IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 27TH DAY OF JANUARY, 2025

PRESENT

THE HON'BLE MR JUSTICE S.SUNIL DUTT YADAV

AND

THE HON'BLE MR JUSTICE RAJESH RAI K

MISCL. FIRST APPEAL NO. 201352 OF 2018 (MV-D)

BETWEEN:

1. DIGAMBER
   S/O NARSINGRAO KALE,
   AGED: MAJOR, OCC: BUSINESS
   R/O VILLAGE GANESHPUR(A),
   TQ: AURAD, DIST: BIDAR.

2. TANAJI S/O DIGAMBAR RAO
   AGED: MAJOR, OCC: DRIVER
   R/O VILLAGE GANESHPUR(A),
   TQ: AURAD, DIST: BIDAR.

...APPELLANTS

Digitally signed by RAMESH MATHAPATI
Location: HIGH COURT OF KARNATAKA

(BY SRI SANDEEP VIJAYKUMAR PATIL, ADVOCATE)

AND:

1. SMT. SWARUPA
   W/O LAGTE GNYANESHWAR,
   AGED ABOUT: 33 YEARS,
   OCC: HOUSEWIFE

2. GANESH S/O LAGTE GNYANESHWAR,
   AGED ABOUT: 13 YEARS, U/G OF 1 ST CLAIMANT

3. MAHESH S/O LAGTE GNYANESHWAR,
   AGED ABOUT: 11 YEARS,
   U/G OF 1 ST CLAIMANT

4. DENISH S/O LAGTE GNYANESHWAR,
AGED ABOUT: 09 YEARS,
U/G OF 1 ST CLAIMANT

5. MANGALABAI W/O RAMRAO
AGED ABOUT: 48 YEARS
OCC: HOUSEWIFE

ALL ARE R/O VILLAGE DADDASPUR
TQ & DIST: BIDAR – 585401.

6. YADULLA S/O CHANDSAB
AGED ABOUT: MAJOR,
OCC: MANDAKANEHALLI
TQ & DIST: BIDAR – 585401.

…RESPONDENTS

(BY SMT VEERANI V. NANDI, ADV. FOR
SRI RAVI B. PATIL, ADV'S)

THIS MFA IS FILED U/S. 173(1) OF MV ACT, BY THE ADVOCATE FOR APPELLANT PRAYING THAT THIS HON BLE COURT MAY BE PLEASED TO ALLOW THIS APPEAL AND SET ASIDE THE JUDGMENT AND AWARD DATED-06.06.2018 IN M.V.C.NO.529/2015 ON THE FILE OF BEFORE THE ADDL. MACT PRL. SENIOR CIVIL JUDGE AND CJM AT BIDAR.

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

CORAM: HON'BLE MR JUSTICE S.SUNIL DUTT YADAV
AND
HON'BLE MR JUSTICE RAJESH RAI K

ORAL JUDGMENT

(PER: HON'BLE MR JUSTICE S.SUNIL DUTT YADAV,)

Learned counsel for the appellants files a memo and submits that the claim has been satisfied in the execution proceedings. The learned counsel for the respondents also submits that matter has been settled.

2. In light of the said submission, the appeal is disposed off as not calling for any adjudication.

3. In light of the disposal of the said appeal, the statutory amount to be refunded to the appellants.

Sd/-
(S.SUNIL DUTT YADAV)
JUDGE

Sd/-
(RAJESH RAI K)
JUDGE

MSR
List No.: 1 Sl No.: 8
CT: PS