

Court No. - 20

Case :- WRIT - A No. - 9174 of 2023

Petitioner :- Smt. Pratima Saxena

Respondent :- State Of U.P. Thru. Prin. Secy. (Labour), Lucknow And 4 Others

Counsel for Petitioner :- Zubair Hasan

Counsel for Respondent :- C.S.C.

Hon'ble Manish Mathur,J.

1. Heard learned counsel for petitioner and learned State Counsel for opposite parties.
2. Petition has been filed seeking a direction to opposite parties for payment of medical reimbursement of petitioner's husband which has already been approved by the Chief Medical Officer, Lucknow vide letter dated 11.10.2021. Interest on aforesaid amount has also been sought.
3. On 29.11.2023, learned State Counsel had been granted time to obtain instructions in this matter and he has thereafter been provided such instructions vide letter dated 08.12.2023, which is taken on record.
4. A perusal of paragraph-3 of the instructions makes it evident that petitioner's reimbursement documents in original have been submitted before the State Government but payment could not be made to petitioner only on account of fact that they were not forwarded by the appropriate authority as per Government Order dated 30.07.2014. Paragraph 4 of the instructions also admits the fact that petitioner's original documents pertained to reimbursement have been received by State Government.
5. Aforesaid instructions admit that petitioner is entitled to aforesaid reimbursement but could not be made payment only on account of aforesaid technical factors.
6. In view of aforesaid, opposite parties are directed to make

payment of medical reimbursement due to petitioner for an amount of Rs.11,98,497/- within a period of six weeks from the date a certified copy of this order is produced before the authority concerned.

7. In view of harassment suffered by petitioner, it is directed that petitioner will also be entitled to interest at the rate of 6% per annum from the date the documents were forwarded by the Chief Medical Officer, i.e. 11.10.2021 till the date of actual payment.

8. Accordingly, the petition succeeds and is **allowed**. The parties to bear their own costs.

Order Date :- 19.12.2023
kvg/-