HC-KAR
CNR: KAHC010760022026

NC: 2026:KHC:65591
WP No. 34713 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT PETITION NO. 34713 OF 2026 (GM-AC)

BETWEEN:

1. THE DIVISIONAL MANAGER
BAJAJ ALLIANZ GENERAL
INSURANCE COMPANY LTD.,
DIVISIONAL OFFICE,
1ST FLOOR, MUNICIPAL NO 2-1-1
(1 TO 3), BOLOOR VILLAGE,
CHILIMBI, OPP SUPER MARKET,
MANGALORE-576006.

NOW REP BY
THE MANAGER, SANTHOSH NIRWAN.
BAJAJ GENERAL INSURANCE LTD.,
4TH FLOOR, GOLDEN HEIGHTS BUILDING,
NO.1/2, 59TH C CROSS,
INDL. SUBURB, RAJAJINAGAR,
BENGALURU - 560010.

NOTE- BAJAJ ALLIANZ G.I.C LTD AND
BAJAJ GEN-INS. LTD BOTH ARE SAME
[COMPANY REGISTERED UNDER COMPANY
ACT-1956]

…PETITIONER

(BY SRI. B. PRADEEP.,ADVOCATE)

AND:

1. DINESH DEVADIGA

S/O. NARAYANA DEVADIGA,
AGED ABOUT 32 YEARS,
REP BY N/F GUARDIAN
BROTHER - UMESH
S/O. NARAYANA DEVADIGA,
AGED ABOUT 40 YEARS,
R/O BHAKYARU KODI,
KEMMANNU, NITTE POST AND VILLAGE,
KARKALA TALUK,
UDUPI DIST-574110.

2. UDAYA SHETTY
S/O LATE LOKAYYA SHETTY,
AGED ABOUT 49 YEARS,
R/O GOLIDADU HOUSE,
INNA POST AND VILLAGE,
KARKALA TALUK,
UDUPI DISTRICT - 576121

…RESPONDENTS

THIS WP IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASHING THE DISMISSAL ORDER AT ANNX-F DATED 18.05.2026 AND DIRECT THE COURT OF THE SENIOR CIVIL JUDGE AND AMACT, KARKALA TO PERMIT THE PETITIONER TO REFER THE CLAIMANT TO THE MEDICAL BOARD FOR ASSESSMENT OF DISABILITY IN MVC NO. 02/2023 BY DIRECTING THE COURT OF THE SENIOR CIVIL JUDGE AND AMACT, KARKALA TO AFFORD AN OPPORTUNITY TO THE PETITIONER TO PROVE THE CASE IN MVC NO. 02/2023 ON MERITS.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE C.M. POONACHA

HC-KAR
CNR: KAHC010760022026

NC: 2026:KHC:65591
WP No. 34713 of 2026

ORAL ORDER

1. Learned counsel for the petitioner has filed a memo dated 24.11.2026 to withdraw the writ petition. The said memo reads as under:

> *"(a) Issue a writ of Certiorari or any other order quashing the dismissal order at Annexure F dated 18/05/2026 and direct the Court of the Senior Civil Judge and AMACT, Karkala, to permit the petitioner to refer the claimant to the Medical Board for assessment of disability in MVC No.02/2023 by directing the Court of the Senior Civil Judge and AMACT, Karkala to afford an opportunity to the petitioner to prove the case in MVC No.02/2023 on merits, in the interest of justice.*
>
> *(b) Pass such other Writ or Order or Orders is this Hon'ble Court deems fit, under the facts and circumstances of the case, in the interest of justice and equity."*

2. In view of the memo, writ petition is dismissed as withdrawn.

Digitally signed by Justice CHEPPUDIRA MONNAPPA POONACHA
26/11/2026 11:25

(C.M. POONACHA)
JUDGE

BS
List No.: 1 Sl No.: 3