

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

**CWP No. 18000 of 2017
DECIDED ON: AUGUST 16, 2017**

BALJIT KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Onkar Rai, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of mandamus directing the respondents to release the payment of medical reimbursement bill of ₹1,51,715/- to the petitioner generated on account of treatment of her husband late Sh. Baldev Singh, who was suffering from Chronic Kidney Disease.

Notice of motion.

At the asking of Court, Ms. Akanksha, AAG, Punjab accepts notice on behalf of respondent-State of Punjab. Copy of the petition be supplied to learned State counsel during the course of day.

Considering the peculiar facts and circumstances of the case, this Court is of the view that instant petition can be disposed of in the absence of reply to be obtained from the respondent-State.

Undoubtedly, husband of the petitioner namely Baldev Singh retired as Conductor and he was taken away by the nature of January 08, 2016 as he was suffering from chronic kidney disease. Medical reimbursement bill was submitted to the office of respondent No.3-General Manager, Punjab Roadways, Ludhiana alongwith an application dated February 09, 2016 (Annexure P-2), which was duly received in the office of respondent No.3 vide diary No. 752, dated February 18, 2016. Though a period of 1 ½ years have been elapsed but till date no action appears to have been taken. Application dated February 09, 2016 (Annexure P-2) is also duly supported with an affidavit of the petitioner.

Accordingly, instant petition is disposed of with a direction to respondent No.3 to look into the grievances unfolded by the petitioner in her application dated February 09, 2016 (Annexure P-2) and to take an appropriate decision in accordance with law within a period of two months from the date of receipt of certified copy of this order and in case respondent No.3 comes to conclusion that petitioner is entitled to the medical reimbursement as claimed by her, the same shall be released immediately. However, respondent No.3 is also directed to consider the grant of interest on the delayed payment.

AUGUST 16, 2017
sham

(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*