

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

**CWP No.92 of 2015
DECIDED ON: NOVEMBER 21, 2017**

DR. K.K. SHARMA

.....PETITIONER.

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS.

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Krishan Singh Dadwal, Advocate,
for the petitioner.

Ms. Jasleen Kaur, AAG, Punjab.

JASPAL SINGH, J (ORAL)

Through instant civil writ petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus directing the respondents to reimburse the medical bills of the petitioner amounting to ₹5,61,363/- along with interest.

2. In response to the notice of motion issued by this Court on 06.01.2015, reply by way of counter affidavit of Dr. Jatinder Kaur, Director, Health & Family Welfare, Punjab on behalf of respondents has already been furnished along with annexures.

3. A glance at the aforesaid affidavit transpires that a sum of ₹2,84,618/- on account of medical bill has already been sanctioned and paid to

the petitioner, as per government rates. As far as, a sum of ₹92,560/- regarding treatment of operation charges of robotic surgery is concerned, the same is pending that is pending because of non availability of rates in the department which does not appear to be plausible. Copy of a letter bearing No.F.47-4/HBS/R-R/15-16, dated 03.06.2015 issued by AIIMS has been produced by learned counsel for the petitioner, which transpires that rate of all the robotic surgery in the departments of ENT, Urology and Gynecology has been finalized for ₹60,000/- for private ward. Copy of the said letter is taken on record.

4. Thus, the instant petition stands disposed of with direction to respondent No.2-Director, Health & Family Welfare, Chandigarh to make the payment to the tune of ₹60,000/- within a period of one month from the date of receipt of certified copy of this order. With further direction to respondent No.2 to calculate the interest @ 9% per annum after three months of the submission of bills till actual payment of the bills.

5. However, if the petitioner still feel aggrieved of the order passed by the concerned authority, he shall be at liberty to approach this Court.

NOVEMBER 21, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes*

Whether reportable *Yes/No*