

A W A R D

**(IN THE COURT OF THE JUDGE, ADDL. SMALL CAUSES AND
MOTOR ACCIDENT CLAIMS TRIBUNAL AT MYSURU).**

M.V.C. No. 1702/2023

Petitioner/s	<p>1) Parameshwara, S/o. Kariyanna Shetty Aged about 70 years,</p> <p>2) Indramma, W/o Parameshwara, Aged about 59 years,</p> <p>Both are R/at No. 188, 10th ward, II Division, Halladakeri, Gundlupete, Chamarajanagara District-571111.</p>
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V/S

Respondent/s	<p>1) Siddachari.V S/o Venkatasomachari, Horeyala village, Beguru Hobli, Gundlupete Taluk, Charajanagara District-571109 (Owner of bike bearing Reg. No. KA- 10-EB-7528)</p> <p>2) Cholamandalam M.S.General Insurance Co. Ltd., No.C., 1st floor, Sigma Complex, New Kantharaja Urs Road, Kuvempunagara, Mysuru-570023</p> <p>(Policy No. 3397/01078588/000/00 Valid from 25.02.2020 to 24.02.2025)</p>
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Petition Filed on 02.09.2023.

Petition Claim: The petitioner prays this court to pass a judgment and award in favour of the petitioner thereby directing the respondents to pay the compensation amount of Rs. 30,00,000/- along with interest at 12% p.a from the date of petition till the date of realization with costs and grant such other reliefs.

The petition coming on this the **28th day of April 2026** for final disposal before **Smt. PRATHIBHA D.S., B.A., L.L.B., Judge, Addl. Court of Small Causes, Mysuru** in the presence of **Smt.A.S.Preethi,** advocate for petitioner. **Sri.R.M.Siddaraju** advocate for R1. **Sri.Jagannath Suresh Kumar,** advocate for R2.

On contest and by pronouncing the judgment, it is ordered and awarded that the petition is hereby **ALLOWED IN PART** with cost.

It is further ordered and awarded that the petitioner No.1 and 2 are hereby awarded total compensation amount of **Rs.24,17,900/- (Rupees twenty four lakhs, Seventeen thousand and nine hundred only)** with interest at the rate of 6% p.a. from the date of petition till its entire realization.

It is further ordered and awarded that the respondent No.2 is liable to pay the compensation amount to the petitioners and to deposit the compensation awarded within a period of 30 days.

It is further ordered and awarded that, liberty is reserved in favour of the Respondent No.2 company to pay the said amount at the first instance and recover the same from respondent No.1/owner of the motor bike bearing No.KA-10-EB-7528 in accordance with law.

It is further ordered and awarded that the compensation amount is hereby apportioned between the petitioner No.1 and 2 in the ratio of 40:60 respectively.

It is further ordered and awarded that out of the compensation amount allotted to the petitioner No.1 and 2 on being deposited is ordered to release 75% in favour of the petitioner No.1 and 2 on proper identity and verification, remaining 25% shall be deposited in the name of petitioner No.1 and 2 in any nationalized or scheduled bank of their choice for a period of two years. The petitioner No.1 and 2 shall be entitled to draw the accrued interest on the said deposit.

The advocates fee is fixed at Rs.1000/-.

Given under my hand and the seal of this court this the 28th day of April 2026.

Sd/-

Addl. Judge,
Court of Small causes,
MYSURU.

MEMORANDUM OF COSTS INCURRED IN THIS PETITION

	Petitioner/s	Respondent/s
Court Fee on plaint	00-00	-
-do Power	-	-
-do- Application	-	-
Pleader's fee(F.C not Filed)	00-00	-
Service of Process	10-00	-
Total :	10-00	-

Addl. Judge,
Court of Small causes,
MYSURU.