



CNR: KAHC010553712022

NC: 2026:KHC:45978  
MFA No. 8091 of 2022

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 25<sup>TH</sup> DAY OF AUGUST, 2026**

**BEFORE**

**THE HON'BLE MR. JUSTICE RAJESH RAI K**

**MISCELLANEOUS FIRST APPEAL NO.8091 OF 2022(MV-D)**

**BETWEEN:**

1. SRI APPAIAHANNA  
S/O NARAYANAPPA  
AGED ABOUT 62 YEARS
2. SMT RADHAMMA  
D/O KENCHAPPA  
AGED ABOUT 57 YEARS
3. SRI DODDE GOWDA G A  
S/O APPAIAHANAMMA  
AGED ABOUT 34 YEARS
4. SRI LAKSHMANA G A  
S/O APPAIAHANNA  
AGED ABOUT 30 YEARS

THE APPELLANTS ARE RESIDING AT  
GOPASANDRA, IBASANDRA  
BENGALURU RURAL  
KARNATAKA -562 129

...APPELLANTS

(BY SRI. R.V SHIVANANDA REDDY, ADVOCATE)

**AND:**

Digitally signed  
by PANKAJA S  
Location: HIGH  
COURT OF  
KARNATAKA



CNR: KAHC010553712022

NC: 2026:KHC:45978  
MFA No. 8091 of 2022

1. ORIENTAL INSURANCE CO LTD.,  
O D CLAIMS CELL, 4<sup>TH</sup> FLOOR, 44/45  
LEO SHOPPING COMPLEX  
RESIDENCY ROAD CROSS  
BENGALURU -560 025
2. K.S.R.T.C  
TRANSPORT HOUSE  
K.H. ROAD,  
SHANTHINAGAR  
BENGALURU-560 027

...RESPONDENTS

(BY SRI. GOVINDARAJAN R, ADVOCATE FOR  
SMT. PADMAJA B.S, ADVOCATE FOR R1,  
SMT. SUMANGALA A SWAMY, ADVOCATE FOR R2)

THIS MFA IS FILED U/S 173(1) OF MV ACT, AGAINST  
THE JUDGMENT AND AWARD DT.01.07.2022 PASSED IN MVC  
NO.7086/2019 ON THE FILE OF THE CHIEF JUDGE, COURT OF  
SMALL CAUSES AND MEMBER, PRL. MACT, BENGALURU,  
(SCCH-1), 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:



**NC: 2026:KHC:45978  
MFA No. 8091 of 2022**

**CNR: KAHC010553712022**

CORAM: HON'BLE MR. JUSTICE RAJESH RAI K

**ORAL JUDGMENT**

1. The appeal is filed seeking for enhancement of compensation awarded in M.V.C.No.7086/2019 vide judgment and award dated 01.07.2022 for the accidental death of one Ramappa G.A.

2. It is not in dispute that, as a result of the motor vehicle accident which occurred on 19.08.2019, Ramappa G.A., a 27 years old died.

3. It is not in dispute that the offending vehicle was belonging to the KSRTC.

4. The Tribunal, on assessment of the evidence adduced before it, has come to the conclusion that the driver of the offending vehicle was responsible for the accident which has resulted in the death of Ramappa G.A. The Tribunal has thereafter proceeded to award the following sums as compensation:



NC: 2026:KHC:45978  
MFA No. 8091 of 2022

CNR: KAHC010553712022

| Sl. No. | Particulars                                                         | Amount in (Rs.)  |
|---------|---------------------------------------------------------------------|------------------|
| 1.      | Towards loss of dependency                                          | 19,99,200        |
| 2.      | Towards loss of estate                                              | 15,000           |
| 3.      | Towards funeral expenses                                            | 15,000           |
| 4.      | Towards filial consortium to petitioner Nos.1 and 2 @ 40,000/- each | 80,000           |
|         | <b>Total</b>                                                        | <b>21,09,200</b> |

5. The Tribunal has rightly determined the monthly income of the deceased notionally at Rs.14,000/-. As the deceased was aged 27 years at the time of the accident, the Tribunal has rightly added 40% towards future prospects and deducted 50% of his income towards personal and living expenses, he being a bachelor. The Tribunal has also rightly adopted the multiplier of '17'. Accordingly, the Tribunal has awarded a sum of **Rs.19,99,200/-** towards "loss of dependency", which does not call for any interference.

6. The claimants, being the parents and siblings of the deceased, each would be entitled to a sum of **Rs.48,400/-** towards "loss of consortium" i.e., in all **Rs.1,93,600/-** (48,400



CNR: KAHC010553712022

NC: 2026:KHC:45978  
MFA No. 8091 of 2022

x 4) and they would also be entitled to a sum of **Rs.36,300/-** under the "*conventional heads*".

7. Thus, the claimants, in modification of the impugned award, would be entitled to the following sums:

| Sl. No. | Particulars        | Amount (In Rs.)  |
|---------|--------------------|------------------|
| 1.      | Loss of Dependency | 19,99,200        |
| 2.      | Loss of Consortium | 1,93,600         |
| 3.      | Conventional Heads | 36,300           |
|         | <b>Total</b>       | <b>22,29,100</b> |

8. Accordingly, the claimants would be entitled for compensation of **Rs.22,29,100/-** as against Rs.21,09,200/- along with interest at the rate of 6% per annum from the date of petition till its realization.

9. The KSRTC is directed to deposit the compensation amount, together with accrued interest, within a period of six weeks from the date of receipt of a certified copy of this judgment.



CNR: KAHC010553712022

NC: 2026:KHC:45978  
MFA No. 8091 of 2022

10. The apportionment of compensation amount shall be in terms of the award of the Tribunal.

11. The appeal is accordingly ***allowed in part.***

12. The amount in deposit if any, shall be transmitted to the Tribunal.

**SD/-  
(RAJESH RAI K)  
JUDGE**

CR  
List No.: 1 Sl No.: 23