



CNR: KAHC010179092021

NC: 2026:KHC:42018
MFA No. 1754 of 2022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 7TH DAY OF AUGUST, 2026

BEFORE

THE HON'BLE MR. JUSTICE RAJESH RAI K

MISCELLANEOUS FIRST APPEAL NO.1754 OF 2022(MV-I)

BETWEEN:

THIRTHAPPA
S/O ESHWARAPPA
AGED ABOUT 38 YEARS,
R/AT NAGABOVANAHALLI
CHICKMAGALURU DISTRICT
KARNATAKA STATE-577 145

...APPELLANT

(BY SRI. PRAMODA GOWDA T.P, ADVOCATE)

AND:

KARNATAKA ROAD TRANSPORT
CORPORATION (K.S.R.T.C)
CENTRAL OFFICE, H.SIDDAIAH ROAD
BANGALORE-560 027, BY ITS MANAGER

...RESPONDENT

(BY SRI. NAGARAJA K, ADVOCATE)

THIS MFA IS FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 05.04.2019 PASSED IN MVC NO.5628/2017 ON THE FILE OF THE XXI ADDITIONAL SCJ AND XIX ACMM, MEMBER, MACT, BENGALURU SCCH-23, PARTLY ALLOWING THE CLAIM PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT OF COMPENSATION.

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

CORAM: HON'BLE MR. JUSTICE RAJESH RAI K

Digitally signed by
PANKAJA S
Location: HIGH
COURT OF
KARNATAKA



CNR: KAHC010179092021

ORAL JUDGMENT

1. The claimant, being dissatisfied with the compensation of Rs.71,520/- awarded by the Tribunal in MVC No.5628/2017 dated 05.04.2019, is in appeal.

2. The fact that the accident occurred and the further fact that the bus belonging to KSRTC is liable to pay the compensation are not in dispute.

3. The Tribunal, on assessment of evidence, has awarded the following sums as compensation:

Sl. No.	Particulars	Amount in (Rs.)
1.	Pain and sufferings including mental agony	20,000
2.	Medical expenses	41,250
3.	Conveyance, nourishment and nutritious food	10,000
	Total	71,520

4. Having regard to the nature, gravity and the lasting effects of the injuries suffered by the claimant, I deem it appropriate that instead of enhancing the sum under each head, it would be just and appropriate to award additional compensation of Rs.25,000/- as global compensation, in



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addition to what has been awarded by the Tribunal i.e., Rs.71,520/-. Thus, the claimant is held entitled to the total compensation of **Rs.96,520/-** as against Rs.71,520/-. However, no interest is awarded in respect of global compensation of Rs.25,000/-. Further, the appellant-claimant is not entitled for interest for the delayed period of 235 days in filing this appeal.

5. The respondent-KSRTC is directed to deposit the amount of additional compensation awarded within six weeks from the date of receipt of a certified copy of this judgment.

6. Accordingly, in modification of the impugned judgment and award of the Tribunal to the above extent, the appeal is ***partly allowed.***

Pending I.As., if any, stand disposed of.

SD/-
(RAJESH RAI K)
JUDGE

HKV
List No.: 1 Sl No.: 10