

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 08.01.2016

CORAM

THE HONOURABLE MR. JUSTICE K. KALYANASUNDARAM

W.P.No.631 of 2016

M.Issaivanan

... Petitioner

Vs

- 1 Union of India  
Rep. by Government of Puducherry  
Chief Secretariat Puducherry-605 001.
  - 2 Government of Puducherry  
Rep. by its Secretary  
Educational Department  
Puducherry-605 001.
  - 3 The Director  
Directorate of Health and Family Welfare Service  
Government of Puducherry  
Puducherry-605 001.
  - 4 The Principal  
Pondicherry Engineering College (P.E.C)  
Kalapet Puducherry-605 014.
- ... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the 3rd & 4th respondents to act on the petitioner representations dated 4.6.2015 and 1.12.2015 within a stipulated period and reimburse the Medical Claim.

For Petitioner : Mr.D.Sreenivasan

For Respondents : Mr.A.Tamilvanan, GA [Pondy]

O R D E R

With the consent of both sides, this writ petition is taken up for final disposal.

2. The case of the petitioner is that originally, he was appointed as Helper on NMR basis on 01.01.1984 by the 4<sup>th</sup> respondent College. Subsequently, he was promoted as Assistant. He undergone LEFT URS LITHOTRIPSY for "Left Lower Uretric Calculus" at Krishna Nursing Home, Puducherry, during July 2006. For which, the 3<sup>rd</sup> respondent sanctioned medical reimbursement through the 2<sup>nd</sup> respondent on 09.05.2008.

3. The grievance of the petitioner is that during the month of November 2013, he suffered severe stomach pain and immediately, he was admitted in the nearby hospital for treatment. The representation given by the petitioner for reimbursement was rejected by the 4<sup>th</sup> respondent, on the ground that he had taken treatment without No Objection Certificate. Thereafter, the petitioner sent a representation to the 3<sup>rd</sup> respondent on 04.06.2015 seeking his intervention to reimburse the medical bills. Since, no orders was passed on the representation submitted by the petitioner, this writ petition has been filed.

4. This Court heard the submissions of Mr.A.Tamilvanan, learned Government Advocate [Puducherry] who accepts notice for the respondents and perused the records.

5. In the light of the above facts and circumstances, this Court directs the 4<sup>th</sup> respondent to consider the representation of the petitioner on merits and pass appropriate orders in accordance with law within a period of eight weeks, from the date of receipt of a copy of this order.

The writ petition is disposed of with the above direction. No costs.

sd/-

सत्यमेव जयते  
Assistant Registrar (Cs-V)

/TRUE COPY/

Sub-Assistant Registrar

gya

To

1 Union of India  
Government of Puducherry  
Chief Secretariat Puducherry-605 001.

2 The Secretary  
Government of Puducherry  
Educational Department  
Puducherry-605 001.

3 The Director  
Directorate of Health and Family Welfare Service  
Government of Puducherry  
Puducherry-605 001.

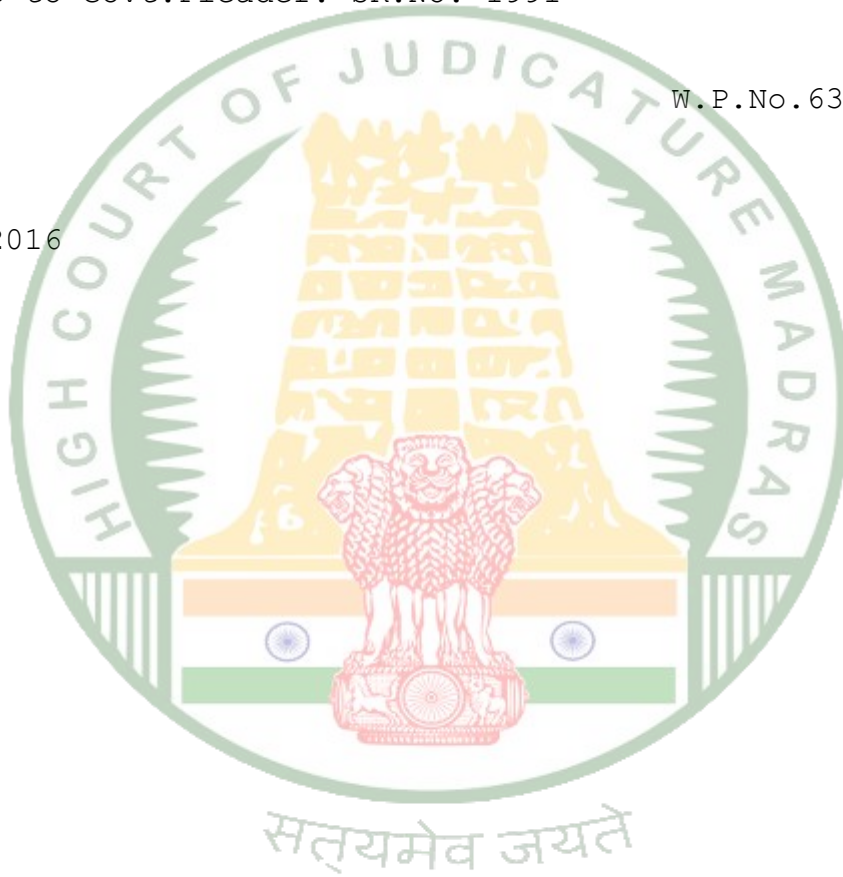
4 The Principal  
Pondicherry Engineering College (P.E.C)  
Kalapet Puducherry-605 014.

+1 CC to MR.B.D.Sreenivasan Advocate. SR.NO.1818

+1 CC to Govt.Pleader. SR.NO. 1991

W.P.No.631 of 2016

CO-SK  
JD 01/02/2016



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