



W.P.(MD).No.23367 of 2018

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.12.2025

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.23367 of 2018

1.S.Mayan (Died)

2. M.Neelaveni

3. M.Leena Priya

...Petitioners

(Petitioners 2 and 3 are substituted vide order of this Court dated 12.12.2024 in W.M.P(MD) No. 18598 of 2024 in W.P(MD) No. 23367 of 2018)

Vs

1. The Government of Tamil Nadu,
Represented by its Secretary,
Finance (Pension) Department,
Fort St. George, Chennai – 600 009.

2. The Treasury Officer,
District Treasury Office,
Ramanathapuram.

3. The United India Insurance Company,
The Regional Manager,
No.19, Nungambakkam,
High Road, 4th Lane,
Chennai – 600 034.

... Respondents



W.P.(MD).No.23367 of 2018

(R3 is impleaded vide order of this Court dated 28.01.2025 in W.M.P(MD) No.1004 of 2025 in W.P(MD) No.23367 of 2018)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to reimburse the sum of Rs.8,00,000/- along with 12% interest for the treatment which the petitioner undertook due to the accident met on 13.10.2016.

For Petitioner : Mr.R.Senthil Kumar

For R1 & R2 : Mr.P.T.Thiraviyam
Government Advocate

For R3 : Mr.A.Shajahan
Standing Counsel

ORDER

The present Writ Petition has been filed by a pensioner seeking a Mandamus as against the respondents to reimburse a sum of Rs.8,00,000/- along with 12% interest for the medical treatment taken by him.

2. The petitioner had met with an accident on 13.10.2016 and he was admitted to Devadhas Multi Speciality Hospital, Madurai, wherein he had availed the facility of cashless treatment and a sum of Rs.2,00,000/- has been



W.P.(MD).No.23367 of 2018

paid by the third respondent Insurance Company. Since the balance amount has not been paid, the present writ petition has been filed.

3. According to the learned Standing Counsel appearing for the third respondent, the petitioner being a pensioner is governed by G.O.(Ms) No.171, Finance (Pension) Department, dated 26.06.2014. As per clause 7, for a block period of four years from 01.07.2014 to 30.06.2018, the pensioner would be entitled for a cashless treatment upto Rs.2,00,000/-. Since the said amount has already been paid to the hospital, in which, the petitioner has undergone treatment, no further amount would be paid by the Insurance Company. Whatever the petitioner is eligible under the Government Scheme, has already been released by the third respondent/Insurance Company.

4. In view of the above said facts, a Mandamus cannot be issued as against the third respondent. It is for the petitioners to approach the competent Court under Motor Accidents Claims Tribunal for recovering balance amount seeking compensation, if he is so advised.



W.P.(MD).No.23367 of 2018

WEB COPY

5. With the above said observation, this Writ Petition stands disposed of. There shall be no order as to costs.

09.12.2025

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
ebsi

To

1. The Secretary,
Finance (Pension) Department,
Fort St. George, Chennai – 600 009.
2. The Treasury Officer,
District Treasury Office,
Ramanathapuram.
3. The Regional Manager,
United India Insurance Company,
No.19, Nungambakkam,
High Road, 4th Lane,
Chennai – 600 034.



WEB COPY



W.P.(MD).No.23367 of 2018

R.VIJAYAKUMAR,J.

ebsi

W.P(MD)No.23367 of 2018

09.12.2025