



IN THE HIGH COURT OF KARNATAKA,

DHARWAD BENCH

DATED THIS THE 2ND DAY OF DECEMBER, 2024

BEFORE

THE HON'BLE MR. JUSTICE C.M. POONACHA

MISCELLANEOUS FIRST APPEAL NO. 102498 OF 2020 (MV-D)

BETWEEN:

THE DIVISIONAL MANAGER
NEW INDIA ASSURANCE CO.LTD.,
OPP. KITTLES COLLEGE DHARWAD,
NOW REPRESENTED BY ITS
DULY CONSTITUTED ATTORNEY (S),
NEW INDIA ASSURANCE COMPANY LTD.,
HUBBALLI.

... APPELLANT

(BY SRI. M Y KATAGI,ADVOCATE)

AND:

1. SMT. MANJULA
W/O. ANNASAEB ANGADI,
SINCE DECEASED BY HER L.R. PETITIONER,
NO.2 (SON) ALREADY ON RECORD.
2. SHANUKHAPPA
S/O. ANNASAHEB ANGADI,
AGE: 52 YEARS,
OCC: PROFESSOR IN BASAVESHWAR ENGINEERING
COLLEGE, BAGALKOTE.
3. SANNINGAYYA S/O. CHANNAYYA NINGOLLI,
SINCE DECEASED BY HIS LRS.,
- 3A. SHIDDAYYA S/O. SANNINGAYYA NINGOLLI,
AGE: 52 YEARS, OCC: TEACHER,
R/O: SHIRAGUPPI, BILAGI TALUKA-587116,
BAGALKOTE DISTRICT.
(OWNER OF THE TRACTOR -TRAILER
BEARING REG.NO.KA-29/T-4911 AND 4912)





4. THE DIVISIONAL MANAGER
NATIONAL INSURANCE COMPANY LTD.,
MARUTI GALLI, BELAGAVI-590001.

... RESPONDENTS

THIS MFA IS FILED U/S.173 (1) OF MOTOR VEHICLES ACT, 1988, AGAINST THE JUDGMENT AND AWARD DATED 14.07.2020 PASSED IN MVC NO.783/2009 ON THE FILE OF THE II ADDITIONAL DISTRICT AND SESSIONS JUDGE AND XII ADDITIONAL MOTOR ACCIDENT CLAIMS TRIBUNAL, BAGALKOTE, AWARDED COMPENSATION OF RS.70,000/- WITH INTEREST AT 6 PERCENT P.A. FROM THE DATE OF PETITION TILL ITS REALISATION.

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

CORAM: THE HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE C.M. POONACHA)

This court, vide order dated 12.02.2024, has ordered as follows:

"Finally, two weeks' time is granted to comply with the office objections, failing which, the matter be listed for dismissal."

2. Till date office objections have not been complied with. Hence, the above matter has been listed this day.

3. Even today, the matter was passed over in the morning session and the learned counsel was permitted to comply with the office objections and the matter was called in



the afternoon session. However, the office objections have not been complied with.

4. Having regard to the order dated 12.02.2024, the above appeal is dismissed for non compliance of office objections.

Sd/-
(C.M. POONACHA)
JUDGE

PMP
LIST NO.: 2 SL NO.: 60