



**IN THE HIGH COURT OF KARNATAKA**

**KALABURAGI BENCH**

**DATED THIS THE 23<sup>RD</sup> DAY OF FEBRUARY, 2026**

**BEFORE**

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

**MISC. FIRST APPEAL NO.203129 OF 2024 (MV-I)**

**BETWEEN:**

UNITED INIDA INSURANCE COMPANY LTD.,  
THROUGH ITS DIVISIONAL MANAGER,  
CENTURY COMPLEX, OPPOSITE SANGAM THEATER,  
SUPER MARKET, KALABURAGI,  
NOW THROUGH ITS AUTHORISED SIGNATORY

...APPELLANT

(BY SRI. SHARANABASAPPA M. PATIL, ADVOCATE)

**AND:**

1. RATNAMMA W/O SHARANAPPA,  
AGE: 62 YEARS, OCC: COOLIE,  
R/O BOOTHAPUR, TQ. KALAGI,  
DIST. KALABURAGI-585312
2. ANIL KUMAR  
S/O PARAMESHWAR SALLOLLI,  
AGE: MAJOR, OCC: OWNER OF MAHENDRA BOLERO  
PICK UP BEARING NO. KA-32/B-2858,  
R/O BENKANALLI, POST KERALLI TALUK,  
CHINCHOLI DISTRICT  
KALLABURAGI-585320.

...RESPONDENTS

(BY SRI SANJEEV PATIL, ADVOCATE FOR R1;  
V/O DTD.07.11.2024 NOTICE TO R2 IS DISPENSED WITH)





THIS MFA IS FILED UNDER SECTION 173(1) OF MV ACT, PRAYING TO MODIFY THE ORDER OF THE TRIBUNAL AND SET ASIDE THE JUDGMENT DATED 01.04.2024 AND AWARD DATED 08.04.2024 IN MVC NO.1042/2022 BEFORE IN THE COURT OF I ADDITIONAL SENIOR CIVIL JUDGE AND MACT KALABURAGI.

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 filed by the insurance company, assailing the judgment and award dated 01.04.2024 in MVC.No.1042/2022 on the file of the I Additional Senior Civil Judge and MACT, Kalaburagi, awarding compensation.

02. It is argued by the learned counsel appearing for the appellant that as per the Adhar Card at Ex.P.9, the age of the claimant was shown as 66 years, however, the Tribunal has taken the age of the claimant at 60 and therefore, sought for interference of this Court.



03. *Per contra*, Sri. Sanjeev Patil, the learned counsel appearing for the respondent No.1 submitted that the age of the claimant as shown in Ex.P.5 - wound certificate has to be considered.

04. In light of the submission made by learned counsel appearing for the parties and after considering the material and record, the Tribunal has rightly taken the age of the claimant at 60 years as per the wound certificate at Ex.P.5.

05. In that view of the matter, I am of the view that as not only the wound certificate, the remaining medical records show the age of the claimant as 60 years.

06. In that view of the matter, no interference is called for in this appeal. Accordingly, the appeal is ***dismissed.***

07. The amount in deposit will be remitted to the Tribunal forthwith.



**NC: 2026:KHC-K:1779**  
**MFA No. 203129 of 2024**

08. In view of disposal of main appeal, the pending I.As. if any, do not survive for consideration, hence, they are also disposed of.

**Sd/-**  
**(E.S.INDIRESH)**  
**JUDGE**

KJJ  
List No.: 1 Sl No.: 36  
CT:PK