

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

214

**CWP-2548-2014 (O&M)
Date of decision:21.08.2017**

Municipal Council, Gurdaspur

....Petitioner

Versus

Presiding Officer, Industrial Tribunal, Gurdaspur and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Arun Gosain, Advocate for the petitioner.

P.B. BAJANTHRI, J. (ORAL)

Short question for consideration in the present petition is whether respondent-workman is entitled for medical reimbursement with reference to actual payment made by him or with reference to policy decision of the petitioner read with the rate fixed by the AIIMS hospital. Learned counsel for the petitioner submitted that policy was exhibited before the Labour court as AW1/2. The same has not been considered. To that extent Labour court has committed error. Accordingly, award passed by the Labour court dated 17.07.2013 (Annexure P7) is set aside.

Learned counsel for the petitioner fairly submitted that respondent-workman has been extended the benefit of medical reimbursement as per the rate fixed by AIIMS Hospital, New Delhi. In view of the later development, question of implementing the award dated 17.07.2013 also do not arise.

With the above observation, CWP stands allowed.

21.08.2017

pooja saini

**(P.B.BAJANTHRI)
JUDGE**

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No