

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27th DAY OF APRIL 2018

BEFORE

THE HON'BLE MR. JUSTICE N.K.SUDHINDRARAO

MISCELLANEOUS FIRST APPEAL NO.2057 OF 2013 C/W
MISCELLANEOUS FIRST APPEAL NO.8851 OF 2013 (MV)

MFA NO.2057/2013

BETWEEN:

MANAGER
IFFCO TOKIO GENERAL
INSURANCE CO. LTD.
#41, II FLOOR, CITU COMPLEX
LAVELLE ROAD, BANGALORE
NOW REPRESENTED BY ITS
ZONAL MANAGER
IFFCO TOKIO GENERAL
INSURANCE CO. LTD.
CUSTOMER SERVICE CENTRE
'SRI SHANTHI TOWERS', 5TH FLOOR
3RD MAIN, #141, EAST OF NGEF
LAYOUT, KASTURI NAGAR
BANGALORE – 560 084

... APPELLANT

(BY SRI.A.N.KRISHNA SWAMY, ADV.)

AND:

1. SHIVAKUMAR
S/O MUNIYAPPA
AGE: 21 YEARS
R/A KATTUGOLLAHALLI HOBLI
BANGALORE EAST, BANGALORE
NOW R/A K.R.PURAM
BANGALORE
2. R.NAGARAJ
S/O KRISHNAPPA, MAJOR

#38, THIRUMENAHALLI VILLAGE
MANDUR POST, BANGALORE - 59

... RESPONDENTS

(SRI.R.G.HALESHA, ADV. FOR R1
R2 – SERVED AND UNREPRESENTED)

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This MFA is filed under Section 173(1) of Motor Vehicles Act against the judgment and award dated 18.12.2012 passed in MVC No.5079/2011 on the file of the MACT, 10th Addl. Small Cause Judge, 35th ACMM, Bangalore awarding a compensation of ₹1,92.050/- with interest @ 8% p.a. on ₹1,77,050/- from the date of petition till payment.

MFA NO.8851/2013

BETWEEN:

SRI.SHIVAKUMAR
S/O SRI.MYNIYAPPA
AGE: 21 YEARS
R/A KATTUGOLLAHALLI HOBLI
BANGALORE EAST, BANGALORE
NOW R/A K.R.PURAM
BANGALORE

... APPELLANT

(BY SRI.R.G.HALESHA, ADV.)

AND:

1. IFFCO TOKIO GENERAL
INSURANCE CO. LTD.
OFFICE 41, II FLOOR, CRISTU COMPLEX
NEAR MANDОВI MOTORS
LAVELLE ROAD, BANGALORE – 560 001
REPRESENTED BY ITS MANAGER

2. R.NAGARAJ
S/O SRI.KRISHNAPPA
#38, THIRUMENAHALLI VILLAGE
MANDUR POST, BANGALORE - 49

... RESPONDENTS

(SRI.A.N.KRISHNA SWAMY, ADV. FOR R1
R2 – SERVED AND UNREPRESENTED)

- - -

This MFA is filed under Section 173(1) of Motor Vehicles Act against the judgment and award dated 18.12.2012 passed in MVC No.5079/2011 on the file of the MACT, 10th Addl. Small Cause Judge, 35th ACMM, MACT, Bangalore partly allowing the claim petition for compensation and seeking enhancement of compensation.

These appeals coming on for Admission this day, the Court delivered the following:-

JUDGMENT

Learned counsel for the appellant in both the appeals have filed memo for withdrawal of the appeals.

2. The said memos are taken on record. The appeals are dismissed as withdrawn.

**Sd/-
JUDGE**

RV