

15/1/20

भारत सरकार GOVERNMENT OF INDIA
रेल मंत्रालय MINISTRY OF RAILWAYS
(रेलवे बोर्ड RAILWAY BOARD)

No. 2018/TC(RCT)/1-2

New Delhi, dated : 10.01.2020

The Registrar,
Railway Claims Tribunal,
Principal Bench,
13/15, Mall Road, Delhi—110054.

Sub:- Amendment to Rule-8 of Railway Claims Tribunal (Procedure) Rules, 1989 regarding places for filing claim application.

A copy of Gazette Notification No.G.S.R.21(E) dated 10th January, 2020 published in The Gazette of India (Extraordinary) for amendment to Rule-8 of Railway Claims Tribunal (Procedure) Rules, 1989, regarding places for filing claim application is enclosed. This may please be uploaded in the web-site of RCT, given wide publicity and brought to the notice of all concerned.

Encl: As above (3 pages).


(K C Dash)
10/01/2020

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Railway Board
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Copy to:-

1. The Principal Chief Commercial Managers, Zonal Railways.
2. The Chief Claim Officers, Zonal Railways.
3. The Principal Financial Advisers, Zonal Railways.
4. The Principal Director of Audit, Northern Railway, New Delhi.
5. Deputy Comptroller and Auditor General of India (Railways), Room No. 224, Rail Bhavan, New Delhi.
6. ADAI (Railways), 10, Bahadur Shah Zafar Marg, New Delhi.
7. The Principal, National Academy of Indian Railways, Vadodara-390001.
8. The Secretary, Department of Legal Affairs, Ministry of Law & Justice, Shastri Bhawan, New Delhi.
9. The Assistant Legislative Counsel, Legislative Department, Ministry of Law & Justice, Shastri Bhawan, New Delhi.
10. The General Secretary/AIRF, Room No.253, Rail Bhavan.
11. The General Secretary/NFIR, Room No.256-E, Rail Bhavan.
12. The Managing Director/Centre for Railway Information System (CRIS), Chanakyapuri.
13. CRB, FC, MT, M(RS), MS, ME, M(Traction), M(S&T), M(MM), DG/RPF, DG/RHS & Secy/RB.
14. PS/MR, EDPG/MOS(R).
15. PED/C(R&M), PED/Finance, ED(PG), EDF(E), EDCC and Dir/Claims.
16. F(E)I, TC-III, E(O)II, Parliament Branch & Legal Cell/RB.



भारत का राजपत्र The Gazette of India

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असाधारण
EXTRAORDINARY
भाग II—खण्ड 3—उप-खण्ड (i)
PART II—Section 3—Sub-section (i)
प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं. 19]
No. 19]

नई दिल्ली, शुक्रवार, जनवरी 10, 2020/पौष 20, 1941
NEW DELHI, FRIDAY, JANUARY 10, 2020/ PAUSHA 20, 1941

रेल मंत्रालय
(रेलवे बोर्ड)
अधिसूचना

नई दिल्ली, 10 जनवरी, 2020

सा.का.नि. 21(अ).—केन्द्र सरकार, रेल दावा अधिकरण अधिनियम, 1987 (1987 का 54) की धारा 30 के उपखंड (2) के खंड (ग), (ड), (च) और (छ) के द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, रेल दावा अधिकरण (प्रक्रिया) नियम, 1989 में और संशोधन करने के लिए एतद्वारा निम्नलिखित नियम बनाती है, अर्थात:-

1. संक्षिप्त नाम एवं प्रारंभ-(1) इन नियमों को रेल दावा अधिकरण (प्रक्रिया) संशोधन नियम, 2020 कहा जाएगा.
(2) ये सरकारी राजपत्र में इनके प्रकाशन की तारीख को प्रवृत्त होंगे.
2. रेल दावा अधिकरण (प्रक्रिया) नियम, 1989 में, नियम 8 के लिए, निम्नलिखित नियम को प्रतिस्थापित किया जाए, अर्थात:-

"8. दुर्घटना या अप्रिय घटनाओं संबंधी दावों में प्रतिकर के लिए आवेदन फाइल करने का स्थान—रेल अधिनियम, 1989 (1989 का 24) की धारा 124 या 124-क के अधीन संदेय प्रतिकर के लिए आवेदन, जहां दुर्घटना अथवा अप्रिय

घटना होती है या जहां दावेदार सामान्यतया निवास करता है, उस स्थान पर प्रादेशिक अधिकारिता रखने वाली न्यायपीठ के समक्ष फाइल किया जाए."

[फा. सं. 2018/टीसी(आरसीटी)/1-2]

विवेक श्रीवास्तव, कार्यपालक निदेशक (लोक शिकायत)

नोट : मूल नियम अधिसूचना सं. सा.का.नि. 842 (अ.) तारीख 19 सितम्बर, 1989 के द्वारा भारत के राजपत्र, असाधारण, भाग II, खंड 3, उपखंड (i) में प्रकाशित किए गए थे तथा तत्पश्चात निम्नानुसार संशोधित किए गए :-

- (1) सा.का.नि. 700 (अ), तारीख 26 नवम्बर, 1991;
- (2) सा.का.नि. 438 (अ), तारीख 28 अप्रैल, 1992;
- (3) सा.का.नि. 509 (अ), तारीख 15 जून, 1994;
- (4) सा.का.नि. 270 (अ), तारीख 8 जुलाई, 1996;
- (5) सा.का.नि. 59 (अ), तारीख 6 फरवरी, 1997;
- (6) सा.का.नि. 719 (अ), तारीख 26 अक्टूबर, 1999;
- (7) सा.का.नि. 167 (अ), तारीख 29 फरवरी, 2000;
- (8) सा.का.नि. 513 (अ), तारीख 9 जुलाई, 2001;
- (9) सा.का.नि. 787 (अ), तारीख 2 दिसम्बर, 2002;
- (10) सा.का.नि. 384 (अ), तारीख 1 नवम्बर, 2003;
- (11) सा.का.नि. 66 (अ), तारीख 16 फरवरी, 2006;
- (12) सा.का.नि. 498 (अ), तारीख 23 अगस्त, 2006;
- (13) सा.का.नि. 283 (अ), तारीख 11 अप्रैल, 2007;
- (14) सा.का.नि. 96 (अ), तारीख 22 फरवरी, 2010;
- (15) सा.का.नि. 711 (अ), तारीख 17 सितम्बर, 2015;
- (16) सा.का.नि. 464 (अ), तारीख 28 अप्रैल, 2016;
- (17) सा.का.नि. 332 (अ), तारीख 5 अप्रैल, 2017;
- (18) सा.का.नि. 1060 (अ), तारीख 23 अगस्त, 2017;
- (19) सा.का.नि. 816 (अ), तारीख 28 अगस्त, 2018;
- (20) सा.का.नि. 1136 (अ), तारीख 26 नवम्बर, 2018;
- (21) सा.का.नि. 546 (अ), तारीख 01 अगस्त, 2019;
- (22) सा.का.नि. 575 (अ), तारीख 16 अगस्त, 2019;
- (23) सा.का.नि. 646 (अ), तारीख 12 सितंबर, 2019 और
- (24) सा.का.नि. 941 (अ), तारीख 20 दिसंबर, 2019.

MINISTRY OF RAILWAYS

(RAILWAY BOARD)

NOTIFICATION

New Delhi, the 10th January, 2020

G.S.R. 21(E).—In exercise of the powers conferred by clauses (c), (e), (f) and (g) of sub-section (2) of section 30 of the Railway Claims Tribunal Act, 1987 (54 of 1987), the Central Government hereby makes the following rules further to amend the Railway Claims Tribunal (Procedure) Rules, 1989, namely :-

1. **Short title and commencement.**—(1) These rules may be called the Railway Claims Tribunal (Procedure) Amendment Rules, 2020.
(2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Railway Claims Tribunal (Procedure) Rules, 1989, for rule 8, the following rule shall be substituted, namely:-
“8. **Place of filing application for compensation in accident or untoward incident claim.**- An application for compensation payable under section 124 or 124-A of the Railways Act, 1989 (24 of 1989) may be filed before the Bench having territorial jurisdiction over the place where the accident or untoward incident occurs or where the claimant normally resides”.

[F. No. 2018/TC(RCT)/1-2]

VIVEK SRIVASTAVA, Executive Director (Public Grievances)

Note: The Principal rules were published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) vide notification number G.S.R.842(E) dated the 19th September, 1989 and subsequently amended as follows:-

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| 1. G.S.R. 700(E), dated the 26 th November, 1991; | 13. G.S.R. 283(E), dated the 11 th April, 2007; |
| 2. G.S.R. 438(E), dated the 28 th April, 1992; | 14. G.S.R. 96(E), dated the 22 nd February, 2010; |
| 3. G.S.R. 509(E), dated the 15 th June, 1994; | 15. G.S.R. 711(E), dated the 17 th September, 2015; |
| 4. G.S.R. 270(E), dated the 8 th July, 1996; | 16. G.S.R. 464(E), dated the 28 th April, 2016; |
| 5. G.S.R. 59(E), dated the 6 th February, 1997; | 17. G.S.R. 332(E), dated the 5 th April, 2017; |
| 6. G.S.R. 719(E), dated the 26 th October, 1999; | 18. G.S.R. 1060(E), dated the 23 rd August, 2017; |
| 7. G.S.R. 167(E), dated the 29 th February, 2000; | 19. G.S.R. 816(E), dated the 28 th August, 2018; |
| 8. G.S.R. 513(E), dated the 9 th July, 2001; | 20. G.S.R. 1136(E), dated the 26 th November, 2018; |
| 9. G.S.R. 787(E), dated the 2 nd December, 2002; | 21. G.S.R. 546(E), dated the 1 st August, 2019; |
| 10. G.S.R. 384(E), dated the 1 st November, 2003; | 22. G.S.R. 575(E), dated the 16 th August, 2019; |
| 11. G.S.R. 66(E), dated the 16 th February, 2006; | 23. G.S.R.646(E), dated the 12 th September, 2019 and |
| 12. G.S.R. 498(E), dated the 23 rd August, 2006; | 24. G.S.R. 941(E), dated the 20 th December, 2019. |