

ITEM NO.22

COURT NO.13

SECTION XVI

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

MISCELLANEOUS APPLICATION NOS. 741-742/2019
IN
C.A. NO. 1265-1266/2019

[Arising out of impugned final judgment and order dated 29-01-2019
in C.A. Nos. 1265-1266/2019 passed by the Supreme Court of India]

UNION OF INDIA

PETITIONER(S)

VERSUS

RADHA YADAV

RESPONDENT(S)

[TO BE TAKEN HIGH UP AT 2.00 PM]

Mr. Shikhil Suri, Sr. Advocate, as Amicus Curiae, and Mr. Vikas
Singh Jangra, Advocate, to assist the Amicus Curiae.

WITH

M.A. NOS. 743-744/2019 IN C.A. NO. 1267-1268/2019 (XVI)

Date : 03-02-2026 These matters were called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) :

Mr. Vikramjit Banerjee, A.S.G.
Mr. Nachiketa Joshi, Sr. Adv.
Mrs. Bharti Tyagi, Adv.
Mr. Sachin Sharma, Adv.
Mr. Ayush Anand, Adv.
Mr. Rajeshwari Shankar, Adv.
Mr. Amrish Kumar, AOR

For Respondent(s) : Mr. Shikhil Suri, Sr. Adv. (AMICUS CURIAE)
Mr. Vikas Singh Jangra, AOR (AC)

O R D E R

Pursuant to our order dated 13.01.2026 Mr. Janak Kumar Garg, Chief Commissioner of Railway Safety is present. He has explained certain issues to the Court and also provided one basic input - that if the Level Crossing Gates are interlocked, the same would entail much lesser cost and would be completed in a much lesser span of time and most importantly, when Kavach will be installed all over the Railway grid/network, the said interlocking would further make the Kavach much effective.

2. Mr. Vikramjit Banerjee, learned Additional Solicitor General has taken note of such facts and prays for some time to revert with instructions. The affidavit filed by the Railways indicates that the largest chunk used of the Budget allocation is for investment in PSUs/JV/SPVs, which in the tentative view of the Court is absolutely unacceptable. Nothing is more important than the safety and security of the common man, who travels and reposes trust in the Railways and Railways is not an organization to make investment elsewhere.

3. We expect that the authorities concerned would be more pragmatic and ensure that substantial amount of the Budget allocation is invested for the betterment of the Railways directly into the infrastructure and among such, safety

and security takes priority.

4. Further, with regard to another aspect relating to insurance on tickets, learned ASG said that he will also come back with instructions on the next date of listing.

5. In view thereof, as prayed for by learned ASG, list on 17.02.2026 at 2.00 p.m.

6. On the request of the Court, Mr. Janak Kumar Garg, Chief Commissioner of Railway Safety, has agreed to be present before the Court on the next date also with further practical suggestions, which can be implemented straightaway.

(POOJA SHARMA)
AR-CUM-PS

(ANJALI PANWAR)
ASSISTANT REGISTRAR