

**GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
RAJYA SABHA
QUESTION NO 3000
ANSWERED ON 11.08.2017**

Incidents of hate crimes against passengers in trains

3000

Shri Ahamed Hassan

Will the Minister of RAILWAYS be pleased to state :-

(a) the steps Railways are taking to stop the incidents of hate crimes against helpless passengers travelling in trains, particularly the members of minority communities;

(b) whether Railway Police is of no help to the passengers who are attacked and the role they are assigned in such cases;

(c) whether there is any plan for giving legal assistance to the victim passengers by Railways; and

(d) the compensation Railways are planning to provide to wounded and kin of murdered passengers?

ANSWER

MINISTER OF STATE IN THE MINISTRY OF RAILWAYS

(SHRI RAJEN GOHAIN)

(a) to (d): A Statement is laid on the Table of the House.

STATEMENT REFERRED TO IN REPLY TO PARTS (a) TO (d) OF UNSTARRED QUESTION NO. 3000 BY SHRI AHAMED HASSAN ANSWERED IN RAJYA SABHA ON 11.08.2017 REGARDING INCIDENTS OF HATE CRIMES AGAINST PASSENGERS IN TRAINS

(a) & (b): Policing on Railways being a State subject, prevention of crime viz. hate crimes etc. against passengers including the members of minority communities travelling in trains, registration of cases, their investigation and maintenance of law and order in Railway premises as well as on running trains are the statutory responsibility of the State Governments, which they discharge through Government Railway Police (GRP)/District Police. However, Railway Protection Force (RPF) supplements the efforts of GRP in providing better protection and security of passenger area and passengers and for matters connected therewith. In each and every case of crime including hate crimes reported to police, action is taken as per extant legal provisions by the GRP/District Police of the concerned State.

(c): There is no plan for giving legal assistance to the victim passengers by the Railways.

(d): Compensation liability of Railway administration for death/injury of railway passengers in violent attacks (Untoward Incidents) is laid down in Section 124A of the Railways Act, 1989 read with Section 123 of the Railways Act, 1989. Admissibility of such compensation is decided by Railways Claims Tribunal (RCT) on the basis of a claim application filed before them. Railway administration is liable to pay compensation to rail passengers only when a decree is awarded by Hon'ble RCT in favour of the claimant and Railways decide to implement the decree. At present, the scale of compensation as specified in Railway Accident and Untoward Incidents (Compensation) Amendment Rules, 2016 is ` 08 lakh for death and ` 64,000/- to ` 08 lakh for injury depending upon the gravity of injury.
