



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 3RD DAY OF FEBRUARY, 2026
PRESENT
THE HON'BLE MR. JUSTICE M.I.ARUN
AND
THE HON'BLE MR. JUSTICE B. MURALIDHARA PAI
MISCELLANEOUS FIRST APPEAL NO. 101678 OF 2022 (MV-D)

BETWEEN:

1. SMT. HANUMAVVA W/O. YAANKAPPA HARIJAN,
AGE. 38 YEARS, OCC. HOUSEHOLD WORK,
R/O. KUNIKERI, TQ. AND DIST. KOPPAL-583 231.
2. KOTRESH S/O. YENKAPPA HARIJAN,
AGE. 20 YEARS,
3. HANUMESH S/O. YENKAPPA HARIJAN,
AGE. 17 YEARS, SINCE MINOR,
REP. BY NATURAL MOTHER APPELLANT NO.1.

... APPELLANTS

(BY SRI C.R. HIEMATH, ADVOCATE FOR
SMT. SUNITA C. HIEMATH, ADVOCATE)

AND:

1. BASAVARAJ S/O. HANUMANTHAPPA MAJJIGI,
AGE. 31 YEARS, OCC. DRIVER OF TIPPER
NO.KA-35/9552, R/O. GABBURU,
TQ. AND DIST. KOPPAL.
2. KOTRAGOUDA S/O. MUDUKAN GOUDA MALIPATIL,
AGE. 54 YEARS, OCC. OWNER OF TIPPER
NO. KA-35/9552, R/O. KUNIKERI,





TQ. AND DIST. KOPPAL-583 231.

3. THE DIVISIONAL MANAGER,
SRIRAM GENERAL INSURANCE CO. LTD.,
R/O. III FLOOR, S.B. ARCADE, BELLIKATTI,
MAIN ROAD OFFICE, IIM POST, B.G. ROAD,
BENGALURU-560 067, (POLICY
NO.10003/31/16/531675
VALIDITY FROM 27.01.2016 TO 26.01.2017).

... RESPONDENTS

(BY SRI M.Y. KATAGI, ADVOCATE FOR R3;
NOTICE TO R1 AND R2 IS DISPENSED WITH)

THIS MFA FILED UNDER SECTION 173(1) OF MOTOR VEHICLES ACT, PRAYING TO ALLOW THIS APPEAL BY MODIFYING JUDGMENT AND AWARD DATED 12.11.2021 PASSED IN M.V.C. NO.30/2017 ON THE FILE OF THE CIVIL JUDGE (SR.DN) AND ADDITIONAL MOTOR ACCIDENT CLAIMS TRIBUNAL, AT KOPPAL AND AWARD THE ENTIRE AMOUNT CLAIMED BY THE APPELLANT IN THE CLAIM PETITION, IN THE INTEREST OF JUSTICE.

THIS APPEAL IS COMING ON FOR ADMISSION, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: THE HON'BLE MR. JUSTICE M.I.ARUN
AND
THE HON'BLE MR. JUSTICE B. MURALIDHARA PAI



ORAL JUDGMENT

(PER: THE HON'BLE MR. JUSTICE M.I.ARUN)

Learned counsel for the appellants submits that some other relatives of the deceased had filed Miscellaneous First Appeal No.101689/2022, in which the compensation has been enhanced, and that the appellants herein are also beneficiaries of the same. In view of the said circumstances, he submits that he does not press the present appeal. The submission is placed on record, and accordingly, the present Miscellaneous First Appeal stands dismissed.

**Sd/-
(M.I.ARUN)
JUDGE**

**Sd/-
(B. MURALIDHARA PAI)
JUDGE**

SSP
CT:BCK
LIST NO.: 2 SL NO.: 22