

[AS PASSED BY THE SENATE]

A  
BILL

*further to amend the Railways Act, 1890*

**WHEREAS** it is expedient further to amend the Railways Act, 1890 (IX of 1890) for the purpose hereinafter appearing;

It is hereby enacted as follows:-

1. **Short title and commencement.**- (1) This Act may be called the Railways (Amendment) Act, 2022.

(2) It shall come into force at once.

2. **Amendment of section 126, Act IX of 1890.**- In the Railways Act, 1890 (IX of 1890), hereinafter referred as the said Act, in section 126; -

I) the words "death or" shall be omitted; and

II) for the expression "twenty thousand rupees" the expression "one million rupees, keeping in view the facts of the case" shall be substituted.

3. **Amendment of section 127, Act IX of 1890.**- In the said Act, in section 127;-

I) the words "death or" shall be omitted; and

II) for the expression "twenty thousand rupees" the expression "one million rupees, keeping in view the facts of the case" shall be substituted.

**STATEMENT OF OBJECTS AND REASONS**

In sections 126 and 127 of the Railways Act, 1890 punishment of death is proposed to be substituted with imprisonment for life. The death penalty is used in a disproportionate manner under the Railways Act that violates the fundamental right to life which happens to be the most basic of all human rights. The risk of executing innocent people exists and the arbitrary application of the death penalty can never be ruled out under the said law.

Hence, the draft bill has been prepared to achieve the above said objects.