

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/FIRST APPEAL NO. 4553 of 2024**

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MINALBEN NAKULBHAI MISTRI & ORS.

Versus

UNION OF INDIA

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Appearance:

MR KUNAL M SHAH(5588) for the Appellant Nos. 1,2,3

MR RATHIN P RAVAL(5013) for the Appellant Nos. 1,2,3

MR SHUSHIL R SHUKLA(5603) for the Defendant No. 1

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CORAM: **HONOURABLE MS. JUSTICE NISHA M. THAKORE****Date : 22/01/2025****ORAL ORDER**

Heard Mr. Rathin P. Raval, learned advocate appearing with Mr. Kunal M. Shah, learned advocate for the appellants - original claimants.

It is submitted that indisputably the case of the claimant of deceased having purchased the platform ticket is believed as it stands discharged pursuant to the deposition of the applicant before the Tribunal. The reliance was placed on the decision of the High Court of Madras in case of *Union of India Vs. M. Thangavel & Anr. (C.M.A. no.3032 of 2014 order dated 30th March, 2021)*, as well as in case of *Union of India Vs. V. Pandiyammal (C.M.A. No.561 of 2014 order dated 20th December, 2018)*, where the Court has held after taking into consideration Section 124-A of the Railways Act, 1989 that the term passenger would include a person, who has purchased a

valid platform ticket.

Let **Notice** be issued making it returnable on **19th February, 2025.**

(NISHA M. THAKORE, J.)

AMAR RATHOD...