

No.HD 286 TMA 83

Karnataka Government Secretariat,
"Vidhana Soudha"
Bangalore, dated the 11th April '84

CIRCULAR

Subject: Payment of compensation under Solatium Fund Scheme.

Reference:1. Government Circular No.HD 287 TMA 83 dated 27.10.1983.

2. Message dated 2.2.1984 from the Deputy Commissioner, Belgaum.

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In para 2 of Circular dated 27.10.1983, it was stated inter alia, that the amount of compensation paid from the Solatium Fund is independent and should not be deducted out of the compensation determined or awarded by the Tribunal or any other Court including the amount of Rs.15,000/- in case of death and Rs.7,500/- in case of permanent disablement under Section 92-A of the Motor Vehicles Act,1939.

The Deputy Commissioner, Belgaum has in his message dated 2.2.1984 sought clarification as to whether an amount to be awarded under the amended Section 109A is to be refunded from the amount of compensation awarded under Section 92A or 110 as specified under amended section 109-B.

The matter has been examined by the Government. It is hereby clarified that the payment of compensation under Section 109A shall be subject to the condition that if any compensation or any other amount in lieu of compensation is awarded in respect of death or grievous hurt under any other provision of the Motor Vehicles Act,1939 or any other law, the amount of compensation equal to the amount of compensation paid under section 109-A shall be credited to the Solatium Fund by way of refund.

M. Venkataswamy
(M. Venkataswamy) 11/4/84
Deputy Secretary to Government,
Home department.

Copy to:

1. All the Secretaries to Government.
2. All the Heads of departments.
3. All Presiding Officers of Motor Accidents Tribunals, (District Judges).
4. All Deputy Commissioners in charge of districts.
5. All the Assistant Commissioners of Sub.Divisions.
6. All the Tahsildars of taluks.
7. All the Superintendents of Police of the Districts.

r/mkg.

Handwritten notes:
27/10/83
27/10/83

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