

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 19TH DAY OF DECEMBER 2013/28TH AGRAHAYANA, 1935

WP(C) .No. 30933 of 2013 (N)

PETITIONER:

C. SELVI
AGED 42 YEARS, W/O. NATARAJAN, MODIPATHIKAD HOUSE
PERINGANNUR, P.O. PERAMANGALAM, THRISSUR.

BY ADVS.SRI.C.P.PEETHAMBARAN
SMT.MINI.V.A.

RESPONDENTS:

1. THE DIRECTOR
INSURANCE MEDICAL SERVICE (ESI SCHEME), THAICAUD
THIRUVANANTHAPURAM.
2. THE REGIONAL DIRECTOR
ESI CORPOATION REGIONAL OFFICE, THRISSUR.
3. STATE MEDICAL COMMISSIONER
ESI CORPORATION REGIONAL OFFICE, THRISSUR.
4. SUPEINTENDENT OF E.S.I
HOSPITAL, E S I HOSPITAL, KOLARIKKARA
THRISSUR - 680 012.
5. THE DIRECTOR
AMALA INSTITUTE OF MEDICAL SCIENCE, AMALANAGAR
THRISSUR - 680 055.

R BY SRI.P.SANKARANKUTTY NAIR, SC, ESI CORPN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
19-12-2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 30933 of 2013 (N)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT-P1-TRUE COPY OF THE IDENTITY CARD ISSUED BY THE E.S.I
CORPORATION TO THE PETITIONER.

EXHIBIT-P2-TRUE COPY OF THE TREATMENT CERTIFICATE ISSUED BY THE
AMALA INSTITUTE OF MEDICAL SCIENCES, THRISSUR.

EXHIBIT-P3-TRUE COPY OF THE O.P. TICKET ISSUED BY THE ESI
HOSPITAL, OLARIKKARA DATED 04/12/2013.

EXHIBIT-P4-TRUE COPY OF THE ENTITLEMENT CERTIFICATE DATED
06/12/2013 ISSUED BY THE BRANCH OFFICE OF THE ESI
CORPORATION, THRISSUR.

EXHIBIT-P5-TRUE COPY OF THE REPRESENTATION DATED 09/12/2013 SENT
BY THE PETITIONER TO THE 1ST RESPONDENT.

EXHIBIT-P6-TRUE COPY OF THE REPRESENTATION DATED 10/12/2013 SENT
BY THE CRAFT TILES TO THE 1ST RESPONDENT.

RESPONDENT(S) ' EXHIBITS

TRUE COPY

P.A TO JUDGE

K. VINOD CHANDRAN, J

W.P(C) No. 30933 of 2013

Dated this the 19th day of December, 2013

J U D G M E N T

The petitioner was aggrieved by the denial of cashless treatment which she was entitled to as per the provisions of the ESI Act. Such denial was by reason of no certificate having been issued by the 4th respondent. The reason for such denial, was that the petitioner was not brought to the ESI Hospital and then referred to the 5th respondent hospital. The learned Standing Counsel for ESI Corporation submits that there is no such requirement since there was no ESI hospital working after 6 O' clock and the petitioner required urgent treatment. Be that as it may, now that the certificate has been issued by the 4th respondent, nothing survives in the writ petition and the same is closed. Parties are left to suffer their costs.

Sd/-
(K. VINOD CHANDRAN, JUDGE)

jma

//true copy//

P.A to Judge