

A W A R D**SCCH NO.11**

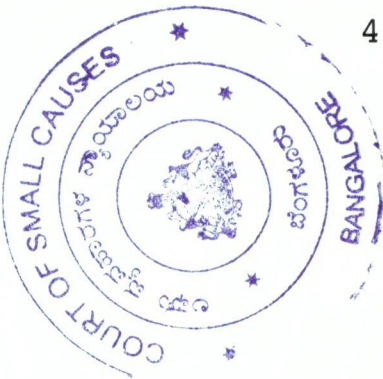
BEFORE THE COURT OF I ADDL. SMALL CAUSES JUDGE & ACJM
& MOTOR VEHICLES ACCIDENT CLAIM TRIBUNAL,
BENGALURU. (SCCH-11)

MVC No.8103/2024**PETITIONERS:**

1. Smt.Ambika.M.V.,
Aged about 44 years,
W/o.Late Suresh.H.P.,
2. Mr.Karthik.H.S.,
Aged about 14 years,
S/o.Late Suresh.H.P.,
3. Kum.Akshatha.H.S.,
Aged about 13 years,
D/o.Late Suresh.H.P.,

No.1 to 3 residents of
No.258, SLN Nilaya
English Garden School Road
Kempegowdanagar,
T.Dasarahalli,
Bengaluru - 560 057.

4. Smt.Seethamma,
Aged about 76 years,
W/o.Late Puttanaik,
R/o.Hunchikoppa,
Changaru, Kendalbail,
Shimoga - 577 411.



(By Sri.M.Laxmana, Adv.)

-Versus-

RESPONDENTS:

1. Sri.Murthy.M. S/o Munirajappa,
No.92, Ward No.22,
Kudus Layout, Prashanthnagar,
Devanahalli,
Bengaluru - 562110.
(Owner of Motor Cycle bearing
Regn.No.KA-43-EA-2413).
2. Go Digit General Insurance
Company Limited, Atlantis,
95, 4th, 'B' cross Road,
Koramangala Industrial Layout,
5th Block, Bengaluru - 560095.
(Insurer of Motor Cycle bearing
Regn.No.KA-43-EA-2413 Policy
No.D160909742 valid from
16.08.2024 to 15.08.2025.

(Resp.No.1 - Exparte)

(Resp.No.2 - By Sri.Raghavendra Bhat, Adv.)

WHEREAS, this petition filed on 11-11-24 by
the petitioner/s above named U/sec.166 of the
M.V.Act, praying for the compensation of

₹. 50,00,000/- (Fifty lakhs only



) for the injuries sustained by the
petitioner/Death of Suresh.H.P in a Motor

Accident by Vehicle No. motor cycle bearing Regn.
KA-43/ER-2413 on 4-11-24 at about
12.30 a.m. In front of ozone urbana, near
Kansanangala Gate, B.R. Road, Denahalli
Bengaluru District.

WHEREAS, this claim petition coming up before
Sri.Narendra.B.R, I Addl. Judge, Member, Bengaluru,
in the presence of Sri/Smt. M. Laxman Advocate
for petitioner/s and of

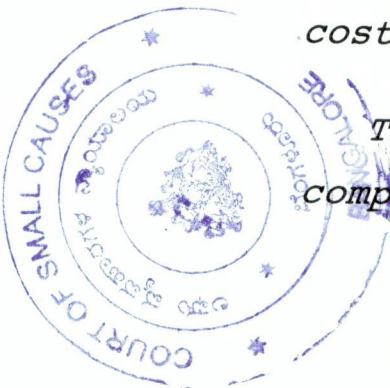
Sri/Smt. — Advocate for respondent. (1) Expert

Sri. Raghavendra Bat, Advocate for R-2

ORDER

The claim petition filed by the
petitioners Under Section 166 of Motor
Vehicles Act is hereby partly allowed with
cost.

The petitioners are entitled for total
compensation amount of **₹.26,43,064/-**



(Rupees Twenty Six Lakhs Forty Three Thousand Sixty Four only) with interest at 6% p.a., from the date of petition till realization.

Respondent No.1 & 2 are jointly and severally liable to pay the compensation to the petitioners. Respondent No.2 being the insurer is primarily liable to deposit the said compensation amount within a period of two months from the date of award.

Out of the total compensation amount, the petitioner No.1 being the wife of deceased is entitled for 40%, petitioner No.2 & 3 being the minor children of deceased are entitled for 20% each and petitioner No.4 being the mother of deceased is entitled for 20% of the compensation amount. In total amount apportioned to the share of petitioner No.1 & 4, 60% of the amount shall be released in favour of petitioner No.1 & 4, and 40% of the amount shall be kept in FD for a period of three years.

20% each of compensation amount allotted to the share of minor petitioner No.2 & 3 shall be kept in FD in the names of minor petitioner No.2 & 3 in any of the Nationalized Bank or Scheduled Bank of the choice of minor guardian for a period of 3 years or till they attains the age of majority whichever is later. The guardian of petitioner is entitled to receive interest that accrues on FD periodically.

After deposit of compensation amount with interest thereon disburse amount as mentioned above as per guidelines laid down by Hon'ble High Court in **MFA No.2509/2019 (ECA)** and as per General Circular No.2/2019 dated 19.8.2019.

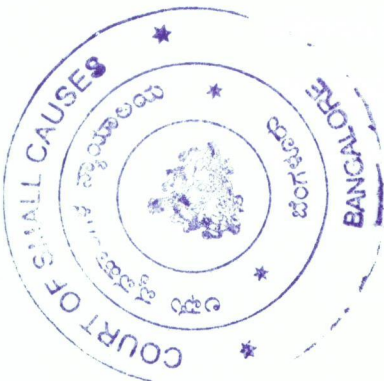
The petitioners hereby directed to produce particulars of Bank Account of petitioners, with name of Bank, IFSC Code, Account Number with copy of First Page of Bank Pass Book which contained compulsorily photographs of petitioners, which is duly attested by concerned Bank.

Further petitioners shall produce PAN Card/Aadhaar Card.

In case of deposit of awarded amount with interest thereon by respondent, the petitioners are entitled to receive amount as mentioned above after expiry of period provided for filing an appeal.

Bank shall not advance loan on such FD, and shall not cause premature release of FD without permission from the Tribunal.

Bank shall release amount along with interest thereon in favour of petitioners on proper verification and identification or credit said amount to their account after expiry of three years period of deposit, without waiting for further order of court.

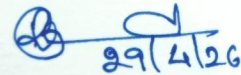


SCCH-11

MVC.No.8103/2024

The advocate fee is fixed at ₹.1,000/-.

Given under my hand and seal of the Court this
07th day of April 2025.

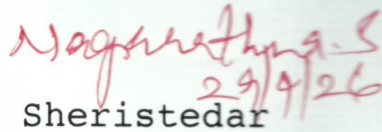
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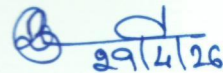
I ADDL.SMALL CAUSES JUDGE & ACJM
& MEMBER MACT, BENGALURU.

By the

	Petitioner/s	Respondent/s
	No.1	No.2
Court fee paid on Petition	10-00	
Process	₹ 100-00	
Pleaders Fee	₹ 1000-00	
Total ₹.	₹ 1,112-00	

Decree drafted & Scrutinized by

 29/4/26
Sheristedar

 29/4/26

I ADDL.SMALL CAUSES JUDGE & ACJM
& MEMBER MACT, BENGALURU.

