

IN THE HIGH COURT OF KARNATAKA
CIRCUIT BENCH AT DHARWAD
DATED THIS THE 22ND DAY OF JANUARY, 2013
BEFORE
THE HON'BLE MRS.JUSTICE B.V.NAGARATHNA

M.F.A.No.26114/2011 (MV)

BETWEEN:

The Divisional Controlier,
NEKRTC.,
NEKRTC Divisional Office,
Koppal Division, Koppal,
Presently rep. By its
Chief Law Officer,
Central Office,
Sarage Sadan, Gulbarga. .. APPELLANT

(By Sri.Ravi V.Hosamani, Adv.)

AND:

Moulasab,
S/o.Honnursab Hosakeri & Ors.,
Age: 19 years, Occ: Student,
R/o.Marali, Tq. Gangavathi,
Dist. Koppal. .. RESPONDENT

(By Sri.Chandrashekar P.Patil, Adv.)

This MFA is filed u/s.173(1) of MV Act, 1988 against
the judgment & award dt.2.8.2011 passed in

MVC.No.63/10, on the file of the Sr.Civil Judge & Member, MACT, Gangavathi, awarding compensation of ₹1,49,720/- with interest at the rate of 6% p.a. from the date of petition till its deposit.

This appeal coming on for orders this day, the Court delivered the following:

JUDGMENT

Though this appeal is listed for orders, with the consent of the learned counsel appearing for the parties, the matter is taken up for final disposal.

2. This appeal is filed by the NEKRTC, assailing the judgment and award passed in MVC.63/2010 dated 02/08/2011 by the MACT at Gangavathi. By the said judgment and award, a sum of Rs.1,49,720/- with interest at the rate of 6% p.a. has been awarded from the date of the claim petition till the date of deposit.

3. I have heard the learned counsel for the appellant and the learned counsel for respondent - claimants and perused the material on record.

4. Learned counsel for the Corporation state in unison that this appeal can be disposed of in terms of the judgment passed in MFA.No.26116/2011 c/w MFA No.26117/2011 dated 31/01/2012. Submission of the learned counsel in this regard is placed on record. Accordingly, this appeal is dismissed.

The amount in deposit before this Court be transmitted to the Tribunal concerned.

SD/-
JUDGE

*mvs