

FORM II

Application for compensation under Section 16 of the Act in respect of claims for compensation for death and injury as a result of train accident or untoward incident

[See Rule 5 of the Railway Claims Tribunal (Procedure) Rules, 1989]

Application under Section 16 of the Act in respect of claims for compensation arising out of accident to a train.

PART I

Title of the case:

**PART II
INDEX**

Sl. No.	Description of documents attached	Page No.
1.	Application	
2.		
3.		
4.		
5.		
6.		

Signature of the Applicant

For use in Tribunal's Office.

Date of filing
Or
Date of Receipt by post
Registration No.
Signature for Registrar.

“PART III
PROFORMA FOR APPLICATION FOR COMPENSATION UNDER
THE RAILWAY CLAIMS TRIBUNAL ACT
BEFORE THE RAILWAY CLAIMS TRIBUNAL AT

O.A...../.....

1. Applicant(s)

Vs.

Union of India by Respondent(s)
General Manager,(Zone)
.....(Place)

APPLICATION FOR COMPENSATION FOR DEATH/INJURIES IN ACCIDENT/UNTOWARD INCIDENT

I. Personal details of the applicant(s):

1. Name(s) of the applicant(s) with father's/husband's name and residence:
.....
.....
2. Name, father's name and age of the person injured/dead (husband's name in the case of married woman or widow):
.....
.....
3. Full address of the person injured/dead:
.....
.....
4. Occupation of the person injured/dead:
5. Name and address of the employer of the deceased, if any:
.....
.....
6. In case of death, was the victim married: Yes () No ()
(Tick what is appropriate; leave as blank which is not applicable or score off the same)
(i) (a) If yes, name of the spouse:
Name(s) of child(ren) irrespective of the marital status:
.....
.....
(b) Have all the above named persons been impleaded in the application? Yes () No ()
(c) If no, why? :

.....
(d) Was the deceased in relationship of the nature of marriage with anyone? Yes () No ()

(e) If yes, the name of the person:

(f) If there is/are child(ren) through the relationship, his/her/their name(s):

.....
(g) If parent(s) is/are alive? Yes () No (). Is/are she/he/they dependant(s)? Yes () No ()

(h) If yes, name(s) of the surviving parent(s):

.....
(i) In the event of the pre-decease of parent(s) date(s) of death:

(ii) (a) If not married,

Name(s) of surviving parent(s):

.....
(b) Is/are there minor brother(s) who is/are dependant(s) on deceased? Yes () No ()

If yes, his/their name(s):

.....
(c) Is/are there unmarried sister(s)? Yes () No ()

If yes, her/their name(s):

.....
7. Documents filed to prove the identity and relationship for deceased victim:

(i) (a) Aadhaar of applicant(s) with number(s) and address(es) of applicant(s):

.....
(b) If Aadhaar is not filed for any of the applicants, is there any other proof of identity? Yes ()

No ()

If yes, describe the document(s) other than the type of document mentioned in (ii) or (iii) below and the name of the issuing authority:

.....
(ii) Election ID card for major applicant(s):

.....
(iii) Ration card:

(a) The issuing authority and the year of issue:

.....
(b) Name(s) of member(s) of the family:

.....
Note: If no proof of identity is filed for any of the applicants, the application will be summarily rejected.

8. Did the injured victim/deceased have mobile telephone? Yes () No ()

(a) If yes, the phone number and name of the operator:

.....
(b) Did the victim make a phone call to any relative/friend at/or/during travel or just before the accident/untoward incident? Yes () No ()

(c) If yes, the name of the person to whom the call was made with phone number:.....

II. Travel details of the injured victim or deceased:

1. (a) Was she/he a passenger () a visitor at the platform () or Railway staff ()
(b) If she/he was a passenger or visitor at the platform, ticket/railway pass details,
Ticket No: _____ Date: dd/mm/yyyy Time of issue: 00/00 hours

(c) The intervening stations as mentioned, if any, in the ticket:
.....

(d) Whether the alleged site of the incident falls within the route described above:
Yes () No ()
(e) If railway pass, the pass no.: valid from: dd/mm/yyyy to
dd/mm/yyyy
(f) If railway staff, designation and proof:
(g) If she/he was a passenger, was the ticket handed over or recovered by the police?
Yes () No ()
(h) Was a seizure memo prepared? Yes () No ()
(i) If yes, time of preparation, the article seized and the names of persons who have
signed in the memo as witness thereof:
.....

(j) If no, state if any other object handed over to police or recovered from the victim:
Purse/wallet () Diary () Employee ID () Aadhaar () Election ID () Credit/debit card(s)
of Bank(s) () Cash () Amount: Rs. _____ Bag(s) ()
(k) Any other object(s):
.....
2. Do you know the details of the journey that the victim was undertaking, viz. the station of origin and destination station? Yes () No ().
(a) If yes, give the details with station of origin to destination station for the victim:
.....
.....

(b) Do you know the name of the train and train number in which the victim travelled or attempt to travel? Yes () No ()
(c) If yes, give the details of the train:
(d) If no, have you collected details from the GRP/RPF or Station Superintendent? Yes () No ()
(e) If no information was collected, furnish details of the names of trains (to the extent possible) that may have passed in the direction where the victim was found in a range of 2 hours before and after the time when incident is suspected to have happened:
.....
.....
3. (a) Was/were there a known co-passenger(s) with the victim of accident/untoward incident?
Yes () No ()
(b) If yes, name(s) of co-passenger(s) and nature of relationship through blood or friendship in social circle or at work:
.....
.....
4. (a) Was there an eyewitness to the victim's travel? Yes () No ()

- (b) If yes, name(s) of the person(s):
-
- (c) Has she/he given any statement to the police at the time of inquest or at any other time during police investigation:
-
-

III. Details of accident/untoward incident:

1. If accident,
 - (a) Nature of accident: Derailment () Collision between trains () Collision between train and any other motor vehicle () or any other non-motor vehicle ()
 - (b) In case of derailment, the station at or near the place where the accident took place:
 -
 - (c) If collision between train, the trains that were involved in the accident and the place at or near where the place the accident took place:
 -
 - (d) If collision with any other vehicle or contrivance carrying passengers or goods, was it at manned () or unmanned () crossing at or near the place where the accident took place:
 -
 - (e) Was the name published as among list of victims? Yes () No ()
 - (f) If yes, was any ex-gratia payment made? Yes () No ()
 - (g) If yes, the amount paid and the person to whom paid with relationship:
 -
 - (h) Documents filed:
 - (i) Copy of statutory report of accident: ()
 - (ii) Newspaper report: ()
 - (iii) Voucher for payment of ex-gratia, if any: ()
 - (iv) Any other information or documentary evidence that may be necessary or helpful in the disposal of the claim:
 -
2. If untoward incident, tick one of the boxes applicable:
 - a. Terrorist attack ()
 - b. Robbery/dacoity /violent attack ()
 - c. Victim of incident of rioting, shoot-out or arson, by any person in or on any train carrying passengers, or in a waiting hall, cloak room or reservation or booking office or on any platform or in any other place within the precincts of a railway station ()
 - d. Accidental fall from train ()
 - e. Any other manner:
 - (a) If terrorist attack, details of the case with crime number:
 -
 - (b) If robbery/dacoity/violent attack, was any criminal case registered? Yes () No ()
 - If yes, give details of case number and the court where the case is/was being prosecuted:
 -
 - (c) If victim of rioting, shoot-out, arson, was any criminal case registered? Yes () No ()
 - (i) FIR ()

- (ii) Newspaper report, if any ()
- (iii) Judgment, if any ()
- (d) Fall from the train:
 - (i) While boarding the train at the railway platform of the station of origin/mid-station ()
 - (ii) While de-boarding the train at platform/mid-station/destination station ()
 - (iii) Accidental fall at mid-station when the train was in motion ()
- (e) Was the train stopped at the place of fall? Yes () No ()
- (f) If yes, it was after alarm chain pull (ACP) () or at the instance of the guard ()
- (g) If yes, it was by co-passenger (), some member of public (), GRP/RPF (), Guard () Loco pilot () Railway staff ()

3. (a) Is there an eye-witness to the incident? Yes () No ()
- (b) If yes, his/her name was and he was examined by the police and statement recorded by GRP/RPF () or by both () or by none ()
- (c) Names of other eye-witnesses, if any:
- (d) Documents filed:
 - (i) Guard's diary/rough journal for ACP ()
 - (ii) Loco-pilot's diary for ACP ()
 - (iii) Entry in untoward incident register ()
 - (iv) Statement(s) of eye-witness(es) ()
 - (v) Photograph of the injured victim showing amputation, if any, or of the dead body taken at the site of accident ()
 - (vi) Any other information or documentary evidence that may be necessary or helpful in the disposal of the claim:

4. Details of the loss of any luggage on account of the accident/untoward incident:

.....

.....

IV. Post-accident details:

1. (a) Was the victim admitted at the hospital? Yes () No ()
- (b) If yes, the name of the person who accompanied the victim to the hospital at the time of admission:
- (c) Nature of injuries sustained along with medical certificate and the name and address of the Medical Officer/Practitioner, if any, who attended on the injured/dead and period of the treatment:
- (d) What is the time of admission, as entered in the MLR/Accident register at the hospital?
- (e) If the victim is alive, what are the injuries and diagnosis at the time of discharge at the hospital?
- (f) Disability for work, if any caused:
- (g) If the victim had died, post-mortem was conducted: Yes () No ()

(h) What is the cause of death as entered in the post-mortem?

.....
.....

2. (a) Was inquest conducted on the deceased? Yes () No ()

(b) Was deceased victim identified at the time of inquest? Yes () No ()

(c) Was any of the near relatives of the deceased victim available at the time of inquest?

Yes () No ()

(d) If yes, who informed the relative(s), police () or state the source

(e) What were the belongings recorded as found at the time of inquest?

Ticket () Wallet/purse () Aadhaar () Election ID () PAN card () Credit/debit card ()

Watch () Bangle(s) () Cash () Cell phone ()

(f) Any other articles:

.....

(g) Have the police submitted final report to the jurisdictional magistrate? Yes () No ()

(h) If yes, what is the conclusion of the police?

.....

.....

.....

.....

V. Limitation:

(a) Is the application filed on time? Yes () No ()

(b) If no, state number of days or delay and the reason(s):

.....

.....

VI. I, Shri/Smt./Km, undertake that I have not filed any claim application for this claims case in any other RCT Bench or Court.

VII. Prayer in the application:

Counsel for the applicants

Applicants

Verification of the applicant(s)

I/we, the applicant(s) do hereby state that the averments made above are true to the best of my/our knowledge and belief and the documents submitted are true copies of the original as certified to be true by the competent authority. We further affirm that we have understood and are advised that any deliberate misinformation or falsehood will result in actions being initiated for perjury.”.

Date:

Signature or left thumb impression of the applicant

Place:

Name and Full Address of the applicant”