



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

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

MISCL. FIRST APPEAL NO. 202965 OF 2023 (MV-I)

BETWEEN:

YAMANAVVA W/O SHIVAYOGEPPA SALOTAGI,
AGE: 48 YEARS, OCC: COOLIE WORK,
R/O HULLUR, TQ. MUDDEBIHAL,
DIST. VIJAYAPURA-586212.

...APPELLANT

(BY SMT. VIJAYALAXMI, AND
SRI. BASAVARAJ R. MATH, ADVOCATES)

AND:

THE DIVISION CONTROLLER,
NWKRTC DIVISION OFFICE,
BAGALAKOT -587101.

...RESPONDENT

(BY SRI SUDHIRSINGH R. VIJAPUR, DSGI)

THIS MFA IS FILED U/S. 173(1) OF MV ACT, PRAYING TO
MODIFY THE IMPUGNED JUDGMENT AND AWARD DATED
14.02.2023 PASSED BY THE I ADDL SENIOR CIVIL JUDGE AND
MACT-VI, AT VIJAYAPURA, IN MVC NO.655/2020.





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

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

ORAL JUDGMENT

This appeal is directed against the judgment and award dated 14.02.2023 passed in MVC No. 655 of 2020 by the I Additional Senior Civil Judge and MACT-VI, Vijayapura (for short, "the Tribunal"), awarding compensation to the claimant.

2. For the sake of convenience, the parties in this appeal shall be referred to according to their status and ranking before the Tribunal.

3. I have heard Smt. Vijayalaxmi and Sri. Basavaraj R. Math, learned counsel appearing for the appellant, and Sri Sudhir Singh R. Vijapur, learned counsel appearing for the respondent-Corporation. I have perused the records.



4. In light of the arguments advanced by the learned counsel appearing for the parties, there is no dispute regarding the occurrence of the road traffic accident on 20.06.2020, and as a result of which the claimant sustained grievous injuries. On perusal of the evidence of PW-2-Doctor and considering the nature of the injuries, the Tribunal has taken the disability at 10% to the whole body.

5. The accident occurred in the year 2020. As per the guidelines issued by the Karnataka State Legal Services Authority, the notional income of the claimant is taken at Rs.13,750/- per month. By applying the multiplier of 14, in terms of the judgment of the Hon'ble Supreme Court in the case of **Sarla Verma v. Delhi Transport Corporation**, reported in **(2009) 6 SCC 121**, and considering the disability at 10%, the claimant is entitled to compensation of



Rs.2,31,000/- ($13,750 \times 12 \times 14 \times 10\%$) towards loss of future income due to permanent disability.

6. Taking into consideration the nature of injuries sustained by the appellant-claimant, the compensation is reassessed under the following heads:

Heads	Amount (Rs.)
Pain and suffering	40,000
Medical expenses	60,206
Conveyance charges	20,000
Loss of income during treatment (Rs.13,750 $\times$ 3 months)	41,250
Loss of future income due to permanent disability	2,31,000
Loss of future amenities	40,000
Total	4,32,456
Compensation awarded by the Tribunal	1,68,000
Enhanced compensation	2,64,456

7. After deducting the compensation already awarded by the Tribunal, the claimant is entitled to enhanced compensation of Rs.2,64,456/-.



8. Thus, the claimant is entitled to total compensation of Rs.4,32,456/- with interest at 6% per annum from the date of petition till realization.

9. Accordingly, the appeal is ***allowed in part***. The judgment and award passed by the Tribunal is modified to the extent indicated above.

10. The respondent is directed to deposit the entire compensation amount within a period of six weeks from the date of receipt of a copy of this order.

Sd/-
(E.S.INDIRESH)
JUDGE

SB
List No.: 1 Sl No.: 21
CT:PK