HC-KAR

CNR: KAHC010186492017

NC: 2026:KHC:48363-DB
MFA No. 57 of 2017
C/W MFA No. 58 of 2017
MFA No. 59 of 2017

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 3RD DAY OF AUGUST, 2026

PRESENT

THE HON'BLE MR. JUSTICE JAYANT BANERJI

AND

THE HON'BLE MS. JUSTICE TARA VITASTA GANJU

MISCELLANEOUS FIRST APPEAL NO. 57 OF 2017 (MV-I)

C/W

MISCELLANEOUS FIRST APPEAL NO. 58 OF 2017 (MV-I)

MISCELLANEOUS FIRST APPEAL NO. 59 OF 2017 (MV-I)

IN MFA No. 57/2017

BETWEEN:

THE NEW INDIA ASSURANCE CO LTD
DIVISIONAL OFFICE, MYSORE,
THROUGH MOTOR THIRD PARTY CLAIMS HUB,
M.G.ROAD,
BANGALORE
BY DULY CONSTITUTED ATTORNEY.

…APPELLANT

(BY SRI. K SURYANARAYANA RAO., ADVOCATE)

Digitally signed by MAMATHA K
Location: HIGH COURT OF KARNATAKA

AND:

1. SAMYUKTHA
   D/O SHAMBU,
   AGED ABOUT 2 YEARS,
   R/AT NO.145, 2ND CROSS,
   DAADDYS GARDEN, ELECTRONIC CITY ROAD,

KAMMASANDRA, ANEKAL TALUK,
BANGALORE.

RESPONDENT-1 MINOR
REP. BY PARENTAL
GRAND FATHER K RAVINDRAN
R/AT 64/1, SAI FARMS, ANNANAGAR,
SAMICHETTI PALYAM (NORTH) JOTHIPURAM P.O
COIMBATHORE.

2. VIJAYAN
S/O VELAYUDHAN,
AGED ABOUT 59 YEARS,
NO.145, 2ND CROSS, DAADDY GARDEN,
ELECTRONIC CITY ROAD, KAMMASANDRA,
ANEKAL TALUK, BANGALORE.

3. THE BRANCH MANAGER
NATIONAL INSURANCE CO LTD
YESHWANTHAPUR BRANCH,
BANGALORE.

4. SURESH
S/O RAJANNA,
MAJOR IN AGED,
CHANNIGARAYA EXTENSION,
CHANNARAYAPATNA, HASSAN DIST.

5. S R JAVARASHETTY
S/O RAMA SHETTY,
MAJOR IN AGE,
R/AT SHANTHIGRAMA
HASSAN TALUK AND DIST.

…RESPONDENTS

(BY SRIYUTHS. M Y SREENIVASAN., ADVOCATE FOR R1; SMT. MANJULA N. TEJASWI, ADVOCATE FOR R3; NOTICE TO R2 & R5 ARE SERVED; NOTICE TO R4 IS HELD SUFFICIENT).

This Miscellaneous First Appeal filed Under Section 173(1) of MV Act against the Judgment and Award dated:19.09.2016 passed in M.V.C.No.688/2015 on the file of the 5TH Additional District & Sessions Judge, Addl. MACT, Hassan awarding compensation of Rs.64,45,000/- with interest @ 9% per annum from the date of petition till payment.

IN MFA NO. 58/2017

BETWEEN:

THE NEW INDIA ASSURANCE CO LTD
DIVISIONAL OFFICE, MYSORE,
THROUGH MOTOR THIRD PARTY CLAIMS HUB,
M.G.ROAD,
BANGALORE
BY DULY CONSTITUTED ATTORNEY

...APPELLANT

(BY SRI. K SURYANARAYANA RAO., ADVOCATE)

AND:

1. SAMYUKTHA
   D/O SHAMBU,
   AGED ABOUT 2 YEARS,
   R/AT NO.145, 2ND CROSS,
   DAADDYS GARDEN, ELECTRONIC CITY ROAD,
   KAMMASANDRA ANEKAL TALUK,
   BANGALORE.

   RESPONDENT-1 IS MINOR REP BY
   PARENTAL GRAND FATHER K RAVINDRAN
   R/AT 64/1, SAI FARMS, ANNANAGAR,

SAMICHETTI PALYAM (NORTH) JOTHIPURAM P.O
COIMBATHORE.

2. VIJAYAN
S/O VELAYUDHAN,
AGED ABOUT 59 YEARS,
NO.145, 2ND CROSS, DAADDY GARDEN,
ELECTRONIC CITY ROAD, KAMMASANDRA,
ANEKAL TALUK,
BANGALORE

3. THE BRANCH MANAGER
NATIONAL INSURANCE CO LTD
YESHWANTHAPUR BRANCH,
BANGALORE.

4. SURESH
S/O RAJANNA,
MAJOR IN AGED,
CHANNIGARAYA EXTENSION,
CHANNARAYAPATNA, HASSAN DIST

5. S R JAVARASHETTY
S/O RAMA SHETTY,
MAJOR IN AGE,
R/AT SHANTHIGRAMA,
HASSAN TALUK AND DIST

...RESPONDENTS

(BY SRIYUTHS. M Y SREENIVASAN, ADVOCATE FOR R1,
O.MAHESH., ADVOCATE FOR R3; R2 & R5 ARE SERVED
BUT UNREPRESENTED)

This Miscellaneous First Appeal filed Under Section 173(1) of MV Act against the Judgment and Award dated:19.09.2016 passed in M.V.C.No.685/2015 on the file of the 5TH Additional

District and Sessions Judge, Addl. MACT, Hassan awarding compensation of Rs.15,50,000/- with interest @ 9% per annum from the date of petition till payment.

IN MFA NO. 59/2017

BETWEEN:

THE NEW INDIA
ASSURANCE CO. LTD.
DIVISIONAL OFFICE
MYSORE
THROUGH MOTOR THIRD PARTY
CLAIMS HUB
M G ROAD
BANGALORE
BY DULY CONSTITUTED ATTORNEY

...APPELLANT

(BY SRI. K SURYANARAYANA RAO., ADVOCATE)

AND:

1. RENUKA
   W/O VIJAYAN
   AGED ABOUT 56 YEARS
   R/AT NO.145
   2ND CROSS
   DAADDYS GARDEN
   ELECTRONIC CITY ROAD,
   KAMMASANDRA
   ANEKAL TALUK
   BANGALORE

2. VIJAYAN
   S/O VELAYUDHAN
   AGED ABOUT 59 YEARS

NO.145, 2ND CROSS
DAADDY GARDEN
ELECTRONIC CITY ROAD
KAMMASANDRA
ANEKAL TALUK
BANGALORE

3. THE BRANCH MANAGER
NATIONAL INSURANCE CO.LTD.
YESHWANTHAPUR BRANCH
BANGALORE

4. SURESH
S/O. RAJANNA
MAJOR IN AGE
CHANNIGARAYA EXTENSION
CHANNARAYAPATNA
HASSAN DISTRICT.

5. S R JAVARASHETTY
S/O RAMA SHETTY
MAJOR IN AGE
R/AT SHANTHIGRAMA
HASSAN TALUK
AND DISTRICT.

...RESPONDENTS

(BY SRIYUTHS. M Y SREENIVASAN ADVOCATE FOR R1.,
SRI. R.RAJAGOPALAN., ADVOCATE FOR R3; R2 & R5 ARE SERVED & UNREPRESENTED)

This Miscellaneous First Appeal filed Under Section 173(1) of MV Act against the Judgment and Award dated:19.09.2016 passed in M.V.C.No.686/2015 on the file of the 5TH Additional District and Sessions Judge, Addl. MACT, Hassan awarding

compensation of Rs.25,000/- but the petitioner herein is liable to pay Rs.10,000/- with interest @ 9% per annum from the date of petition till payment.

These Appeals are coming on for Orders this day, the Court made the following

ORAL ORDER

Learned Counsel for the appellant prays for and is granted four weeks time to file duly attested translated copies of the documents/depositions on record supported by an affidavit as required under Order XIII Rule 12 CPC (Karnataka Amendment), failing which MFA Nos.57, 58 and 59 of 2017, shall stand dismissed without further reference to the Court.

2. If the translations are filed, list these matters on 07.09.2026.

3. The learned counsel who is present in the Court has submitted brief notes of his submissions. However, we find that the notes are not properly made. A proper synopsis shall be filed in the Office prior to the next date of listing.

Sd/-
JUDGE

Sd/-
JUDGE

NOTE: Court Order dt.03.08.2026 not complied with. Hence these Appeals stands dismissed.

COPY

Sd/-
I/C ASSISTANT REGISTRAR

T By: BR

R By: NR

C By: STE