



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MRS. JUSTICE P SREE SUDHA

MISCELLANEOUS FIRST APPEAL NO. 6744 OF 2013 (WC)

BETWEEN:

SHANKARAPPA @ SHANKARA
S/O NARASAPPA
AGED ABOUT 33 YEARS
OCC:NIL (CLEANER CUM LOADER-UNLOADER)
RES AMRUTHANAGARA,
NEAR YELAHANKA
BYATARAYANAPURA
BANGALORE - 560064.

APPELLANT

(BY SRI. UMADEVAMMA M C.,ADVOCATE)

AND:

1. ASTURI L SHRAVAN
S/O LAKSHMINARAYANA
AGE MAJOR
NO.558, 1ST FLOOR, B H ROAD
GOWRIBIDANUR - 561208.
2. THE MANAGER
ORIENTAL INSURANCE CO LTD
44/45, LEO SHOPPING COMPLEX,
RESIDENCY ROAD
BANGALORE - 560025.

RESPONDENTS

(BY SRI. CR. RAVI SHANKAR., ADVOCATE FOR R2;

Digitally
signed by
PADMA SHREE
SHEKHAR
DESAI
Location: High
Court of
Karnataka



R1 SERVED AND UNREPRESENTED)

THIS MFA IS FILED U/S 30(1) OF W.C.ACT AGAINST THE JUDGMENT DATED 28.2.2013 PASSED IN WCA/NFC/CR-22/2011 ON THE FILE OF THE LABOUR OFFICER AND COMMISSIONER FOR WORKMEN COMPENSATION, SUB DIVISION-5, BANGALORE-29, DISMISSING THE CLAIM PETITION FOR COMPENSATION AND ETC.,

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

CORAM: HON'BLE MRS. JUSTICE P SREE SUDHA

ORAL JUDGMENT

Learned counsel appearing for the appellant has stated that she filed xerox copy of the DL and permit of the offending vehicle before the Tribunal, but it was not considered. As such she obtained certified copies from RTO of Chikkaballapura. Therefore, the said documents are received and matter is remanded back to the Tribunal with a specific direction to give reasonable opportunity to both sides for adducing evidence and for arguments and to dispose of the matter within two months.

2. Learned counsel appearing for respondent No.2 stated that, though owner of the vehicle appeared before the Tribunal, he has filed only written statement, he has not filed any document. In spite of granting a reasonable opportunity,



this Court finds that the claimant is not entitled for any interest from the date of accident i.e., 14.05.2007 to 30.06.2026. Accordingly, I pass the following:

ORDER

- i) The appeal is ***allowed*** and ***remanded***;
- ii) The Tribunal is specifically directed to give reasonable opportunity to both sides for adducing evidence, arguments and to dispose of the matter on merits by duly considering the entire evidence on record within 2 months from the date of the order as it is a matter of 2013;
- iii) Both the counsels are directed to co-operate with the Tribunal for disposal of the case within the stipulated time;
- iv) Registry is directed to send back the entire records including IAs to the Trial Court within 10 days;
- v) Both the parties are directed to appear before the Tribunal on 20.07.2026;



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vi) All contentions of the parties are kept open.

In view of disposal of main appeal, pending interlocutory application is disposed of.

Sd/-
(P SREE SUDHA)
JUDGE

PNV
List No.: 1 Sl No.: 35