



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.204561 OF 2025 (MV-I)

BETWEEN:

1. BANDEPPA S/O VEERBHADRAPPA,
AGE: 47 YEARS, OCC: LABOUR (NOW NIL),
R/O TAJLAPUR VILLAGE,
TQ. & DIST. BIDAR-585 402.

...APPELLANT

(BY SRI. BASAVARAJ R. MATH, ADVOCATE)

AND:

1. AMBADAS RAO S/O RAMANNA,
AGE: 47 YEARS, OCC: LABOUR,
R/O H.NO.14-5-154,
KOTI LINGANGOUD COLONY,
SHAHAPUR GATE, HYDERABAD ROAD,
BIDAR-585 101.
(OWNER OF MOTOR CYCLE BEARING
REG. NO.KA.38/S.1058)
2. THE BRANCH MANAGER,
UNITED INSURANCE COMPANY LIMITED,
BASAVASHREE COMPLEX NO.8-10-268 TO 273,
1ST FLOOR, BEHIND GANESH MAIDAN,
BIDAR-585 401 (K.S.).

...RESPONDENTS

(BY SRI. MOHD. ABDUL QUAYUM, ADVOCATE FOR R2;
V/O DTD. 17.12.2025, NOTICE TO R1 DISPENSED WITH)





THIS MFA IS FILED U/S. 173(1) OF THE MOTOR VEHICLES ACT, PRAYING TO ENHANCE THE AWARD AMOUNT BY MODIFYING THE IMPUGNED JUDGEMENT AND AWARD DATED 31.07.2025 PASSED BY THE ADDL. SENIOR CIVIL JUDGE AND JMFC AT BIDAR, IN MVC NO.295/2022.

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

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

ORAL JUDGMENT

Heard the learned counsel appearing for the parties.

2. This appeal is preferred by the claimant, seeking enhancement of compensation, assailing the judgment and award dated 31.07.2025 in MVC No.295/2022 on the file of the Additional Senior Civil Judge and JMFC, Bidar, awarding compensation of Rs.7,58,180/- with interest at 6% p.a. from the date of petition till realisation by directing respondent No.2- Insurance Company to deposit the same.

3. Having taken note of the submissions made by the learned counsel appearing for the parties, it is not in



dispute as to the occurrence of the accident on 13.06.2019.

4. Taking into consideration the injuries sustained by the claimant as per the wound certificate – Ex.P4 and the evidence of PW.2-Doctor, I am of the view that, the Tribunal ought to have taken the disability to the extent of 20% instead of 8%. Since the accident is of the year 2019, considering the guidelines of the Karnataka State Legal Services Authority, the Tribunal has rightly taken the notional income of the claimant at Rs.13,250/- per month. The multiplier of '14' adopted by the Tribunal is also just and proper. Thus, the claimant is entitled for Rs.4,45,200/- (Rs.13,250 x 12 x 14 x 20%) towards loss of future income.

5. Further, taking into consideration the injuries sustained by the claimant, the claimant is entitled for enhancement of compensation under other heads also.



6. Accordingly, the compensation awarded by the Tribunal is reassessed as follows:

Pain and suffering	Rs.50,000/-
Medical expenses	Rs.5,03,600/-
Loss of future income	Rs.4,45,200/-
Loss of income during laid up period (Rs.13,250 x 6)	Rs.79,500/-
Attendant and conveyance charges	Rs.20,000/-
Loss of amenities	Rs.50,000/-
Total	Rs.11,48,300/-
Less: awarded by the Tribunal	Rs.7,58,180/-
Enhancement:	Rs.3,90,120/-

Thus, the claimant is entitled for enhanced compensation of Rs.3,90,120/- with interest at 6% per annum.

7. In the result, I pass following:

ORDER

(i) The appeal is allowed in part.

(ii) The appellant/claimant is entitled for enhanced compensation of Rs.3,90,120/- with interest at 6% per annum from the date of petition till realisation.



(iii) Respondent No.2-Insurance Company is directed to deposit the said amount within six weeks from the date of receipt of a certified copy of this judgment.

Sri Mohd. Abdul Quayum, learned counsel appearing for respondent No.2 is permitted to file vakalath within four weeks from today.

Sd/-
(E.S.INDIRESH)
JUDGE

LG
List No.: 1 SI No.: 22