

IN THE COURT OF II ADDL. SCJ SCCH-13
COURT OF SMALL CAUSES, BENGALURU
MVC.NO.5645/2023

PETITIONER / COMPLAINANT : Suguna & another

RESPONDENT / ACCUSED : Tata Aig Gen Ins
Co Ltd & another

This case is referred from SCCH-13 to Lok-Adalath.

CASE CALLED BEFORE LOK ADALATH ON 14-03-2026

LOK ADALATH BENCH NO.66/2026

Guardian of the petitioner no.2 has filed an application under Order 32 rule 7 R/w Sec151 of CPC seeking to permit the guardian of the petitioner no.2 i.e., mother/next friend to enter into compromise.

Perused the application along with the affidavit and certificate given by the pleader as provided under Order 32 Rule 7 of CPC.

Guardian of the petitioner/applicant being mother of petitioner no.2 has would not have any interest which detrimental to her son. Learned counsel for the petitioner has filed a pleader's certificate certifying that the mother of petitioner

no.2. The applicant is none other than the mother of the petitioner no.2 as she has no any detrimental against her son. Further more a part of the compromise amount will be kept in the name of petitioner no.2 until he attains majority. When such being the case there is no impediment in considering the application. The guardian of the petitioner no.2 is permitted to enter into compromise on behalf of petitioner no.2.

Petitioner no.1 and Guardian of the petitioner & Respondent no.2 insurance company have filed a joint memo to the effect that matter is settled for Rs.8,30,000/-(Eight lakhs thirty thousand only).

Perused. Satisfied.

Respondent no.2 has agreed to deposit the amount of Rs.8,30,000/- before the court within 3 months.

The joint memo is read over to the parties. They agreed the same. The joint memo is lawful and not opposed to the public policy and duly signed by the parties. Perused identity card. The compensation amount is just and reasonable. Joint memo is accepted. Accordingly I proceed to pass the following:

ORDER

The application filed under Order 32 Rule 7 of CPC is allowed.

The natural guardian of the petitioner no.2 is permitted to compromise the case on behalf of petitioner no.2.

The petition is allowed in terms of joint memo.

Respondent no.2 shall deposit the amount of Rs.8,30,000/- before the court within 3 months from this order failing which the settled amount shall carry an interest @ 6% p.a.

The joint memo shall be the part and parcel of the award.

The compensation amount of ₹.8,30,000/- is apportioned as follows:

Petitioner no.1 : ₹.6,30,000/-.

Petitioner no.2 : ₹.2,00,000/-

After deposit of the compensation amount, out of award the entire apportioned amount shall be released to petitioner no.1 on proper identification and after due verification through E-payment and entire apportioned amount shall be kept in Fixed deposit in the name of petitioner no.2 until he attains majority in any Nationalized bank or scheduled bank.

Draw award accordingly.

Judicial Conciliator :

Advocate Conciliator :

