

Award in MVC

PETITION FILED ON:04-02-2022
PETITION DECIDED ON:19-06-2026

IN THE COURT OF THE II ADDL. SENIOR CIVIL JUDGE
AND ADDL. M.A.C.T., HUBBALLI.

MVC. No.96/2022

PETITIONERS :-

- 1 Smt. Nazeema D/o Abdul Kadar Makandar,
Age: 33 years, Occ: Private Service, R/o:
Hosa Road Junction, Basapur Main Road,
Near Brightway School near Gauthami
Comforts Dead end Building No.4,
Bengaluru-560100.
- 2 Nizba D/o Abdul Kadar Makandar,
Age: 13 years, Occ: Student.
- 3 Saba S/o Abdulkadar Makandar,
Age: 10 years, Occ: Student.

**Petitioner No.2 and 3 being minor,
they are represented by natural
guardian elder sister petitioner No.1,
and all are R/o: Hosa Road Junction,
Basapur Main Road, Near Brightway
School, Near Gauthami Comforts Dead
End Building No.4, Bengaluru-560100.**

V/S

RESPONDENTS :-

- 1 Mr. Mahammad Afrid S/o K.H. Hameed,
Age: Major, Occ: Owner of LMV Car Vehicle
bearing No.KA-51/MB-6006 R/o: 2-121,
Ismayil Nagar, At & Po: Bantwal-574222,
Kanara South Mangalore, Karnataka State.

- 2 United India Insurance Company Ltd,
by its Divisional Manager, Divisional Office
No.1 and 2 Enkay Complex, Keshwapur,
Hubballi.

Policy issued by Moodi Complex Hospet
Road Branch, Sirsi North Kanara,
Karnataka, Kanara North 581401,
Karnataka

(Policy No. 2413013120P104740406
Valid from 08.08.2020 to 07.08.2021)

- 3 Mr. Abdulkhadar S/o Jamaluddinsha
Makandar,
Age: 63 years, Occ: Nil,
R/o: 8/3, Bahadawan Chal, Diddi Oni,
Asarhonda, Old Hubballi, Hubballi-580021,
Tq: Hubballi, Dist: Dharwad.

This claim petition are filed U/s. 166 of I.M.V. Act seeking compensation in road traffic accident which was occurred on 09.10.2020 at about 01:30 Hours, at Hubli to Haveri Road, Near Ambuja Factory on ser, Shiggaon Taluk, Haveri.

The petition in MVC No.96/2022 is filed by the natural guardian of minor children of deceased Mumtaz W/o Abdulkhadar Makandar seeking compensation of Rs.24,47,000/- death of deceased Mamtaz W/o Abdul Khadar Makandar. The petition in MVC No.95/2022 and MVC No.94/2022 are filed by the petitioners therein against the respondents seeking compensation of Rs.15,00,000/- and Rs.23,14,000/- respectively on account of injuries sustained by them.

This claim petition coming for final disposal on 19th day of June, 2026 before **Smt. Deepa G. Manerkar, B.Com., LL.B., (Spl.)**, II Addl. Senior Civil Judge and Addl., M.A.C.T., Hubballi, in the presence of Sri. M. M. Mysore, Advocate for petitioner, Smt. Chetana Kulkarni, Advocate for Respondent No.2, Sri. A. V. Honnalli, Advocate for Respondent No.3 and Respondent No.1 is placed Exparte.

It is ordered and awarded that:

ORDER

The petitions filed by the petitioners in MVC No.94/2022 to 96/2022 under Sec. 166 of M.V. Act claiming compensation are hereby partly allowed with costs.

The petitioner No.1 to 3 (in MVC No.96/2022) are entitled for total compensation of Rs.15,12,806/-with future interest at the rate of 6% p.a., from the date of petition till its realization. The award amount is to be apportioned among the petitioners in the ratio of 30:35:35.

The petitioner No.2 (petitioner in MVC No.94/2022) is entitled for Rs.10,000/-. The petitioner No.3 (petitioner in MVC No.95/2022) is entitled for Rs.9,87,000/-with future interest at the rate of 6% p.a., from the date of petitions till its realization.

The respondent No.2 is directed to deposit compensation amount within three months before this tribunal. On deposit being made 30% of the amount awarded to the share of petitioner No.1 is ordered to be released in her favour and remaining 70% is ordered to be deposited in fixed deposit in the name of petitioner No.1 in any nationalized bank of her choice for the period of 3 years.

Since petitioner No.2 and 3 are minors the entire share of amount in all the cases granted to minor petitioner No.2 and 3 is ordered to be deposited in fixed deposit in their names in any nationalized bank of

choice of petitioner No.1 till petitioner No.2 and 3 attain the age of majority.

The respondent No.2 is at liberty to recover the same from respondent No.1 as per law.

Advocate fee is fixed at Rs.500/- on each petition.

(Given under my hand and the seal of the court this the 19th day of June, 2026).

**II Addl. Senior Civil Judge,
and MACT., Hubballi.**

BILL OF COSTS

Sl No	Particulars.	By the Petitioner Rs.	By the R-1 Rs.	By the R-2 Rs.	By the R-3 Rs.
1.	Court fee paid on petition	10-00	-	-	-
2.	Court fee paid on power.	01-00	-	-	-
3.	Court fee paid on I.As /others.	06-00	-	-	-
4.	Court fee paid on Documents.	00-00	-	-	-
5.	Process fee	15-00	-	-	-
6.	Advocate's fee	500-00	-	-	-
	TOTAL :	532-00	Exparte	--	--

Award Signed on: 17-07-2026.

Decree clerk.

Sr. Sheristedar.

**II Addl. Senior Civil Judge,
and MACT., Hubballi.**

Sri. M. M. Mysore, Advocate for petitioner,
Smt. Chetana Kulkarni, Advocate for Respondent No.2,
Sri. A. v. Honnalli, Advocate for Respondent No.3,
Respondent No.1 is placed Exparte.