NC: 2025:KHC-K:186
MFA No. 202073 of 2024

IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 15TH DAY OF JANUARY, 2025

BEFORE

THE HON'BLE MR. JUSTICE C M JOSHI

MISCL. FIRST APPEAL NO.202073 OF 2024 (MV-I)

BETWEEN:

UNITED INDIA INSURANCE CO. LTD.,
THROUGH ITS DIVISIONAL MANAGER,
OPP. SANGAM TALKIES, SUPER MARKET,
KALABURAGI-585 101,
NOW REPRESENTED BY AUTHORISED SIGNATORY.

...APPELLANT

(BY SRI. S.S. ASPALLI, ADVOCATE)

AND:

1. SMT. INDIRABAI W/O SHARANAPPA,
   AGED ABOUT 51 YEARS,
   OCC: COOLIE WORK, NOW NIL,
   R/O SHASTRI CHOWK, SHAHABAD,
   TQ. SHAHABAD,
   DIST. KALABURAGI-585 228.

2. BHIMASHANKAR S/O BASAVARAJ,
   AGE: MAJOR, OCC: BUSINESS,
   R/O 94, POLICE QUARTERS,
   BASAVESHWAR NAGAR, SHAHABAD,
   DIST. KALABURAGI-585 228,
   (OWNER OF TAVERA FOUR WHEELER
   BEARING NO.KA-26/M-1638).

...RESPONDENTS

Digitally signed by LUCYGRACE
Location: HIGH COURT OF KARNATAKA

THIS MFA IS FILED UNDER SECTION 173(1) OF THE MOTOR VEHICLES ACT, PRAYING TO SET ASIDE THE JUDGMENT AND AWARD DATED 11.03.2024 IN MVC NO.1146/2022 PASSED BY THE I ADDL. SENIOR CIVIL JUDGE AND MACT, KALABURAGI, BY ALLOWING THE ABOVE APPEAL.

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

CORAM: HON'BLE MR. JUSTICE C M JOSHI

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE C M JOSHI)

Heard the learned counsel appearing for the appellant.

The valuation of the appeal is less than Rs.1,00,000/- and therefore, the appeal is not maintainable as provided under Section 173 of the Motor Vehicles Act, 1988. Hence, the appeal is dismissed as not maintainable. However, the dismissal of this appeal will not affect the contentions raised in other appeals.

Sd/-
(C M JOSHI)
JUDGE

LG
List No.: 1 Sl No.: 23