

AWARD**IN THE COURT OF THE SENIOR CIVIL JUDGE &
JMFC., AT MUDIGERE****MVC NO. 437/2023**

Petitioner : Sri. Rajesh,
S/o Late. Chandru,
Aged about 42 years,
Driver,
Muthigepura,
Halemudigere Village,
Kasaba Hobli,
Mudigere Taluk,
Chikamagalur District.

(By Sri. M.M.R., Advocate)

V/S

Respondents: 1.Sri. Rakshith. S.R,
S/o Rajesh.C,
Aged about 21 years,
R/o Halemudigere Village,
Kasaba Hobli,
Mudigere Taluk,
Driver of the Auto Rikshaw
bearing Registration
No. KA-18, C-4730.
(D.L.No. KA-18 20210000862)

2. Sri. George,
S/o Late Devaraju,
Aged about 42 years,
R/o Bilagula Village,

Kasaba Hobli,
Mudigere Taluk,
Owner of the Auto Rikshaw
bearing Registration
No. KA-18, C-4730

3. The manager,
Cholamandalam MS General Insurance
Company Limited, 1st Floor,
Essel Willcon Bendoorwell,
Kankanadi, Mangalore.
Insurer of the Auto Rikshaw
bearing Registration
No. KA-18, C-4730
(Policy No, 3368/01334905/000/01

(R1 and 2 exparte,
R3 By Sri. J.P.L., Advocate)

CLAIM PETITION FILED ON 26.10.2023 U/SEC 166

M.V. ACT

This claim petition is filed by the petitioner against the respondents to award compensation of a sum of Rs.15,00,000-00 to the petitioner together with current interest thereon at 18% p.a from the date of the Petition till realization and court costs and for such other reliefs this Hon'ble court deems fit to grant under the circumstances of the case, in the ends of justice and equity.

The claim petition coming on the 2nd day of April 2026 for final disposal before Sri. Prakash P.M., M.B.A., LL.B., Senior Civil Judge & JMFC., Mudigere, in the presence of Sri. M.M. Raghavendra, advocate for petitioner and Sri. J.P.L., advocate for respondent No.3. and respondent No.1 and 2 placed exparte.

After contest and by pronouncing judgment it is ordered that the petition is allowed in part with cost.

Further it is ordered that, The petitioner is entitled for compensation of Rs.4,33,060/- (Four Lakhs Thirty three thousand sixty Rupees only). with interest at the rate of 6% p.a. from the date of petition till the amount is deposited before the tribunal. It is made clear that future medical expenses will not carry any future interest.

Further it is ordered that, The respondent No.1 to 3 are jointly and severally liable to pay the compensation, but the 3rd respondent is directed to deposit the compensation amount within 30 days from the date of this order.

Further it is ordered that, after depositing the compensation amount of Rs.4,33,060/- (Four Lakhs Thirty three thousand sixty Rupees only). By respondent No.3

along with interest 50% of the amount shall be released in favour of petitioner through E-payment under K2 system on proper identification.

Further it is ordered that, the remaining 50% amount shall be kept in the name of petitioner in any nationalized bank of his choice for a period of three years.

Given under my hand and seal of the court, this the 2nd day of April 2026.

Sd/xx

Senior Civil Judge & JMFC.,
Mudigere.

Award signed on:09-04-2026

Sd/xx

Senior Civil Judge & JMFC.,
Mudigere

MEMORANDUM OF COSTS INCURRED IN THE SUIT

Sl. No.	Description	By the Petitioners Rs.	By the Respondent No.1 and 2 Rs.	By the Respondent No.3 Rs.
1	Court fee on plaint	10-00	-	-
2	Service of process	20-00	-	-
3	Advocate's fee	1,000-00 (FC filed)	-	-
	TOTAL	1,030-00	-	-

Sd/xx

Senior Civil Judge & JMFC.,
Mudigere.