

IN THE HIGH COURT OF KARNATAKA, BANGALORE

DATED THIS THE 3RD DAY OF MARCH, 2014

BEFORE

THE HON'BLE MR. JUSTICE L.NARAYANA SWAMY

MFA NO.4416 OF 2012 (MV)

BETWEEN

DR P N SUDARSHANA
AGED ABOUT 50 YEARS
S/O MR P G NARAYANAPPA
R/O MOLAKALMURU,
CHITRADURGA DIST.

.. APPELLANT

(By Sri L MALLESH, ADV.)

AND

1. MR K V UDAYA KUMAR
AGED ABOUT 45 YEARS
S/O LATE MR NAGABHUSHANA REDDY
R/O NEHRU CIRCLE, CHITRADURGA

2. M/S NATIONAL INSURANCE
COMPANY LTD, SECOND FLOOR,
CHIGATERI MERCHANTS
BUILDING, BINNY COMPLEX ROAD,
CHAMARAJ PET,
DAVANAGERE- 577001.

.. RESPONDENTS

(By Sri B C SEETHARAMA RAO, ADV. FOR R2)

THIS MFA IS FILED U/S 173(1) OF MV ACT AGAINST
THE JUDGMENT AND AWARD DATED:20.8.2007 PASSED IN
MVC NO.110/2004 ON THE FILE OF THE ADDITIONAL MAC,
CHALLAKERE, PARTLY ALLOWING THE CLAIM PETITION
FOR COMPENSATION AND SEEKING ENHANCEMENT OF
COMPENSATION.

This MFA coming up for orders this day, the Court made the following

JUDGMENT

I.A. No.1/12 is filed to condone the delay in filing the appeal. The reasons for condonation of delay are that the appellant has affected by acture jaundice and he was not in a position to move about and he was advised complete rest and as a result he could not contact the counsel to file the appeal. The reasons stated by the appellant are artificial and I am not convinced with the reasons assigned in the affidavit. Accordingly, I.A.1/12 is dismissed. Consequently the appeal also stands dismissed.

Sd/-
JUDGE

NM