

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP No.18394 of 2013

Date of decision: 04.05.2016

Raj Singh Dahiya

...Petitioner

versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Abhishek Yadav, Advocate,
for the petitioner.

Mr. Hitesh Pandit, Addl. A.G., Haryana.

RITU BAHRI, J.

The petitioner is seeking direction to the respondents to reimburse his entire medical bills after getting treatment from Medanta Hospital, Gurgaon.

On 02.10.2010, the petitioner was admitted in the above said hospital with Coronary Artery Disease and remained there from 02.10.2010 to 11.10.2010. He spent an amount of Rs.2,18,637/- as per certificate (Annexure P-1). Thereafter, he submitted his claim for reimbursement. Sanction of Rs.1,05,510/- was accorded for reimbursement to the petitioner vide order dated 09.11.2012 (Annexure P-6). Now the petitioner is claiming full reimbursement of his medical bills.

Respondents, in their written statement, have stated that the petitioner had got treatment from an unapproved hospital. Relevant instructions dated 20.05.2008 have been annexed as Annexure R-1. Further, as per reimbursement policy dated 06.05.2005 (Annexure R-2), if treatment is taken from an unapproved hospital in emergency, it will be reimbursed

equal to PGI, Chandigarh rates. Hence, reimbursement of Rs.1,05,510/- has been paid to the petitioner. Calculation, in this regard, has been placed on record as Annexure R-3. Initially, the sanction was granted to the petitioner for a sum of Rs.1,05,510/- as per PGI/AIMS + 75% of the balance rates. However, subsequently, this mistake came to the notice of the respondents and the bills were again worked out, which came to Rs.83,197/- as per Annexure R-3 and the petitioner is required to refund the excess amount of Rs.22,313/-.

Learned State counsel has informed the Court that vide instructions dated 23.02.2011, Medanta Hospital has been included in the list of approved hospitals of State of Haryana.

The petitioner has taken treatment from Medanta Hospital during the period when this hospital was not listed in the approved list of hospitals in the State of Haryana. Hence, the payment has been rightly made to him as per instructions dated 06.05.2005 (Annexure R-2).

No merits.

Dismissed.

04.05.2016
ajp

(RITU BAHRI)
JUDGE