

Date of Institution : 31-07-2024
Date of Disposal : 18-03-2026

SENIOR CIVIL JUDGE & JMFC COURT, HALIYAL.

MVC NO. 296/2024

1. Smt. Divya W/o Dinesh Muchchandi. Age : 33 years, Occ: Household.
2. Kumar. Deepak S/o Dinesh Muchchandi. Age : 11 years, Occ: Student.
3. Kumar. Vinayak S/o Dinesh Muchchandi. Age : 09 years, Occ: Student.

Petitioner 2 and 3 is the minor Represented by Natural Guardian Mother, Petitioner No.1 Smt. Divya W/o Dinesh Muchchandi.

All are residing at 149/E2, Neharu nagar, VTC Alnavar town, Tq.Alnavar, District Dharwad. Now at Malavadi village, Tq.Haliyal. District: Uttara Kannada.

Mobil. No. 9731569705.

..... Petitioner/s

-V/s-

Shri. Kiran S/o Jayavant Suroji. Age about: 34 years, Occ:Driver com Owner of the Tractor Vehicle Registered Bearing No.KA-65-T-0099. Tractor Trolley (1) No.KA-31-T-2869, Tractor Trolley (2) No.MH-09-AL-6127, R/o Dusagi village, Tq.Haliyal, U.K. State Karnataka.

..... Respondent /s

Nature of Case: Under Section 166 of M.V. Act 1989.

Relief: Petitioner prayed that this Hon'ble tribunal may please to award compensation of Rs.50,00,000/- to the petitioners from the respondents on the different heads mentioned above. That the

interest at the rate of 18% per annum from the date of the accident till the date of realization.

During the pendency of this case both the parties have filed the joint compromise memo on this day before Smt. Sujata S. Patil., B.Sc. LL.B., Senior Civil Judge and JMFC., Haliyal in the presence of Sri. V.V.R., Advocate for petitioners and Smt. R.M.C., Advocate for respondent.

AWARD

The Counsel for petitioner Sri. VVR and counsel for Respondent Smt. RMC filed joint memo which is signed by the parties.

Both have admitted the terms of joint memo.

Hence, memo is accepted and petition filed U.Sec 166 of M.V. Act is allowed in terms of joint memo. As per terms of joint memo respondent is to pay Rs.3,00,000-00. Same is entirely paid by him. This amount is toward just compensations for all petitioners. To that effect petitioner No.1 is duly permitted to act as minor guardian of behalf Petitioner No.2 and 3 as per order dated 14-03-2026, as matter before Lokadalath, where petitioner No.1 has received part payment made by the respondent. By virtue of above said payment petitioners have no claim against the respondent. Hence joint memo is hereby accepted and considered, has above said settlement was held with free will and wish of parties.

Hence this petition is disposed off as settle out of court.

Draw up award accordingly. The contents of joint memo are to be part and parcel of the award.

Given under my hand and the seal of this Court on 18th day of March - 2026.

Decree signed on : 26-03-2026

(Sujata S. Patil)
Member Addl. M.A.C.T.,
Haliyal.

