

**203 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.16359 of 2012 (O&M)

Date of decision : May 04, 2017

Rakesh Kumar

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Yogesh Saini, Advocate for
Mr. Manoj Bajaj, Advocate for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Mr. R.D. Bawa, Advocate for respondent Nos.2 to 4.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

Petitioner claims that he was working as Gardener with respondent No.4. On 05.06.2011, he met with an accident. He was run over by a bus. He was rushed to Civil Hospital, Sector 6, Panchkula, from where he was referred to PGI, Chandigarh.

However, the petitioner was rushed to private hospital, namely Raffels Hospital, Sector 14, Panchkula, where he was operated upon twice, which included skin grafting also. He was discharged on 15.06.2011. He submitted his claim for medical reimbursement amounting to ₹1,07,550/-. Later on, he was again hospitalized on 15.07.2011 for further treatment and incurred expenses of ₹27,710/-.

The stand of respondent Nos.2 to 4 is that the said Raffels Hospital is not a Government approved hospital and that in case of treatment is taken in emergency from an unapproved hospital, the

reimbursement of the medical bills will be allowed equal to the PGI rates. It is stated that a sum of ₹45,287/- was reimbursed for the first medical bill and for the second medical bill, a sum of ₹18,312/- was reimbursed as per PGI rates.

I have heard learned counsel for the parties and have also carefully gone through the case file.

Admittedly, Raffels Hospital is not a Government approved hospital. However, since it was case of emergency, therefore, though the treatment was taken from an unapproved hospital, the medical bills have been reimbursed at PGI rates as per instructions of the Government. Thus, there is no illegality or infirmity in the reimbursement of the medical bills at PGI rates.

As such, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

May 04, 2017

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Whether speaking / reasoned Yes

Whether Reportable: No