

**IN THE HIGH COURT LEGAL SERVICES COMMITTEE,  
HIGH COURT OF KARNATAKA, GULBARGA BENCH,**

BEFORE THE LOK-ADALAT

DATED THIS THE 19<sup>TH</sup> DAY OF FEBRUARY, 2014

**CONCILIATORS PRESENT:**

THE HON'BLE MR. JUSTICE B.V. PINTO

AND

SRI. K.A. KALBURGI, MEMBER

M.F.A. NO. 31649/2013 (MV)

(Lok Adalat No.90/2014)

**BETWEEN:**

NABIALHA S/O RAFIQ  
AHAMMAD JAHAGIRDHAR,  
AGED ABOUT 30 YEARS,  
OCC : AGRICULTURE & MASON,  
R/O GYANGABOUDI, WORD NO. 4,  
BIJAPUR-586101.

... APPELLANT

(BY SRI SANGANAGOUDA B. PATIL, ADV.)

**AND:**

1. AMOL  
S/O TATYASAHEB NARLEKAR  
AGED ABOUT 42 YEARS,  
OCC : BUSINESS,  
R/AT BUDHWAR PETH, MIRAJ,  
DIST. SANGALI-430103
2. THE BRANCH MANAGER LEGAL,  
THE NEW INDIA ASSURANCE

COMPANY LTD.,  
HANAMSHETTY BUILDING,  
GURUKUL ROAD,  
BIJAPUR-586101.

... RESPONDENTS

(BY SMT SUMITRA H. ADV. FOR R2  
NOTICE TO R1 DISPENSED WITH)

THIS MFA FILED U/S. 173(1) OF MV ACT, AGAINST THE JUDGMENT AND AWARD DATED 25.8.2012 PASSED IN MVC. NO. 1465/2011 ON THE FILE OF MOTOR ACCIDENT CLAIMS TRIBUNAL NO. IV BIJAPUR AT BIJAPUR, PARTLY ALLOWING THE CLAIM PETITION AND SEEKING ENHANCEMENT OF COMPENSATION.

THIS M.F.A BEING REFERRED TO LOK-ADALAT COMING ON FOR CONCILIATION THIS DAY, THE LOK ADALAT MADE THE FOLLOWING:-

### **CONCILIATION ORDER**

Appellant-claimant and his learned counsel are present. Learned counsel for the 2<sup>nd</sup> Respondent-Insurance Company and the representative of the Insurance Company are present.

2. After protracted negotiation, the matter is settled. The appellant-claimant has agreed to receive a sum of ₹81,000/- (Rupees Eighty One Thousand only) with interest at 6% per annum in addition to the

amount awarded by the MACT, Bijapur in full and final settlement of the claim and the 2<sup>nd</sup> Respondent -- Insurance Company has agreed to pay the same. A joint memo is filed on behalf of the parties to this effect.

3. The 2<sup>nd</sup> respondent-Insurance Company has agreed to deposit the said amount within six weeks from the date of preparation of award, failing which, the said amount shall carry interest at 9% pa from the date of default, till the date of deposit.

4. The MFA stands disposed of in terms of the joint memo. The award of the Tribunal shall stand modified accordingly. Draw-up the award accordingly.

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**Sd/-  
JUDGE**

**Sd/-  
MEMBER**

KSR