



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 25TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE E.S.INDIRESH

MISCL. FIRST APPEAL NO. 201401 OF 2024 (MV-I)

BETWEEN:

MANGALA W/O SANTOSH BIRADAR,
AGE: 25 YEARS, OCC: TAILORING NOW NIL, R/O
VILLAGE TRIPURANT TQ. BASAVAKALYAN,
DIST. BIDAR

...APPELLANT

(BY SRI. SHAMBULING S. SALE, ADVOCATE)

AND:

1. SHARANABASAPPA
S/O SHIVASHANKAR MALA,
AGE: MAJOR, OCC: BUSINESS,
R/O H NO. 87 KAPNOOR,
TQ. DIST. KALABURAGI- 585101.

2. THE DIVISIONAL MANAGER,
UNITED INDIA INSURANCE CO LTD.,
NEAR HANUMAN TEMPLE, TRIPURANT,
BASAVAKALYAN DIST. BIDAR

...RESPONDENTS

(BY SRI SHARANABASAPPA M. PATIL, ADVOCATE
FOR R2;
V/O DTD.12.11.2025 NOTICE TO R1 IS
DISPENSED WITH)





THIS MFA IS FILED U/S. 173(1) OF MV ACT, PRAYING TO ALLOW THE APPEAL AND MODIFY THE IMPUGNED JUDGMENT AND AWARD DATED 09-03-2023 PASSED BY THE COURT OF II ADDL. DISTRICT AND SESSIONS JUDGE BIDAR SITTING AT BASAVAKALYAN, IN MVC NO.395/2020, AND ENHANCE THE COMPENSATION AS PRAYED FOR.

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

CORAM: HON'BLE MR. JUSTICE E.S.INDIRESH

ORAL JUDGMENT

1. Heard the learned counsels for the parties.
2. This appeal is preferred by the claimant assailing the Judgment and award dated 09.03.2023 passed in MVC No.395/2020 on the file of the II Additional District and Sessions Judge Court and Additional MACT, Bidar, sitting at Basavakalyan (for short 'the Tribunal') awarding compensation.
3. Having taken note of the submission made by the learned counsel for the parties, it is not in dispute as to the occurrence of the accident on 31.07.2019 in which



the claimant has sustained grievous injuries. In order to prove the disability, the claimant has examined the treating Doctor as P.W.2. By looking into the nature of the injuries sustained by the claimant, I am of the view that, the Tribunal ought to have taken disability at 15%. The accident is of the year 2019 and therefore, as per the guidelines of the Karnataka Legal Services Authority, the monthly income of the claimant would be Rs.13,250/- and by applying appropriate multiplier of '18' the loss of future income would be Rs.4,29,300/- (Rs.13,250/- X 12 X 18 X 15%). By looking into the nature of the injuries, the compensation is re-assessed as under:

Sl.No.	Heads of compensation	Amount
1	Loss of future income	Rs.4,29,300/-
2	Pain and suffering	Rs.50,000/-
3	Medical bills	Rs.50,000/-
4	Attendant charges	Rs.20,000/-
5	Future medical expenses	Rs.5,000/-
6	Loss of amenities	Rs.50,000/-
7	Loss of income during laid up period	Rs.39,750/-
	Total	Rs.6,44,050/-

4. Accordingly, the following order:



ORDER

(i) The appeal is allowed in-part;

(ii) The claimant is entitled for total compensation of Rs.6,44,050/- along with interest at the rate of 6% per annum from the date of petition till the date of realization;

(iii) The respondent No.2-Insurance company is directed to deposit the compensation amount along with interest within a period of six weeks from the date of the receipt of the copy of this order.

(iv) As per the order dated 12.11.2025, the claimant is not entitled for interest for the delayed period of 205 days in filing the appeal.

Sd/-
(E.S.INDIRESH)
JUDGE