



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE B M SHYAM PRASAD

WRIT PETITION NO. 1677 OF 2026 (GM-AC)

BETWEEN:

MRS. NEELA
WIFE OF LATE CHANDRAPPA
ALIAS CHANDRAPPA L M
AGED ABOUT 35 YEARS,
RESIDING AT LAKKUR VILLAGE,
MALUR -TALUK,
KOLAR DISTRICT. - 563160.

...PETITIONER

(BY SRI. HIEMATHAD MAHESHAIAH RUDRAYYA.,
ADVOCATE)



AND:

1. MRS. JAYANTHI R
W/O LATE CHANDRAPPA
ALIAS CHANDRAPPA L M
AGED ABOUT 27 YEARS
2. MASTER CHARAN C
S/O LATE CHANDRAPPA
ALIAS CHANDRAPPA L M
AGED ABOUT 15 YEARS.



3. MASTER BHUVANESH C
S/O LATE CHANDRAPPA
@ CHANDRAPPA L M
AGED ABOUT 12 YEARS,
4. KUM. SUKRAKSHA C
D/O LATE CHANDRAPPA @
CHANDRAPPA L M
AGED ABOUT 04 YEARS,
5. SMT. MUNIRATHNAMMA
W/O LATE MOTAPPA
AGED ABOUT 66 YEARS

RESPONDENTS NO2 TO 4 BEING MINORS,
REPRESENTED BY THEIR
NATURAL GUARDIAN
RESPONDENT NO.1 AND
ALL ARE RESIDENTS OF J. P. COLONY,
MALUR TALUK,
KOLAR DISTRICT 563160.

6. SRI BALASUBRAMANI
S/O SRINIVASA
MAJOR,
R/O NO. 1 KURKI VILLAGE,
KOLAR TALUK AND DISTRICT - 563133.
7. THE LEGAL MANAGER
M/S HDFC ERGO GENERAL
INSURANCE COMPANY LTD.,
NO.32, GROUND FLOOR,
ACR TOWERS OPPOSITE TO
CANARA BANK RESIDENCY ROAD,
ASHOK NAGAR



BENGALURU-25.

...RESPONDENTS

(BY SRI. NAIK KRISHNA VENKATRAMAN, ADVOCATE)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO-QUASH THE ORDER DATED 17.12.2025 PASSED BY THE IV ADDL. SMALL CAUSES JUDGE AND ADDL. CHIEF JUDICIAL MAGISTRATE AND MACT AT BENGALURU (SCCH-6) IN MVC NO. 7791/2024 PRODUCED AT ANNEX-F AND PASS AN ORDER BY REAPPORTIONING COMPENSATION AMONG THE DEPENDENTS OF THE DECEASED CHANDRAPPA.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD

ORAL ORDER

The dispute in the present case is about the apportionment of compensation awarded by the IV Additional Small Causes Judge and Additional Chief Judicial Magistrate and MACT at Bengaluru [for



short, '*the Tribunal*'] to the petitioner and the first respondent in MVC No. 7791 of 2024. The Tribunal, while considering the first respondent's application under Section 166 of the Motor Vehicles Act, 1988, has awarded compensation of Rs.25,75,000/-. The Insurer is called upon to deposit this amount.

2. The petitioner and the first respondent assert that they were in matrimony with the deceased Chandrappa @ Chandrappa L M; that they have no quarrel with the quantum of compensation or the apportionment of compensation to the deceased's children [from the first respondent] or the deceased's mother and that their dispute is over the apportionment of compensation at 25% between them. The Tribunal has granted 20% to the first respondent and 5% to the petitioner.

3. The petitioner and the first respondent are present and they are identified by their respective counsels. The petitioner and the first respondent



have filed a Joint Memo, which in its material part,
reads as under:

"It is further that at the intervention of the elders and well wishers, both the Petitioner and the Respondent No.1 have agreed to receive the compensation at the rate of 12.5% each of the total compensation for which the Respondent No.1 has no objection and the petitioner has also agreed for the compensation at the rate of 12.5% and both have agreed for the rest of the apportionment of the compensation and not to disturb."

4. When queried, the petitioner and first respondent agree that they shall share 25% of the compensation with accrued interest equally *i.e.*, at 12.5% each. This Court is of the considered view that the Joint Memo must be accepted disposing of the petition observing that the Tribunal's judgment and award on the apportionment of compensation between the petitioner and the first respondent shall



be as now agreed, namely that each of them will be entitled to 12.5% with interest.

The petition stands disposed of in terms of the Joint Memo.

Sd/-
(B M SHYAM PRASAD)
JUDGE

NV