., -S BANGALORE2 RE.'5PC1;NDEI\$'T'S (By Sri rm. SHIVARAMU, 3?for"R._1, 2 AND 4 D.L.JAGADEESH FOR R6)'~.__ - Am:

1. O AGEDv.AABOUT*2!B L %

2. vmon Rmgs.

may Asovr IQYEARS

:o YEARS, :>ETrr1oNER;Nos.2 AND 3 ARE mmom REPRESENTED BY THEIR ; NAi'm<:ALGUARDIAN-MoTHER--THE 131' Pwrmomm□sMT.sANNAMMA. O ARE NATIVE OF NIDAGHATTA ' VILLAGE, ATHAGUR HOBLI, O ..MADDUR TALUK, " MANDYA DISTRICT.

(__C\/'%/

4. MAHADEVA s/o CHANNEGOWDA R/AT MATHIKERE VILLAGE SHETTALLY POST MALAUR HOBLI CHANNPATNA TQ BANGALORE RURAL msq' % A OWNER OF TI-I DOM TOYOTA BEARING RE\$}..__ o.x A u KA-11-2084 g

5. MANAGING mamcroa CUM D_I\[IS_ION_A"L""--.A'_';. CONTROLLER, OWNER AND iIN'I"ER}'é".AL w « INSURANCE mm OF KSR'I'C"=BUS□EARIN\$} NO.KA-07-F-704, DOUBLE_ROAE), . , A A SHANTHINAGAR, A g A BANGALORE-£27.

A RESPÉNDENTs C.P.220/O6 (By Sri SREEKANTI-I 1;,s.A%V Ass;or:1A*r1-\$3 ADV FOR 12.1 D.L.JAGADE13sH\$*QR ES) % _ CIVIL Plérmomi Ao13' CFC, PRAYING THAT FOR THE REA\$QI*€S MATED'-.__'T'I~«'".J3'.REIN THIS HQNBLE comm' MAY BE PLEASED 'ATOORDER WITHDRAWING CLAIM; PETITION IN Mvc Nos. 6908/05, 5857/05, 2037/05, %..A»22a9,¢c:5.%%22a2/05,AA137/05, 6909/05, 6496/05, 917/05, 131105, 33,165, 138/05, 218/05, 944/05, 962/05, 214/05, '2088j'05;._ "139[G5, 453/05, 2279/O5, 141/O5, 136105, 143/G5, O\$3,--'"I40/05, 2283/05, AND 884/O5 PENDING BEFORE CIVEIJJUDGE, BANGALORE AND

TRANSFER THE V _SAME"---TC!' COURT OF CIVIL JUDGE(SR.DIVN.) & MAUI' RAMENAGARAM TO BE TRIED ALONG WITH é " 4 'QONNECFED CASES PENDING BEFORE THE SAID " TR§§3_U'fw_'AL IN THE ENDS OF JUSTICE. THEEPE'T1'TI(QN\$ COMING ON FOR HEARING THIS DAY, A mm comm mums: THE FOLLOWING: % ¢_..C\""\..z""-v' QQQ In these civil petitions the petitioner, who is the insurer of the vehicle involved in the accident in respect wt;t:1eef~the respective claim petitions have been □ed MACTS at Ramanawram, Bangaloxfe Srirangapattana and Mysore, has respective claim petitions from geund' L' that since ail the said out ef the same accident mvoxvingke□ee they shall be disposed of by oI_.1ef}-Vlrild 'order to avoid possibility of tlxeeucseon of liability of the "pay compensation to the respective ___ said cases. eelmsel for the petitioner in all these péuegissnas 3% list at' MVC eases dispesed of by di□erent MACE Bsxigplem City, Ramanagaram, Srirangapattalla, . . _":«:M4f.}L'1tiya 'mfsere, and also the list of mses which are still "£3351 the □e of the said MACTS. The same is taken on V. in (3.13. 160/O6. He further submitted that all the five have consistently taken the same View that this S petitioner, being the insurer of one of the vehicles involved in We the said accident, namely maxi cab bearing registration No.KA-»11--2084, is liable to pay the eotnpensation to the respective claimants in the said cases. This being transfer petitions have become infruetuous there has been no eon□acting □ndings Tribunals in respect of the liability i pay compensation to the

3. However. the i T. tjilietipetitioxler further submitted that .1.§etitioner--i11su1er to pay eempensationin travelling in the said maxi cab but as many as 42 persons against this petitioner-insuier in and personal iniurie" s to the vehicle and therefore if all the of within a speci□ed period it would T_t?_ie petitioner insurer to satisfy the awards . Said eases subject to limitation of 12 persons. "of this submission the purpose of the petitioner-- . would be served if some directions are issued to the '»»eei1e'e111ed Tribunals to dispose of all the pending claim it petitions within a specified date. <""--f'-'""*-xx»-'7

4. For the reasons aforesaid, all these petitions are dismissed. However, the MACTS at Banga1<;1~k«§ -%city, Ramanagaram, Srirangapatna, Mandya and ___ hereby directed to see that all the which have arisen from out of tlie; sairi? ziccid,ém " disposed of as expeditiously poséible, Vp1'z§fé:'fa:b1yV three months from the date of é _ t:.his older. The original of this order -CV.P.16G/O6 and a copy thereof other petitions. Besides, a forthwith to each of the ;"1--;g;t;. City, Ralnanagaram, Sd/--

" Judge