

HIGH COURT LEGAL SERVICES COMMITTEE, BENGALURU

BEFORE THE LOK ADALAT

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF FEBRUARY, 2015

CONCILIATORS PRESENT:

HON'BLE MR.JUSTICE B. SREENIVASE GOWDA

AND

SRI A.K. BHAT, MEMBER

MISCELLANEOUS FIRST APPEAL NO.3934 OF 2010

(LOK ADALAT NO.23 OF 2015)

BETWEEN:

REHAMATHULLA
S/O. MUJMULLA SAB
AGED ABOUT 32 YEARS
RESIDENT OF GOPALAPURA ROAD
HIRIYUR, CHITRADURGA DISTRICT.

... APPELLANT

(BY SRI D. R. NAGARAJA, ADV.)

AND:

1. M/S. ORIENTAL INSURANCE CO. LTD.
BY ITS BRANCH MANAGER
SRI SHARADA COMPLEX
OPP. K.S.R.T.C. BUS STAND
CHITRADURGA.

2. H.K SATHYANARAYANA
S/O. K. KENCHAPPA
AGED ABOUT 55 YEARS
RESIDENT OF NEAR MUTTON MARKET, HIRIYUR
CHITRADURGA DISTRICT.

... RESPONDENTS

(BY SRI C.R. RAVISHANKAR, ADV. FOR R-1)

* * *

THIS MISCELLANEOUS FIRST APPEAL IS FILED UNDER SECTION 173(1) OF THE MOTOR VEHICLES ACT AGAINST THE JUDGMENT AND AWARD DATED 21-11-2009 PASSED IN M.V.C. NO.250/2006 ON THE FILE OF THE CIVIL JUDGE (SR. DN.) & MEMBER, ADDITIONAL M.A.C.T., HIRIYUR, PARTLY ALLOWING THE CLAIM PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF COMPENSATION.

THIS MISCELLANEOUS FIRST APPEAL COMING ON FOR CONCILIATION BEFORE THE *LOK ADALAT*, THE FOLLOWING ORDER IS PASSED:-

CONCILIATION ORDER

Learned counsel for the appellant - claimant and the learned counsel for the respondent - Insurance Company along with its representative are present.

2. After prolonged negotiations, the matter is settled. The appellant - claimant has agreed to receive and the respondent - Insurance Company has agreed to pay a lump-sum of Rs.32,000/- (Rupees *thirty-two* thousand 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.

3. The respondent - 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% per annum from the date of default, till the date of deposit.

The miscellaneous first appeal stands ***disposed of*** in terms of the joint memo. The judgment and award of the Tribunal shall stand modified accordingly. Draw up the award accordingly.

**Sd/-
JUDGE**

**Sd/-
MEMBER**

kvk