

**IN THE COURT OF THE III ADDL.SENIOR CIVIL JUDGE&
JMFC, AT RAICHUR**

M.V.C.NO.537/2022

Kamalamma & others

//Versus//

Smt.Umadevi & another

ISSUES

- 1) Whether claimants prove that, on 16.08.2022 when deceased Basavaraj was proceeding on his Motorcycle bearing No.KA-05/HS-1643 by having his minor son and one lady as pillion rider on Raichur-Manvi main road near Hokrani village, respondent No.1 came driving his lorry bearing No.KA-36/A-5722 from opposite side in rash and negligent manner so as to endanger human life and having lost his control over the vehicle to the Motorcycle deceased Basavaraj and both the pillion riders died at the spot?
- 2) Whether respondent No.2 proves that driver of respondent No.1 was not holding effective DL and he has violated policy conditions hence, company is not liable to pay compensation?
- 3) Whether respondent No.2 proves that accident was due to sole rash and negligence riding on the part of deceased Basavaraj?
- 4) Whether claimants are entitled for compensation? If so, how much and from whom?
- 5) What order or award?

Date:15.07.2023.

III Addl. Senior Civil Judge & JMFC,
Raichur ,