



CNR: KAHC010272902017

NC: 2026:KHC:40118
MFA No. 2539 of 2017

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF JULY, 2026

BEFORE

THE HON'BLE MRS. JUSTICE P SREE SUDHA

MISCELLANEOUS FIRST APPEAL NO.2539 OF 2017(MV-I)

BETWEEN:

KUNTAIAH
S/O JAVARAIAH,
AGED ABOUT 51 YEARS,
R/AT HOSAHALLI VILLAGE,
NANJANGUD TALUK
NOW R/AT C/O RAMESHA,
UDIGALA,
CHAMARAJNAGAR TALUK
CHAMARAJNAGAR DISTRICT - 571 313.

...APPELLANT

(BY SRI. MANJUNATH N.D, ADVOCATE (ABSENT))

AND:

Digitally signed
by
PADMASHREE
SHEKHAR
DESAI
Location: High
Court of
Karnataka

1. SIDDARAJU
S/O CHANNA NANJEGOWDA,
R/A MUKTHI COLONY,
BARAGI POST,
GUNDLUPET TALUK
CHAMARAJNAGAR DISTRICT - 571 330.

2. THE DIVISIONAL MANAGER
NEW INDIA ASSURANCE COMPANY LTD.,
CHAMUNDIPURAM
MYSURU DISTRICT - 570 001.

...RESPONDENTS

(BY SRI. S.V SUDHAKAR REDDY, ADVOCATE FOR R2 (ABSENT));



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VIDE ORDER DATED 26.10.2017, NOTICE TO R1 IS
DISPENSED WITH)

THIS MFA FILED U/S 173(1) OF MV ACT AGAINST THE
JUDGMENT AND AWARD DATED 20.08.2016 PASSED IN MVC
NO.277/2011 ON THE FILE OF THE ADDITIONAL DISTRICT &
SESSIONS JUDGE & MEMBER OF MACT, CHAMARAJANAGARA,
SITTING AT KOLLEGALA, PARTLY ALLOWING THE CLAIM
PETITION FOR COMPENSATION AND SEEKING ENHANCEMENT
OF COMPENSATION.

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

CORAM: HON'BLE MRS. JUSTICE P SREE SUDHA

ORAL JUDGMENT

This appeal is filed by the injured claimant seeking
enhancement of compensation. However, he has not
turned up.

2. On 21.07.2026, the matter was listed under the
caption "For Dismissal". Even today, there is no
representation on his behalf.

3. It is for the appellant to prosecute the appeal
with due diligence. However, he has failed to do so.



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Therefore, no purpose would be served by continuing the proceedings. Accordingly, the appeal is ***dismissed*** for non-prosecution.

**Sd/-
(P SREE SUDHA)
JUDGE**

TMP
List No.: 1 SI No.: 25