CNR: KAHC010278022018

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MS. JUSTICE TARA VITASTA GANJU

MISCELLANEOUS FIRST APPEAL NO. 1316 OF 2018 (MV-D)

BETWEEN:

SHRI RAM GENERAL INS. CO. LTD.,
RAJASTHAN,
REP. BY ITS NEAREST DIVISIONAL OFFICE,
DIVISIONAL MANAGER,
PRIYADARSHINI, 1ST FLOOR,
NEAR CITY BUS STAND,
UDUPI,

NOW BY

SHRIRAM GENERAL INSURANCE CO. LTD.,
5/4, 3RD CROSS, S.V.ARCADE,
BELAKANAHALLI MAIN ROAD,
OPP: BANNERAGHATTA MAIN ROAD,
II M.B.POST, BANGALORE-560 076,
BY ITS MANAGER.

...APPELLANT

(BY SRI. O.MAHESH., ADVOCATE)

Digitally signed by JAI JYOTHI J
Location: HIGH COURT OF KARNATAKA

AND:

1. BAIKADY SULAIMAN
   AGED ABOUT 53 YEARS,
   S/O. BAIKADY AHAMMED,

2. ZUBEDA SULAIMAN
   AGED ABOUT 45 YEARS,
   W/O. BAIKADY SULAIMAN,

3. FARHATH
   AGED ABOUT 24 YEARS,
   D/O. BAIKADY SULAIMAN,

4. ARFATH SULAIMAN BAIKADY
AGED ABOUT 24 YEARS,
S/O. BAIKADY SULAIMAN,

5. AFRA THASKEEM
AGED ABOUT 17 YEARS,
D/O. BAIKADY SULAIMAN,
MINOR, BY N/G MOTHER 2ND RESPONDENT,

ALL ARE R/O. D. NO. A-304,
3RD FLOOR, SPANDANA APARTMENT,
SANTHEKATTE, KALYANPURA,
UDUPI TALUK AND DISTRICT-576 101.

6. MRS. SRIMATHI
MAJOR,
W/O. ASHOK POOJARY,
R/O. H. NO.1-51C,
HOSAMANE, ATHRADI POST,
ATHRADI, UDUPI TALUK AND DISTRICT.

…RESPONDENTS

(BY SRI. D.SADASHIVA., ADVOCATE FOR R1-R4
R5-MINOR REPRESENTED BY R2;
NOTICE TO R6-DISPENSED WITH-V/O/DATED:08.02.2019)

THIS MFA FILED U/S 173(1) OF MV ACT AGAINST THE JUDGMENT AND AWARD DATED 27.11.2017 PASSED IN MVC NO.493/2016 ON THE FILE OF THE PRINCIPAL SENIOR CIVIL JUDGE & ADDITIONAL MACT, UDUPI, AWARDING COMPENSATION OF RS. 22,98,000/- WITH INTEREST AT 9% P.A. FROM THE DATE OF PETITION TILL FULL AND FINAL REALIZATION.

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

CORAM: **HON'BLE MS. JUSTICE TARA VITASTA GANJU**

ORAL JUDGMENT

1. None appears for the appellant.

2. On the last two dates of hearing also, there was no presence of the counsel for the appellant and the following orders were passed on 07.10.2026 and 27.10.2026.

> ***"07.10.2026:***
>
> *1. None appears for the appellant. In the interest of justice, adverse orders are deferred.*
> *2. List on 27.10.2026.*
>
> ***27.10.2026:***
>
> *1. On the last date of hearing on 07.10.2026, the following order was passed:*
>
> *"1. None appears for the appellant. In the interest of justice, adverse orders are deferred.*
> *2. List on 27.10.2026."*
>
> *2. None appears for the respondent.*
>
> *3. The learned counsel for the appellant requests for an adjournment.*
>
> *4. At his request, list on 29.10.2026.*
>
> *5. It is made clear that no further adjournment will be granted to either party.*

3. Learned counsel for the respondent submits that the matter has been settled in Lok Adalath, though no settlement report is forthcoming from the records.

4. However, keeping in view the submission of the learned counsel for the respondent, the appeal is ***dismissed***, reserving liberty to the appellant to revive this matter in the event that the matter has not been settled. All pending applications stand closed.

Digitally signed by
TARA VITASTA GANJU
Location: HIGH COURT
OF KARNATAKA

(TARA VITASTA GANJU)
JUDGE

KS
List No.: 1 Sl No.: 44