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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **FAO 234/2025**

MONIKA & ORS.

.....Appellants

Through: Mr. Rajan Sood, Ms. Ashima Sood and
Ms. Megha Sood, Advocates

versus

UNION OF INDIA

.....Respondent

Through: Mr. Vikrant N. Goyal, Ms. Laavanya
Kaushik, Mr. Rattan Goyal, Mr. Yash, Mr.
Inderpreet and Mr. Kunal, Advocates

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

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29.04.2026

1. Mr. Sood, learned counsel for the appellants, submits that the learned Trial Court, while appreciating that the deceased was having a Monthly Season Ticket (MST), which was valid on the date of the incident, and duly verified during the proceedings before the Tribunal, nonetheless, erred in concluding that the incident was not an “untoward incident”, as AW-2, *Vishal*, categorically stated that the incident has occurred while the deceased was attempting to board the *Utkal* Express, and fell on account of push and pull of the passengers, who had already boarded the train.
2. Learned counsel for the respondent, on the other hand, submits that the present is a case of deceased being “run over” and not a fall from the train. He submits that even otherwise, it has come on record that that *Utkal* Express did not have a scheduled stoppage at the New *Ghaziabad* Railway Station.



3. Learned counsel for the appellant, while contesting the statements made on behalf of the respondents, seeks some time to rely on the relevant case law(s).
4. At his request, list on 20.08.2026.

MANOJ KUMAR OHRI, J

APRIL 29, 2026
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