

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. _____ OF 2026
(Arising out of SLP(C) Nos.603-604 of 2026)

UNION OF INDIA

APPELLANT

VERSUS

SADHAN DALUI

RESPONDENT

O R D E R

Heard Mr. Brijender Chahar, learned Additional Solicitor General for the appellant and Mr. Sukesh Ghosh, learned counsel for the respondent.

2. Leave granted.

3. The present appeals arise out of a claim case filed by the respondent seeking compensation for the death of his father, who died in a rail accident upon falling from a running train in the year 2001. The respondent filed Claim Application No.A/699/2002 seeking compensation of Rs.4,00,000/- (Rupees Four Lakhs) which was dismissed by the Railway Claims Tribunal, Kolkata vide order dated 06.10.2010. The petitioner herein assailed the said order in appeal bearing FMA No.531/2012 before the High Court of Calcutta wherein the impugned order was passed granting compensation of Rs.8,00,000/- (Rupees Eight Lakhs) along with interest of 6% per annum from the date of filing of claim application.

4. Though, we have been assisted by learned counsels on merits but ultimately, the issue has narrowed down as to what would be the quantum of compensation payable to the respondent.

5. According to the learned Additional Solicitor General for the appellant, at the relevant point of time when the accident occurred on 17.06.2001, there was a policy to pay Rs.4,00,000/- (Rupees Four Lakhs) compensation to the dependent(s)/claimant(s), which was revised in the year 2017 and enhanced to Rs.8,00,000/- (Rupees Eight Lakhs).

6. In terms of our earlier order dated 06.01.2026, Rs.8,00,000/- (Rupees Eight Lakhs) has been paid by the appellant to the respondent.

7. Learned counsel for the respondent submits that the amount of compensation may be enhanced as per the order dated 04.11.2025 passed by this Court in C.A. No.13872 of 2025 (Shrikumar Gupta & Anr. v. Union of India), where in a case of rail accident, this Court has granted interest @9 per cent from the date of the award.

8. Having considered the matter in its entirety and taking into account the fact that even as per the case of the appellant, Rs.4,00,000/- (Rupees Four Lakhs) had to be paid to the respondent soon after the accident in the year 2001 itself, which was not paid and only upon order dated 06.01.2026 passed in the present proceeding, Rs.8,00,000/- (Rupees Eight Lakhs) had been paid, we deem it appropriate to award interest @9 per cent on Rs.4,00,000/- (Rupees Four Lakhs) from the date of the accident till realisation. The same be computed and the difference be paid to the respondent within four weeks from today.

9. The appeals stand disposed of in the aforementioned terms.

10. Pending application(s), if any, shall also stand disposed of.

.....J.
[AHSANUDDIN AMANULLAH]

.....J.
[MANMOHAN]

NEW DELHI
AUGUST 06, 2026

ITEM NO.10

COURT NO.10

SECTION XVI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition for Special Leave to Appeal (C) No(s).603-604/2026

[Arising out of impugned final judgment and order dated 04-12-2024 in FMA No.531/2012 and order dated 17-06-2025 in RVW No.72/2012 passed by the High Court at Calcutta]

UNION OF INDIA

Appellant(s)

VERSUS

SADHAN DALUI

Respondent(s)

(IA No. 93864/2026 - APPLICATION FOR PERMISSION
IA No. 335626/2025 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 06-08-2026 These matters were called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE MANMOHAN

For Appellant(s) Mr. Brijender Chahar, A.S.G.
Mr. Karan Chahar, Adv.
Ms. Rajeshvari Shankar, Adv.
Ms. Aastha Singh, Adv.
Mr. Varun Varma, Adv.
Mr. Amrish Kumar, AoR

For Respondent(s) Mr. Sukesh Ghosh, Adv.
Mr. Nabin Kumar Mital, Adv.
Mr. Rajesh Kumar Singh, Adv.
Mr. Prathvi Raj Chauhan, AoR

O R D E R

Heard Mr. Brijender Chahar, learned Additional Solicitor General for the appellant and Mr. Sukesh Ghosh, learned counsel for the respondent.

2. Leave granted.
3. The appeals stand disposed of in terms of the signed order.
4. Pending application(s), if any, shall also stand disposed of.

(SAPNA BISHT)
COURT MASTER (SH)

(ANJALI PANWAR)
ASSISTANT REGISTRAR

(Signed order is placed on the file)