



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 26TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE RAVI V.HOSMANI

MISCELLANEOUS FIRST APPEAL NO.102323 OF 2014 (MV-D)

BETWEEN:

SUBASH S/O NINGAPPA KACHCHARABI,
DECEASED BY HIS LRS,

- 1.A DURGAMMA W/O SUBASH KACHACHARABI,
AGE: 44 YEARS, OCC: HOUSEHOLD,
R/A ASUNDI VILLAGE,
TQ: RANEBENNUR, DIST: HAVERI.
- 1.B MANJUNATH S/O SUBASH KACHACHARABI,
AGE: 31 YEARS, OCC: COOLIE,
R/O: ASUNDI VILLAGE,
TQ: RANEBENNUR, DIST: HAVERI.

...APPELLANTS

(BY SRI LOKESH MALAVALLI, ADVOCATE-ABSENT)

AND:

1. SAHADEVAPPA S/O MAILAREPPA KACHACHARABI,
AGE: MAJOR, OCC: BUSINESS,
R/O: ASUNDI VILLAGE, TQ: RANEBENNUR, DIST: HAVERI.
2. THE CLAIMS EXECUTIVE (LEGAL),
SRI RAM GENERAL INSURANCE CO.LTD.,
B-8, EPIP-RICO INDUSTRIAL AREA, SITAPUR,
JAIPUR, RAJASTAN STATE.

...RESPONDENTS

(BY SRI SK KAYAKAMATH, ADVOCATE FOR R2 (VC);
NOTICE TO R1 IS SERVED)

THIS MFA IS FILED UNDER SECTION 173(1) OF MV ACT 1988,
AGAINST JUDGMENT AND AWARD DATED 12.06.2014, PASSED IN
MVC.NO.691/2010 ON THE FILE OF THE ADDITIONAL SENIOR CIVIL
JUDGE AND AMACT, RANEBENNUR, PARTLY ALLOWING THE CLAIM
PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF
COMPENSATION PETITION AGAINST RESPONDENT NO.2 IS HEREBY
DISMISSED & ETC.



THIS MFA COMING ON FOR FURTHER ORDERS, THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:

CORAM: THE HON'BLE MR. JUSTICE RAVI V.HOSMANI

ORAL ORDER

Learned counsel for respondents appears through Video Conferencing.

2. No representation for appellants.

3. It is seen even on previous date, noting absence on behalf of appellants, matter was ordered to be re-listed, cautioning that appeal would be dismissed for non-prosecution in case of further non-appearance. Despite same, there is absence. This would indicate that appellants are not diligent in pursuing appeal, though appeal is more than twelve years old.

4. Hence, appeal is ***dismissed for non-prosecution*** imposing costs of Rs.10,000/- payable to Advocates' Welfare Fund, Bengaluru.

**Sd/-
(RAVI V.HOSMANI)
JUDGE**