



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.11.2019

CORAM:

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.P (MD)No.7791 of 2019

and

W.M.P (MD) .Nos.6185 & 6186 of 2019

WEB COPY

K.Desikan

... Petitioner

vs.

1.The Secretary to Government
Finance Department
St.George Fort, Chennai

2.The Joint Registrar Cum Managing Director
Madurai District Central Co-operative Bank Limited
Madurai

3.The General Manager
Madurai District Central Co-operative Bank Limited
Madurai

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorari Mandamus, to call for the records relating to the order passed by the 3rd respondent in Na.Ka.No.373/17-18 E4, dated 24.07.2018 and consequently, direct the respondents to reimburse the medical expenses incurred to the petitioner's son namely D.Saran Desik for the treatment taken at Apollo Hospital, Madurai.

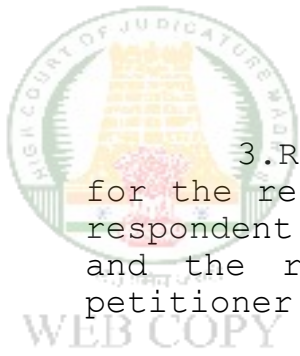
For Petitioner : Mr.B.Chakkavarathi
For R1 : Mr.V.R.Shanmuganathan
Special Government Pleader

For R2 & R3 : Mr.D.Shanmugaraja Sethupathi

ORDER

This writ petition is filed challenging the order of rejecting the claim of the petitioner for medical reimbursement on the ground of delay.

2.Today, when the matter was taken up for hearing, the learned counsel appearing for the respondents 2 and 3, on instructions, submitted that the respondents 2 and 3 will consider the claim of the petitioner without referring to the delay of the petitioner and will pay the eligible amount based on the eligibility, within a time frame to be fixed by this Court.



3. Recording the submission of the learned counsel appearing for the respondents 2 and 3, the impugned order passed by the third respondent in Na.Ka.No.373/17-18/E4, dated 24.07.2018 is set aside and the respondents are directed to consider the claim of the petitioner afresh without referring to the delay, on merits.

4. With the above direction, this writ petition is allowed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS III)

// True Copy //

Sub Assistant Registrar (CS)

msa
To

1.The Secretary to Government
Finance Department
St.George Fort, Chennai

2.The Joint Registrar Cum Managing Director
Madurai District Central Co-operative Bank Limited
Madurai

3.The General Manager
Madurai District Central Co-operative Bank Limited
Madurai

+1 CC to M/s.B.CHAKKARAVARTHI, Advocate (SR-96409[F] dated 06/11/2019)

+1 CC to M/s.D.SHANMUGARAJA SETHUPATHI, Advocate (SR-96521[F] dated 06/11/2019)

**W.P(MD)No.7791 of 2019
and**

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KK/SAR/26.11.2019/2P-6C/