

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

**CWP-12997-2015 (O & M)
Date of decision: 17.07.2017**

Indraprastha Medical Corporation Ltd.

....Petitioner

V/s

State of Haryana and ors.

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. A.K. Bakshi, Advocate, for the petitioner.

Mr. Gaurav Jindal, Addl.A.G., Haryana.

Mr. Anil Rathee, Advocate, for respondent No.3.

Rajan Gupta, J. (Oral)

Petitioner has posed a challenge to the Memo No.7269/CD/SJE/2015 dated 31.03.2015, Annexure P-1, issued by Commissioner for Persons with Disabilities, Social Justice & Empowerment Department, Haryana, Chandigarh.

It is urged before the court that the Commissioner had no authority to make an observation that a case for committing fraud be registered against the petitioner-Hospital. The authority went beyond its jurisdiction in giving directions which are not contemplated by the Act. He prays that the order be set aside and the matter be remitted back to the same authority for decision afresh.

This prayer is not opposed by the counsel for the respondents.

Learned State counsel submits that as per PGI/AIIMS Policy, 75% of the expenses incurred by respondent No. 3 have been reimbursed to him.

In view of the above, impugned order is set aside and the matter is remitted back to the same authority for decision afresh after affording an opportunity of hearing to the parties.

Disposed of in these terms.

July 17, 2017
sukhpreet

(RAJAN GUPTA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No