

CWP No. 10158 of 2018
DECIDED ON: MAY 17, 2018

NARINDER KAUR GREWAL

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Puran Chand Arora, 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 a writ in the nature of mandamus directing the respondents No. 2 and 3 to make the payment of medical reimbursement bill dated 08.06.2017 amounting to Rs. 1,22,740/- (P-1) on account of open cholecystectomy in respect of her who being the widow of late Baldev Singh (retd.) and family pensioner holding PPO No. 254538/Pb. is entitled to the same.

2. The contention of learned counsel for the petitioner is that petitioner is the widow of late Baldev Singh, who retired on attaining the age of superannuation and died on 30.09.2013. After his death, petitioner has undergone medical treatment for open cholecystectomy from Sadbhawna Medical and Heart Institute, Patiala and an amount of Rs. 1,22,740/- is incurred upon her treatment regarding which she has submitted a bill amounting to Rs. 1,22,740/- dated 08.06.2017 (P-1) to respondent

No.2 but till date neither reimbursement of the said bill has been made nor any order has been passed, rejecting or accepting the same. He further contends that petitioner was constrained to serve legal notice dated 10.02.2018 (P-3). In response to the afore-said legal notice a letter dated 28.02.2018 (P-4) was written to the counsel for the petitioner, unfolding that the bill has not been received in the office and department asked to re-submit the copy of medical bill (P-1). Subsequent thereto, petitioner submitted a duplicate copy of medical bill dated 08.06.2017 (P-1), which was earlier submitted to respondent No.2, along-with letter dated 16.03.2018 (P-5) but till date no action has been taken.

3. At this juncture, learned counsel for the petitioner submits that instant petition can be disposed of by giving necessary direction to respondent No.2 in this regard.

4. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.2 to consider the claim of the petitioner for making the reimbursement of medical bill as referred to above and to take a conscious decision within a period of two months from the date of receipt of certified copy of this order. In case the authority comes to the conclusion, to make the reimbursement of medical bill within a period of next one month.

5. However, in case petitioner still feels aggrieved by any in-action of the afore-said authority, she shall be at liberty to have recourse to other remedies available to her under law including to approach this Court.

MAY 17, 2018
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*