

BEFORE THE MOTOR ACCIDENTS CLAIMS TRIBUNAL AT MYSURU.
(IN THE COURT OF THE JUDGE, PRL. SMALL CAUSES AND SENIOR
CIVIL JUDGE, MYSURU).

M.V.C. No.167/2023

- Petitioner/s** : [01] Smt. Shivamma W/o. Late G. Swamy,
Age: 65 years,
- [02] Smt. Geethanjali P.L. W/o. Late K.S.
Girisha, Age: 37 years,
- [03] Vismaya N.G. D/o. Late K.S. Girisha,
Age: 7 years,
- [04] Dhruthi G. D/o. Late K.S. Girisha,
Age: 3 years,

since petitioners No.3 and 4 are minors,
they are represented by their natural
guardian mother/2nd petitioner
Geethanjali as Next-friend

All are presently r/at No.1418/2B, near SV
Regency, Hinkal, Mysuru city-570017.

// Vs //

- Respondent/s** : [01] Sri. Dinesh C. S/o. Late Chikkannegowda,
Dead by LRs,
1a) Smt. Kalavathi W/o. Dinesh C,
Major, R/at Undavadi village,
Gavadagere hobli, Hunsur taluk,
Mysuru district-571105.
- Owner of the car bearing
No.KA-09/P-8823
- [02] Go Digit General Insurance Co. Ltd.,
Atlantis 95, 4th B cross, Koramangala Indl.
layout, 5th block, Bengalulru-560095.
Policy No.DO53304780/25122021

valid from 31.12.2021 to 30.12.2022

Insurer of the car bearing
No.KA-09/P-8823, Santro car

A W A R D

Claim: Petition was filed on 11.01.2023 by the petitioner claiming compensation of Rs.51,75,000/- along with interest at the rate of 12% per annum from the date of petition till the realization with costs and such other reliefs as this Hon'ble Court deems fit to grant under the circumstances of the case, in the interest of justice and equity.

The petition coming on this the 1st day of July 2026 for final disposal before Sri. Afthab K., B.A.L., LL.B., Prl. Judge, Court of Small Causes and Senior Civil Judge and M.A.C.T., Mysuru, in the presence of Sri. Sharath Kumar B., Advocate for petitioner, Sri. S.P. Thyagaraju, Advocate for Respondent No.1 and Sri. Mithun V.G., Advocate for Respondent No.2.

On contest and by pronouncing the Judgment, it is ordered and awarded that the petition filed by the petitioners under section 166 of Motor Vehicles Act is hereby allowed in part with costs.

Further, it is ordered and awarded that the Petitioners are entitled for compensation of ₹.24,81,376/- (Rupees Twenty Four Lakhs Eighty One Thousand Three Hundred and Seventy Six only) with interest at the rate of 6% per annum from the date of petition till its realization including interim compensation if any awarded.

Further, it is ordered and awarded that the respondents are jointly and severally liable to pay compensation to the petitioner within one month from the date of this judgment.

Further, it is ordered and awarded that the respondent No.2 is directed to pay the compensation awarded to the petitioner and recover the same from the respondent No.1(a).

Further, it is ordered and awarded that the petitioners No.1 to 4 are entitled for compensation at the ratio of 10:40:25:25 respectively.

Further, it is ordered and awarded that once the compensation amount is deposited, out of the compensation amount 50% shall be deposited in the name of petitioner No.2 in a fixed deposit for a period of 3 years, in any nationalized bank or scheduled bank on a condition that the petitioner No.2 shall not withdraw and encumber the deposit in any mode without prior permission of this court and the concerned bank shall be directed to make a note on the deposit receipt not to avail any loan or advance; and the remaining amount shall be paid to the petitioner No.2 by following the procedure prescribed in that regard.

Further, it is ordered and awarded that the amount apportioned towards the share of petitioner No.3 and 4 shall be deposited in the separate name of petitioners No.3 and 4 in any nationalized bank or scheduled bank until they attain majority or for a period of 3 years whichever is higher. However the next friends of the petitioner No.3 and 4 is entitled to get the interest amount released periodically.

Further, it is ordered and awarded that the quantum of compensation awarded in favor of petitioner No.1 is meager, after deposit of the compensation amount, the entire compensation amount shall be released in favor of the petitioner No.1, by following the procedure prescribed in that regard.

Further, it is ordered and awarded that Advocate's fee is fixed at ₹.1,000/-.

Given under my hand and the seal of this Court, this the 1st day of July 2026.

Award signed on:

Prl. Judge,
Court of Small Causes,
& M.A.C.T., Mysuru.

MEMORANDUM OF COSTS INCURRED IN THIS PETITION

	Petitioner/s Rs.	Respondent/s Rs.
Court Fee on Petition	10-00	-
-do Power	-	-
-do- Application	-	-
Cost on Application	-	-
Process fee	10-00	-
Advocate's Fee (FC filed)	1000-00	-
Copying charges	-	-
Total	1020-00	-

Prl. Judge,
Court of Small Causes &
M.A.C.T., Mysuru.