

Compromise
Award

Date of Institution : 01-07-2025

Date of Disposal : 14-03-2026

**IN THE COURT OF THE MEMBER, ADDL. M.A.C.T., AT:
BHATKAL**

M.V.C. No.268/2025

Hema N. Naik,
C/o. Jagadish Narayan Naik,
Aged about 39 years,
Occu: Grama Panchayat Officer,
R/o. Marukeri, Bhatkal Taluk.

..... Petitioner.

// Vs //

1. Mukhtayar Shaikh S/o. Kasim Shaikh,
Aged about 50 years,
R/o. Taggaragod, Jali,
Bhatkal Taluk.

(Owner of Tipper Lorry bearing
Registration No.KA-47/A-1985)

2. SBI General Insurance
Company Ltd.,
2nd Floor, Kalburgi Hallmark,
Desai Cross, Pinto Road,
Deshapande Nagar,
Hubli - 580029.

..... Respondents.

Claim of Rs.12,25,000/-

The petitioner has filed this petition Under Section 166 of
the Motor Vehicle Act claiming compensation of Rs.12,25,000/-

with interest and costs on account of injuries sustained by petitioner Hema N. Naik in a motor vehicle accident that occurred on 03-01-2025 at about 11.30 a.m. the petitioner was riding a Motor Cycle bearing Registration No.KA-47/U-4746 from Bhatkal side to towards Shirali side in Bhatkal Taluk. The petitioner herself was riding the Motor Cycle slowly and cautiously was extreme left side of the road. When the Motor Cycle reached near Muranakatta on NH-66 in Bhatkal Taluk, at that time a Tipper Lorry bearing Registration No.KA-47/A-1985 being driven by its driver in rash and negligent manner without observing traffic rules came from Bhatkal side to go towards Shirali side in great speed and suddenly cross the vehicle and dashed to the Motor Cycle. Due to the impact, the petitioner sustained severe injuries.

The petition presented before the Prl. M.A.C.T., Karwar and subsequently transferred to this Tribunal.

AWARD IN TERMS OF COMPROMISE PETITION

That at the request of the parties, the case have been referred to this Lok-Adalat by the Court of the Senior Civil Judge and Member Addl., MACT., Bhatkal on this day for final disposal before us:

1. Sri Kant Kurane,
B.Com., LL.B. (Spl),
Member, Addl. M.A.C.T. &
Judicial Conciliator, Bhatkal.

2. Shravya V. Naik,
Advocate/Conciliator, Bhatkal.

In the presence of Sri. G.M. Moger, Advocate for petitioner, Sri. G.V. Bhagwat, Advocate for respondent No.2 and they have filed a memo resolving their disputes by a settlement and we are satisfied that the said settlement is just and fair in the interest of the petitioner and it is ordered and awarded in terms of the compromise memo dated: 14-03-2026. Joint memo is accepted.

It is ordered and awarded that;

The joint memo filed by the petitioner and respondent No.2 is hereby allowed.

It is further ordered and awarded that, the respondent No.2 being the Insurance Company is directed to deposit the compensation amount of Rs.3,15,000/- (Rupees Three Lakh Fifteen Thousand Only) before this Tribunal within two months from today.

In default of defaulting agreed compensation amount within two months, the

respondent No.2 shall liable to pay the compensation amount along with interest at the rate of 6% p.a.

In the event of deposit of compensation amount, the petitioner is entitled to get release 80% amount and remaining 20% amount shall be fixed deposited in the name of petitioner in any Nationalized or Scheduled bank for the period of three years, subject to withdrawal of periodical interest accrued on F.D.

The joint memo shall form part of the award.

Given under my hand and the seal of the Court this 14th day of March 2026.

(Shravya V. Naik)
Non-judicial Conciliator.

(Kant Kurane)
Member, Addl. M.A.C.T. &
Judicial Conciliator, Bhatkal.