

**MINISTRY OF RAILWAYS
(RAILWAY BOARD)**

NOTIFICATION

New Delhi, the 7 June, 1990

RAILWAY ACCIDENT (COMPENSATION) RULES, 1990

GSR.522 (E) – In exercise of the powers conferred by section 129 of the Railways Act, 1989 (24 of 1989) read with section 22 of the General Clause Act 1897 (10 of 1897) and in supersession of the Railway Accidents (Compensation) Rules, 1989 except in respect of things done or omitted to be done before such supersession, the Central Government hereby makes the following rules namely:-

PRELIMINARY

1. Short title and Commencement :- (1) These rules may be called the Railway Accidents (Compensation) Rules, 1990.

(2) They shall come into force on the date of commencement of the Act.
2. Definitions: In these rules, unless the context other wise requires:-
 - (a) “accident means an accident of the nature described in section 124 of the Act.
 - (b) “Act means the Railways Act, 1989 (24 of 1989).
 - (c) “Claims Tribunal” means the Railway Claims Tribunal established under section 3 of the Railway Claims Tribunal Act, 1987 (54 of 1987).
 - (d) “Schedule” means the schedule to these rules; and
 - (e) Words and expressions used herein and not defined in the Act shall have the meanings respectively assigned to them in the Act.

CLAIMS FOR COMPENSATION

3. Amount of compensation: (1) The amount of compensation payable in respect of death or injuries shall be as specified in the Schedule.

(2) The amount of compensation payable for an injury not specified in Part II or part III of the Schedule but which in the opinion of the Claims Tribunal is such as to deprive a person of all capacity to do any work, shall be rupees two lakhs.

(3) The amount of compensation payable in respect of any injury (other than an injury specified in the Schedule or referred to in sub-rule (2) resulting in pain and suffering shall be such as the Claims tribunal may after taking into consideration medical evidence besides other circumstances of the case, determine to be reasonable.

Provided that if more than one injury is caused by the same accident, compensation shall be payable in respect of each such injury.

Provided further that the total compensation in respect of all such injuries shall not exceed rupees forty thousand.

(4) Where compensation has been paid for any injury which is less than the amount which would have been payable as compensation if the injured person had died and the person subsequently dies as a result of the injury, a further compensation equal to the difference between the amount payable for death and that already paid shall become payable.

(5) Compensation for loss, destruction or deterioration of goods or animals shall be paid to such extent as the Claims Tribunal may, in all the circumstances of the case, determine to be reasonable.

4. Limit of Compensation:- Notwithstanding anything contained in rule 3, the total compensation payable under that rule shall in no case exceed rupees two lakh in respect of any one person.

Schedule
(See Rule 3)
Compensation Payable for Death and Injuries

		Amount of Compensation (in rupees)
	PART- I For death	2,00,000
	PART-II	
1)	For loss of both hands or amputation at higher sites	2,00,000
2)	For loss of hand and a foot	2,00,000
3)	For double amputation through leg or thigh or amputation through leg or thigh on one side and loss of other foot.	2,00,000
4)	For loss of sight to such an extent as to render the claimant unable to perform any work for which eye sight is essential.	2,00,000
5)	For very sever facial disfigurement	2,00,000
6)	For absolute deafness	2,00,000
	PART-III	
1)	For amputation through shoulder joint	1,80,000

2)	For amputation below shoulder with stump less than 8" from tip of acromion	1,60,000
3)	For amputation from 8" from tip of acromion to less than 4 1/2" below tip of olecranon	1,40,000
4)	For loss of a hand or the thumb and four fingers of one hand or amputation from 4 1/2" below space tip of olecranon	1,20,000
5)	For loss of thumb	60,000
6)	For loss of thumb and its metacarpal bone	80,000
7)	For loss of four fingers of one hand	1,00,000
8)	For loss of three fingers of one hand	60,000
9)	For loss of two fingers of one hand	40,000
10)	For loss of terminal phalanx of thumb	40,000
11)	For amputation of both feet resulting in end bearing stumps	1,80,000
12)	For amputation through both feet proximal to the metatarsophalangeal joint	1,60,000
13)	For loss of all toes of both feet through the metatarso-phalangeal joint.	80,000
14)	For loss of all toes of both feet proximal to the proximal interphalangeal joint	60,000
15)	For loss of all toes of both feet distal to the proximal interphalangeal joint	40,000
16)	For amputation at hip	1,80,000
17)	For amputation below hip with stump not exceeding 5" in length measured from tip of great trochanter but not beyond middle thigh.	1,60,000
18)	For amputation below hip with stump exceeding 5" in length measured from tip of great trochanter but not beyond middle thigh.	1,40,000

19)	For amputation below middle thigh to 3 1/2" below knee	1,20,000
20)	For amputation below knee with stump exceeding 3 1/2" but not exceeding 5"	1,00,000
21)	Fracture of Spine with paraplegia	1,00,000
22)	For amputation below knee with stump exceeding 5"	80,000
23)	For loss of one eye without complications the other being normal	80,000
24)	For amputation of one foot resulting in end-bearing	60,000
25)	For amputation through one foot proximal to the metatarso-phalangeal joint	60,000
26)	Fracture of Spine without paraplegia	60,000
27)	For loss of vision of one eye without complications of disfigurement of eye ball, the other being normal	60,000
28)	For loss of all toes of one foot through the metatarso-phalangeal joint	40,000
29)	Fracture of Hip-joint	40,000
30)	Fracture of Major Bone Femur Tibia Both limbs	40,000
31)	Fracture of Major Bone Humerus Radius Both limbs	30,000
32)	Fracture of Pelvis not involving joint	20,000
33)	Fracture of Major Bone Femur Tibia one limb	20,000
34)	Fracture of Major Bone Humerus Radius Ulna One limb	16,000

(No.82/TGII/1026/22/IRA)
SK MALIK, Jt. Director (RAR)
Railway Board

**MINISTRY OF RAILWAYS
(RAILWAY BOARD)**

NOTIFICATION

New Delhi, the 21th July, 1994

GSR. 592 (E)- In exercise of the powers conferred by section 129 of the Railways Act, 1989 (24 of 1989), the Central Government hereby makes the following rules to amend the Railway Accident (Compensation) Rules, namely:-

1. (1) These rules may be called the Railway Accidents (Compensation) Amendment Rules, 1994.
(2) They shall come into force on the 1st day of August, 1994.
2. In rule 1 of the Railway Accidents (Compensation) Rules, 1990 (hereinafter referred to as the principal rules), in sub-rule (1) for the words "Railway Accidents", the words "Railway Accidents and Untoward Incidents" shall be substituted.
2. Rule 2 of the principal rules shall be renumbered as sub-rule (1) thereof and-
 - (i) in sub-rule (1) as so renumbered, for clause (e), the following clause shall be substituted, namely:-
(e) "untoward incident" means an incident defined in clause (c) of section 123 of the Act.' ;
 - (ii) after sub-rule (1) as so renumbered, the following sub-rule shall be inserted, namely:-
“(2) The words used and not defined in these rules but defined in the Act shall have the meanings respectively assigned to them in that Act.”

(No.93/TG-II/1026/6/Ins.Schemes)
BALDEV SINGH, Executive Director Public Grievances
(Railway Board)

Footnote: The principal rules were published in the Gazette of India Extraordinary Part II Section 3 sub section (i) dated the 7th June, 1990 vide GSR No. 552 (E) dated 7th June, 1990.

MINISTRY OF RAILWAYS
(RAILWAY BOARD)
NOTIFICATION

New Delhi, the 25th October, 1997

GSR.620 (E) In exercise of the powers conferred by section 129 of the Railways Act, 1989 (24 of 1989), the Central Government hereby makes the following rules further to amend the Railway Accidents and Untoward Incidents (Compensation) Rules, 1990, namely:-

1. (1) These rules may be called the Railway Accidents and Untoward Incidents (Compensation) Amendment Rules, 1997.
(2) They shall come into force on the 1st day of November, 1997.

2. In rule 3 of the Railway Accidents and Untoward Incidents (Compensation) Rules, 1990 (hereinafter referred to as the said rules),-
 - (i) In sub-rule 2, for the words “rupees two lakhs” the words “rupees four lakhs” shall be substituted;
 - (ii) In the proviso to sub-rule 3 for the words “rupees forty thousand” the words “rupees eighty thousand” shall be substituted.”

3. In the rule 4 of the said rules, for the words “rupees two lakh” the words “rupees four lakhs” shall be substituted.

4. For the Schedule annexed to the said rules, the following Schedule shall be substituted, namely:-

SCHEDULE
(See rule 3)
Compensation Payable for Death and Injuries

		Amount of Compensation (in rupees)
	PART-I For death	4,00,000
	PART-II	
1)	For loss of both hands or amputation at higher sites	4,00,000
2)	For loss of hand and a foot	4,00,000
3)	For double amputation through leg or thigh or amputation through leg or thigh on one side and loss of other foot.	4,00,000
4)	For loss of sight to such an extent as to render the claimant unable to perform any work for which eye sight is essential.	4,00,000
5)	For very sever facial disfigurement	4,00,000

6)	For absolute deafness	4,00,000
PART-III		
1)	For amputation through shoulder joint	3,60,000
2)	For amputation below shoulder with stump less than 8" from tip of acromion	3,20,000
3)	For amputation from 8" from tip of acromion to less than 4 1/2" below tip of olecranon	2,80,000
4)	For loss of a hand or the thumb and four fingers of one hand or amputation from 4 1/2" below space tip of olecranon	2,40,000
5)	For loss of thumb	1,20,000
6)	For loss of thumb and its metacarpal bone	1,60,000
7)	For loss of four fingers of one hand	2,00,000
8)	For loss of three fingers of one hand	1,20,000
9)	For loss of two fingers of one hand	80,000
10)	For loss of terminal phalanx of thumb	80,000
11)	For amputation of both feet resulting in end bearing stumps	3,60,000
12)	For amputation through both feet proximal to the metatarsophalangeal joint	3,20,000
13)	For loss of all toes of both feet through the metatarso-phalangeal joint.	1,60,000
14)	For loss of all toes of both feet proximal to the proximal interphalangeal joint	1,20,000
15)	For loss of all toes of both feet distal to the proximal interphalangeal joint	80,000
16)	For amputation at hip	3,60,000
17)	For amputation below hip with stump not exceeding 5" in length measured from tip of great trochanter but not beyond middle thigh.	3,20,000
18)	For amputation below hip with stump exceeding 5" in length measured from tip of great trochanter	

	but not beyond middle thigh.	2,80,000
19)	For amputation below middle thigh to 3 1/2" below knee	2,40,000
20)	For amputation below knee with stump exceeding 3 1/2" but not exceeding 5"	2,00,000
21)	Fracture of Spine with paraplegia	2,00,000
22)	For amputation below knee with stump exceeding 5"	1,60,000
23)	For loss of one eye without complications the other being normal	1,60,000
24)	For amputation of one foot resulting in end-bearing	1,20,000
25)	For amputation through one foot proximal to the metatarso-phalangeal joint	1,20,000
26)	Fracture of Spine without paraplegia	1,20,000
27)	For loss of vision of one eye without complications of disfigurement of eye ball, the other being normal	1,20,000
28)	For loss of all toes of one foot through the metatarso-phelangeal joint	80,000
29)	Fracture of Hip-joint	80,000
30)	Fracture of Major Bone Femur Tibia Both limbs	80,000
31)	Fracture of Major Bone Humerus Radius Both limbs	60,000
32)	Fracture of Pelvis not involving joint	40,000
33)	Fracture of Major Bone Femur Tibia one limb	40,000
34)	Fracture of Major Bone Humerus Radius Ulna One limb	32,000