

**RAILWAY CLAIMS TRIBUNAL  
AMARAVATI BENCH, GUNTUR**

**CORAM**

Gyan Prakash Tewari - Hon'ble Member Judicial  
G. John Prasad - Hon'ble Member Technical

**OA II (u) 102/2019**

Date of filing : 04.06.2019  
Date of decision : 19.10.2023.

1. Sangamma Kalani Gunjoti, W/o. Late Kalyani Ramanna Gunjoti,  
Aged about 68 years, Occ: Housewife
  2. Prabhavathi, W/o. Chitanand,  
Aged about 48 years, Occ: Housewife
  3. Suryakant K Gunjoti, S/o. Late Kalyani Ramanna Gunjoti,  
Aged about 46 years, Occ: Pvt. Employee
  4. Saraswathi Basavannappa Jirge, W/o. Basavannappa Jirge,  
Aged about 45 years, Occ: Housewife
  5. Shivalila Kalyani Gunjoti, D/o. Late Kalyani Ramanna Gunjoti,  
aged about 37 years, Occ: Housewife
- All are R/o. Gogaon Village and Post, Solapur District,  
Maharashtra State, Pin - 413218.

... Applicants

*Versus*

Union of India represented by  
The General Manager,  
South Central Railway, Secunderabad

... Respondent

**Claim for Rs.8,00,000/- (With interest)**

Shri N. P. Rao - Ld. Counsel for Applicants.  
Shri N. V. Prasad - Ld. Counsel for Respondent.

**JUDGEMENT**

1. This claim application is filed by Applicants under Section 16 of RCT Act, 1987 read with Section 124-A and 125 of Indian Railways Act, 1989 seeking compensation to the tune of Rs.8,00,000/- with interest from Respondent Railway for the death of 'Kalyani Ramanna Gunjoti' (hereinafter referred to as "the deceased") who allegedly died in an untoward incident of accidental fall from the train carrying passengers that occurred on 13.11.2018.

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2. It is pleaded in the OA that the deceased, a resident of Gogaon Village and post, Solapur District, Maharashtra went to Tiruapti by informing his family members, had Darshan of Lord 'Venkateswaraswamy' at Tirumala, to commence his return journey boarded in S-10 coach at Berth No.33 of Train No.11018 Karaikal – Lakamanya Tilak Express at Renigunta Railway station in the early hours of 13.11.2018 holding a 2<sup>nd</sup> class journey cum online reservation ticket bearing PNR No.4346926272, reference ID No.100001356214619 from Renigunta to Gulberga. During journey, the deceased slipped and fell down accidentally from said running train at Km.No.443/5-6 in the yard of Guntakal Railway station due to sudden jerks of the said running train, as a result sustained severe multiple injuries and died on the spot in the same day morning hours of 13.11.2018. Applicants are Wife, son and three daughters of the deceased. Being family members and dependants of the deceased, they have filed this claim application.

3. Respondent Railway has filed written statement and denied its liability and further submitted that there is no cause of action for applicants as the claim does not fall within the ambit of Section 123(C) or Section 124-A of Railways Act, 1989. Respondent citing DRM report submitted that during statutory enquiry, from the statements three witnesses who are all residents of Solapur and family members of deceased, it was revealed that the deceased had a habit of going to toilet outside, for the same reason he might have got down from train at Guntakal Railway station to go to toilet in station premises during which he might have fallen down and run over by unknown train. Hence, this is a clear case of crossing of Railway Track and hit by unknown train and the act of the deceased amounts to self-inflicted injury and his own criminal act which falls under exception (b) & (c) of Section 124-A of Railways Act, 1989. Respondent submitted that there is distance of 230 meters from the place of incident at Road



No.8 to the coach in which deceased was travelling in alleged Train No.11018 halted on Platform No.5 (Road No.6) of Guntakal Railway station which clearly shows that this is not a case of accidental fall from Train No.11018. It is further submitted that Loco pilot of Train No.11018 on 13.11.2018 stated that the said train arrived Guntakal Railway station at 08:40 hrs and departed at 09:05 hrs and no unusual was noticed or reported until he reach Wadi at 12:10 hrs. Respondent further stated that toilets were available on Platform Nos.5 & 6 which the deceased could have used, but as per the version of witnesses he was not in a habit of using train toilets and he might have hit by an unknown train when he gone for toilet outside. Hence, this case is not fit for the compensation and liable to be dismissed.

4. From the pleadings, following issues were framed on 20.08.2020:

1. *Whether the Applicant(s) is/are dependant(s) of the deceased?*
2. *Whether the deceased was a bonafide passenger of the Train in question and died as a result of an untoward incident?*
3. *Whether the Applicant(s) is/are entitled to the compensation as claimed and*
4. *To what relief?*

5. In support of the claim, Applicant No.3 (son of the deceased) filed his affidavit as examination-in-chief as AW.1 and proved documents, which are marked and exhibited as under:-

- |                                                |   |           |
|------------------------------------------------|---|-----------|
| 1) Attested copy of IRCTC E-Ticket             | - | Ext.A.1.  |
| 2) Attested copy of FIR                        | - | Ext.A.2.  |
| 3) Attested copy of Inquest Report             | - | Ext.A.3.  |
| 4) Photocopy of Aadhar card of deceased        | - | Ext.A.4.  |
| 5) Photocopy of Aadhar card of Applicant No.1  | - | Ext.A.5.  |
| 6) Photocopy of Aadhar card of Applicant No.2  | - | Ext.A.6.  |
| 7) Photocopy of Aadhar card of Applicant No.3  | - | Ext.A.7.  |
| 8) Photocopy of Aadhar card of Applicant No.4  | - | Ext.A.8.  |
| 9) Photocopy of Aadhar card of Applicant No.5  | - | Ext.A.9.  |
| 10) Attested copy of PME Report                | - | Ext.A.10. |
| 11) Original Death Certificate of the deceased | - | Ext.A.11. |
| 12) Affidavit on Family members (Family tree)  | - | Ext.A.12  |
| 13) Original CD file                           | - | Ext.A.13  |

In his deposition, Applicant No.3 as AW.1 stated that his father after Darshan of Lord Balaji at Tirumala, commenced his return journey in the early hours of 13.11.2018 from Renigunta Station by boarding at Berth No.33 in S-10

Coach of Train No.11018 Karekal – Lokamanya Tilak Express holding a journey cum reservation online ticket bearing PNR No.4346926272 from Renigunta Jn to Gulberga and during journey he slipped and fell down accidentally from the above train at Guntakal Railway station on 13.11.2018. He deposed that at about 02:00 pm on 13.11.2018, he came to know about the incident from Railway police by phone and he along with two other relatives rushed to place of occurrence which is 8 hours journey time from their village and reached there by early hours on 14.11.2018 and found his father lying dead by the side of Railway track. He further deposed that he was examined by Railway police along with some other witnesses and journey ticket particulars were ascertained from them for indicating the same in Inquest. He was present during inquest, though there are no eye witnesses to the incident, it was wrongly mentioned at Col.No.9<sup>th</sup>, 15<sup>th</sup> and 22<sup>nd</sup> of inquest report that his father while crossing the Railway Track, hit by an unknown train or Goods train which is false, baseless and fictitious.

The learned counsel for Applicants has relied upon the following decisions in support of her case –

- i. C.A. No.1184 of 2003 – Jameela & Ors. Vs Union of India, in the Hon'ble Supreme Court of India.
- ii. CMA No.321 of 2018 – Shirisha & Ors. Vs Union of India in the Hon' ble High Court of State of Telangana at Hyderabad.
- iii. CMA No.879 of 2018 – Union of India Vs. Yerragunta Kistaiah in the Hon'ble High Court of State of Telangana and State of Andhra Pradesh

6. Respondent Railway examined P.D.George, Station Manager, Guntakal and G.Harshavardhan, SI/RPF/Guntakal as RW.1 and RW.2 respectively and DRM Report was filed by the Respondent as documentary evidence which is marked as Ext.R.1. During cross examination, RW.1 stated that on 13.11.2018 while he was on duty from 07:00 hrs to 13:00 hrs at Guntakal Railway Station, at about 09:30 hrs he received a written message from Sri B. Ramdas, Keyman that a male dead body aged 65 years was noticed at Km.443/5-6, Guntakal Yard point No.76B-71. Basing on the information received from Keyman, he gave a

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message to GRP and RPF personnel. He further stated that during enquiry, he stated that on 13.11.2018, Train No.11018 arrived at Platform No.5 and the said point No.76B where the body was found is connected to Road Nos.8, 9 & 10 which purely deal with Goods trains only, but he had not brought any register or any documentary evidence to prove this fact. He was not present during inquest and he doesn't know conclusion of the Inquest report.

RW.2 stated that during February, 2021 he was instructed by his Inspector to conduct statutory enquiry in to the accidental death occurred on 13.11.2018 at Km.443/5-6 at Guntakal Station yard which was reported by P.D. George, Dy.SS, Guntakal Railway Station to GRP and a case registered as Crime No.88/2018 U/s.174 of Cr.P.C. During enquiry he examined Suryakanth Gunjoti, son of the deceased and other relatives and as per his findings after enquiry, deceased was travelling alone on the ticket and he was in the habit of going to attend nature call (Urinals) outside but not in the habit of using the toilet facility. None of the witnesses he examined was eye witness to the incident. He further stated that he secured all relevant papers from GRP authorities before commencement of his investigation and the rough sketch of incident filed with enquiry report was prepared by GRP officials. He denied the suggestion of the counsel for Applicants that his investigation was improper and insufficient.

7. Heard both sides Counsels and perused the case file. On consideration of materials available on record and the contentions of the Ld. Counsels appearing for both the parties, issues wise findings are recorded as follows:-

### **FINDINGS**

**Issue No.1:** *Whether the Applicant(s) is/are dependant(s) of the deceased?*

8. Originally this OA is filed by wife, son and three daughters of the deceased as dependants and family members. To prove their relationship with the deceased, they have filed Affidavit Before the Executive Magistrate of Akkalkot

with Family Tree issued by Tahsildar, Akkalkot. Further they have produced copy of Aadhaar cards of Applicant Nos.1 to 5. There is no objection from respondent side about inter-se relationship of the Applicants and their relation with the deceased. Hence, issue No.1 is decided in favour of Applicants.

**Issue No.2:** *Whether the deceased was a bonafide passenger of the Train in question and died as a result of an untoward incident?*

#### **9. Bonafide Status:**

As per claimants, prior to the incident the deceased by informing his family members went to Tirupati for Darshan of Lord Venkateswaraswamy at Tirumala and after Darshan commenced his return journey in the early hours of 13.1.208 from Renigunta Railway station by Train No.11018 Karaikal – Lokamanya Tilak Express holding a 2<sup>nd</sup> class journey cum online reservation Ticket bearing PNR No.4346926272 with reservation at Berth No.33 in S-10 Coach of above train. During journey hour, the deceased slipped and fell down accidentally from above train in the yard of Guntakal Railway Station at Km.No.443/5-6 due to sudden jerks of above train, as a result he sustained severe multiple injuries and died on spot on same day morning hours on 13.11.2018. According to claimants, at the time of incident because of the deceased Kalyani Ramanna Gunjoti was travelling holding a valid train journey ticket and died due to accidental fall from passenger train, therefore, he was a bonafide passenger at the time of incident. Respondent Railway has refuted the bonafide status of the deceased at *Para No.iv* its initial written statement.

As per Section 2(29) of Railways Act 'Passenger' means 'a person travelling with a valid pass or ticket'. To prove the bonafide status of the deceased, Applicant No.1 as AW-1 filed his affidavit and deposed that his father Kalyani Ramanna Gunjoti was travelling with a valid train journey ticket from Renigunta to Gulbarga. Further, in support of claim application, Applicants filed IRCTC 'Electronic Reservation Slip', a reserved train journey ticket by Train

No.11018 KIK LTT Express Express for journey from Renigunta to Gulbarga on 13.11.2018 with PNR No.4346926272, Passenger name 'Kalyani G', Male, 73 years with berth confirmed at 10 of S-10 Coach. Inquest was conducted in the presence of Son of the deceased and other relatives and online reservation ticket was found in the possession of the deceased. At column No.7 of Inquest report Ex.A-3, it was mentioned by Panchayatdars that –

*"When searched the deceased there is online Reservation E-Ticket from Renigunta to Gulbarga, Sleeper Class, Train No.11018 Karaikal – Mumbai Express, PNR No.4346926272, ID.No.100001356214619, S-10 Bogie, Berth No.33"*

Hence, Applicants have proved the bonafide status of the deceased.

So far as Respondent is concerned although in its Written Statement, the journey ticket of the deceased is not admitted expressly but evidence available with case file proves that deceased was travelling from Renigunta to Gulbarga by Train No.11018 Express holding IRCTC e-generated online journey cum reservation ticket with PNR No.4346926272 which is filed and proved as Ex.A-1. It is further to say that Respondent has not denied the genuineness of the journey ticket filed by the Applicants. Hence the evidence available with case file proves that at the time of incident on 13.11.2018, the deceased Kalyani Ramanna Gunjoti was travelling from Renigunta to Gulbarga holding a valid train journey ticket, got injured during journey hour and succumbed to injuries. Hence, bonafide status of the deceased is proved.

#### **10. Untoward Incident:**

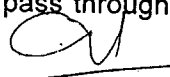
So far as untoward incident is concerned, it is concluded above that at the time of incident the deceased was travelling with a valid train journey ticket and he was a bonafide passenger. As per claimants, because of the deceased died during train journey hour, due to accidental fall from train as a bonafide passenger, therefore, being dependents of the deceased, they are entitled to get compensation from Railways. Respondent Railway has countered stating that




none is the eye witness of the incident and this is not a case of accidental fall from train because the body was found on Road No.8 which is 10 meters away from Road No.5 where Train No.11018 was placed for halt at Guntakal Railway station, therefore, evidently the deceased died while crossing the Railway track. Relying on the evidence adduced by RW-2, the prime contention of the Respondent is that the deceased was not in a habit of going to Toilets in Train to attend nature calls, for the same reason, he might have got down from train, went outside, fallen down and run over by unknown train. Respondent contends that the body of the deceased was cut into two halves at waist level which indicates that the deceased died due to hitting of train and run over but not by accidental fall from train which would have caused multiple injuries. Hence, this is a clear case of trespassing and hit by unknown train which does not fall under the purview of Sec.124-A of Indian Railways Act.

To conclude as untoward incident, from perusal of case file it is admitted that the body of the deceased was found at Km.No.443/5-6, Guntakal Railway Station yard and Railway Keyman B. Ramdas found the dead body during his duty and informed the same to on duty Deputy Station Superintendent, Guntakal. On receipt of information P.D.George, Deputy Station Superintendent, Guntakal Station gave written message to GRP and RPF officials. It is apparent that the deceased died to accident involving train and there is no eye witness from either side.

In support of their argument, Respondent has emphasized evidence deposited by RW-1 P.D.George and RW-2 G.Harshavardhan. From the evidence of RW.1, he got the information of presence of dead body of the deceased at Points 76B-71 of Guntakal Railway station yard from Keyman, based on which he had informed to GRP and RPF. As per his version, On the day of incident the said train No.11018 Kariakal Express was received on Platform No.5 (Road No.5) and generally goods trains would be allowed to pass through Points 76B-

71 at Guntakal Railway Station yard where the dead body of the deceased was found, but he had not brought any Register to confirm this fact. So far as RW-2 is concerned, he has stated that being an investigating officer to conduct Statutory Enquiry into the incident, he examined son the deceased Suryakanth Gunjoti and other relatives who have revealed that the deceased had a habit of going to nature calls outside which could have been the reason for his getting down from train and he might have fell and run over by unknown train. After careful analysis of evidence adduced by RW-1 and RW-1, Train No.11018 Express was received on Platform No.5 (Road No.5) and the body of the deceased was found on Road No.8 which would only be used to deal Goods trains but it is not established that by which train the deceased has been hit and run over. As could be seen from the case file, it was mentioned by Respondent everywhere that the deceased might have hit by an 'unknown' train. No cogent evidence has been brought by Respondent Railway to prove that the deceased was hit by a Running unknown Train. As per Section 124-A Of Railway Act - Compensation on account of untoward incident.—

*When in the course of working a railway an untoward incident occurs, then whether or not there has been any wrongful act, neglect or default on the part of the railway administration such as would entitle a passenger who has been injured or the dependant of a passenger who has been killed to maintain an action and recover damages in respect thereof, the railway administration shall, notwithstanding anything contained in any other law, be liable to pay compensation to such extent as may be prescribed and to that extent only for loss occasioned by the death of, or injury to, a passenger as a result of such untoward incident: Provided that no compensation shall be payable under this section by the railway administration if the passenger dies or suffers injury due to*

- (a) suicide or attempted suicide by him;*
- (b) self-inflicted injury;*
- (c) his own criminal act;*
- (d) any act committed by him in a state of intoxication or insanity;*

(e) any natural cause or disease or medical or surgical treatment unless such treatment becomes necessary due to injury caused by the said untoward incident.

**Explanation** - For the purposes of this section, "passenger" includes—

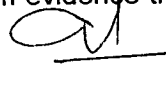
(i) a railway servant on duty; and

(ii) a person who has purchased a valid ticket for travelling by a train carrying passengers, on any date or a valid platform ticket and becomes a victim of an untoward incident.

It is admitted that the deceased was travelling from Renigunta to Gulbarga with a reserved train journey ticket after having Darshan at Tirumala. The intent of the deceased was to travel by train with reserved train journey ticket is beyond doubt. In the instant case, there is no evidence to prove that the deceased was having an intention to commit suicide, criminal act or self-inflicted injuries. It is proved that the deceased was a bonafide passenger and when the dead body of the deceased was found in the Railway precincts, onus lies on the Respondent Railway to prove that the incident was not an untoward incident which falls under the purview of exceptions enumerated under the proviso of Sec.124-A of Railways Act.

Hon'ble Supreme Court in the case of 'Union of India Vs. Prabhakarn Vijay Kumar & Others, 2008(4) MLJ page No.323', pronounced that **liability of Railway is strict or no fault liable**. Hence, if a case comes within the proviso of Sec.124(A) of Railways Act, it is wholly irrelevant as to who is at fault or negligent. Above principle was also reiterated by the Hon'ble Supreme Court in the '**Union of India Vs. Rina Devi, 2018 (SC)**'.

Because of Railway Compensation Law is made for the welfare as well as beneficial to the victims, hence if respondent wants to take the benefit regarding the death of the deceased as Suicide, etc., it must be proved with cogent evidence. Because criminal act requires *actus reus* with *mens rea* which is neither proved by the Respondent nor any such evidence is available in the support of Respondent. Therefore, it is proved from evidence that at the time of

incident, deceased was travelling as bonafide passenger during journey and he became a victim of 'untoward incident' and died on the spot in the Railway premises. Hence, issue No.1 is decided in favour of the applicants and against the Respondent.

**ISSUE Nos. 3 & 4:** *Whether the Applicant(s) is/are entitled to the compensation as claimed? and to what relief?*

11. In the light of the findings on Issue Nos.1 & 2, the Applicants being the dependents of the deceased are held entitled for the compensation of Rs.8,00,000/- (Rupees Eight Lakhs only) from Respondent along with interest at the rate of 9% per annum from the date of incident till realization.

12. **As a result, the case of Applicants is liable to be allowed.**

### ORDER

13. The Respondent is directed to pay the Applicants a sum of Rs.8,00,000/- (Rupees Eight Lakhs only) along with interest @ 9% per annum from the date of incident till realization within 60 days from the date of submission of mandate form by the Applicants. Applicants are wife, sons and three daughters of the deceased hence ratio of compensation amount is being disbursed in the following manner –

- (i) A sum of Rs.4,00,000/- (Rupees <sup>Four</sup>~~Five~~ Lakhs only) is awarded to Applicant No.1 (Wife of the deceased). Out of said amount, a sum of Rs.80,000/- (Rupees Eighty Thousand only), 20% of her apportioned amount considering her age, shall be released in her favour through ECS and remaining amount Rs.3,20,000/- (Rupees Three Lakhs Twenty Thousand only) shall be kept in 32 fixed deposits of Rs.10,000/- each for the period of one month to 32 months, with cumulative interest. The maturity amounts of the FDR(s) be credited by ECS in the savings bank account of the Applicant No.1 near the place of her residence.
- (ii) A sum of Rs.1,00,000/- (Rupees One Lakh only) each is awarded to Applicant Nos.2, 3, 4 & 5 (Son and three daughters of the deceased). Out of said amount, a sum of Rs.10,000/- (Rupees Ten Thousand only) each shall be released in their favour through ECS and remaining amount Rs.90,000/- (Rupees Ninety Thousand only) each shall be kept in 09 fixed

deposits of Rs.10,000/- each for the period of one month to 09 months, with cumulative interest. The maturity amounts of the FDR(s) be credited through ECS in the respective savings bank accounts of the Applicant Nos.2, 3, 4 & 5 near the place of their residence.

- (iii) The entire accrued interest on the compensation amount of Rs.8,00,000/- from the date of incident till the realization shall be disbursed in proportion to the awarded amount and the same may be paid through ECS to Applicants.
- (iv) Respondent is directed to pay the total amount within 60 days from the date of receipt of this order, failing which the Applicants shall be entitled to interest @ 9.5% p.a. thereafter from the date of submission of mandate form subsequent to this order, till the date of payment.
- (v) The bank shall not permit any joint name(s) to be added in the savings bank account or fixed deposit accounts of the claimant(s) i.e. the savings bank account(s) of the claimant(s) shall be an individual savings bank account(s) and not a joint account(s).
- (vi) The applicant(s) shall furnish details and documents relating to Aadhar Card, PAN Card, any other appropriate ID card, two sets of photographs and their specimen signatures, bank pass book with endorsement that no cheque book/debit card is issued to the account holder.
- (vii) The concerned Bank is also directed to accept form No.15G/15H, as the case may be, to ensure that whatever amount is taxable, appropriate steps has to be taken by the concerned bank before releasing the amount through ECS.
- (viii) The original fixed deposit shall be retained by the concerned bank in safe custody. However, the statement containing FDR number, FDR amount, date of maturity and maturity amount shall be furnished by bank to the applicants.
- (ix) No loan, advance, withdrawal or pre-mature discharge be allowed on the fixed deposits without permission of the Tribunal.
- (x) The concerned bank shall not issue any cheque book and/or debit card to applicants. However, in case the debit card and/or cheque book have already been issued, bank shall cancel the same before the disbursement of award amount. The bank shall debit card(s) freeze the account of the applicant(s) so that no debit card be issued in respect of the account of the applicant(s) from any other branch of the bank.
- (xi) Bank shall not create any charge, mortgage, or hypothecation on said amount.

(xii) Railways as well as Applicant(s) are required to submit compliance report on the action taken in terms of above noted directions as early as possible and not beyond 90 days from the date of receipt of this order.

14. In the facts and circumstances of the case, there is no order as to costs.

15. The Registry is directed to send a free certified copy of this judgement directly to the applicants at their address mentioned in the claim application by Speed Post in compliance of Rule 34(3) of the Railway Claim Tribunal (Procedure) Rules, 1989.

*19/10/23*  
(G. John Prasad)  
Technical Member

*19.10.23*  
(Gyan Prakash Tewari)  
Judicial Member

#### APPENDIX

##### WITNESSES EXAMINED FOR APPLICANT:

1) AW.1 - Suryakanth Gunjoti

##### DOCUMENTS MARKED FOR APPLICANTS:

- 1) Ext.A-1 - Attested copy of IRCTC E-Ticket
- 2) Ext.A-2 - Attested copy of FIR
- 3) Ext.A-3 - Attested copy of Inquest Report
- 4) Ext.A-4 - Photocopy of Aadhar card of deceased
- 5) Ext.A-5 - Photocopy of Aadhar card of Applicant No.1
- 6) Ext.A-6 - Photocopy of Aadhar card of Applicant No.2
- 7) Ext.A-7 - Photocopy of Aadhar card of Applicant No.3
- 8) Ext.A-8 - Photocopy of Aadhar card of Applicant No.4
- 9) Ext.A-9 - Photocopy of Aadhar card of Applicant No.5
- 10) Ext.A-10 - Attested copy of PME Report
- 11) Ext.A-11 - Original Death Certificate of the deceased
- 12) Ext.A-12 - Affidavit on Family members (Family tree)
- 13) Ext.A-13 - Original CD file

##### OTHER DOCUMENTS MARKED:

- 1) MARK-X in CD File
- 2) MARK-Y in CD File

##### WITNESSES EXAMINED FOR RESPONDENT:

- 1) RW-1 - P.D. George, Station Master, Guntakal
- 2) RW-2 - G. Harshavardhan, SI/RPF/ADM Cell, Secunderabad

##### DOCUMENTS MARKED FOR RESPONDENT:

- 1) Ext.R.1 - Divisional Railway Manager's Report.

*19/10/23*  
(G. John Prasad)  
Technical Member

*19.10.23*  
(Gyan Prakash Tewari)  
Judicial Member