

**HIGH COURT LEGAL SERVICES COMMITTEE, BENGALURU  
BEFORE THE MEGA LOK ADALAT**

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 30<sup>TH</sup> DAY OF SEPTEMBER, 2021**

CONCILIATORS PRESENT:

**THE HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD**

**&**

**SRI. M.N. UMASHANKAR, MEMBER**

**M.F.A.No.1410/2017(MV)  
(Lok Adalat No.1859/2021)**

**BETWEEN:**

MR. DEVADAS SHETTY,  
S/O LATE. BEERU SHETTY,  
AGED ABOUT 79 YEARS,  
R/AT ANUGRAHA HOUSE,  
KAPRIGUDDE, FALNIR,  
MANGALURU TALUK, D. K.  
PIN - 575 007.

...APPELLANT

(BY SRI. RAVISHANKAR SHASTRY G, ADVOCATE)

**AND:**

1. MR. U. NAGESH NAYAK,  
S/O U. PANDURANGA NAYAK,  
ADULT,  
M/S. SHRI DHANALAKSHMI TRADERS,  
PORT ROAD, BUNDER, MANGALURU TALUK,  
D.K. DISTRICT - 575 006.

2. NATIONAL INSURANCE CO. LTD.,  
II FLOOR, INLAND ORNATE BUILDING,  
OPP: HOTEL OCEAN PEARL,  
KODIALBAIL, MANGALURU TALUK,  
D.K. DISTRICT – 575 003.  
REP BY ITS BRNACH MANGER.

... RESPONDENTS

(BY SMT. NIRMALA, ADVOCATE FOR R2  
NOTICE TO R1 - SD BUT UNREPRESENTED)

MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED: 24.03.2016 PASSED IN MVC NO.297/2015 ON THE FILE OF THE MOTOR ACCIDENT CLAIMS TRIBUNAL AND PRL. SENIOR CIVIL JUDGE, MANGALURU, D.K. PARTLY ALLOWING THE CLAIM PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF COMPENSATION.

THIS APPEAL COMING ON FOR CONCILIATION BEFORE MEGA LOK ADALAT, THE FOLLOWING CONCILIATION ORDER IS PASSED.

### **CONCILIATION ORDER**

The learned Counsel appearing for the Appellant - Claimant is present. The learned Counsel appearing for the Respondent - Insurance Company along with its representative are present.

2. After prolonged negotiations, the matter is settled. A joint memo signed by the learned advocate appearing for the appellant/claimant (being authorized by the appellant/claimant to sign) and the learned advocate appearing for the respondent - Insurance Company and its

and the respondent-Insurance Company has agreed to pay a lump-sum of Rs.45,000/- (Rupees Fourty Five Thousand only), in addition to what has been awarded by the Tribunal, in full and final settlement of the claim.

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% P.A. from the date of default, till the date of deposit.

4. The entire enhanced compensation amount shall be disbursed in favour of the appellant – claimant, on proper identification.

5. This 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**