

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30<sup>th</sup> DAY OF NOVEMBER 2017

BEFORE

THE HON'BLE MR. JUSTICE L. NARAYANA SWAMY

**M.F.A. NO. 8185/2015 (MV)**

**Between:**

Sri. Prakash,  
S/o Gangadharaiah,  
Aged about 37 years,  
R/at No. Puttaswamaiahnapalya,  
Sira Gate, Tumkur Taluk,  
Tumkur District – 572102.

...Appellant

(By Sri. Anil Kumar M., Advocate)

**And:**

1. The Regional Manager,  
M/s The Oriental Ins. Co. Ltd.,  
Regional Office, No. 44/45,  
Leo Shopping Complex,  
FM Cariappa Road Cross,  
Bangalore – 560001.
2. Smt. Riyan Banu,  
W/o Sri. Memabool,  
No. 1<sup>st</sup> Cross PH Colony,  
Tumkur – 572102.

...Respondents

(By Sri. H.C. Vrushabhendraiah, Advocate for R1.

Notice to R2 dispensed with vide order dated  
06/06/2017)

This Miscellaneous First Appeal is filed under section 173 (1) of the Motor Vehicles Act, 1988 against the judgment and award dated 11.04.2011 passed in MVC NO. 1269/2010 on the file of the IX Additional Senior Civil Judge, Court of Small Causes & Member, MACT-7, Bangalore, partly allowing the claim petition for compensation and seeking enhancement of compensation.

This Miscellaneous First Appeal coming on for *orders* this day, the court delivered the following:

### **J U D G M E N T**

I.A. I/2015 is filed for condonation of delay of 1527 days in filing the appeal.

2. Heard the learned counsel for the appellant. I do not find any satisfactory reasons to condone the exorbitant delay of 1527 days in filing the appeal. I.A. I/2015 is rejected.

Consequently, the appeal is ***rejected.***

**Sd/-  
JUDGE**

Snb/