

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

**CWP NO. 3572 of 2019(O&M)
DATE OF DECISION : 05.12.2019**

Sanjeevan Singh

... Petitioner

versus

State of Punjab & Ors.

... Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Ranjivan Singh, Advocate with
Ms. Kanika Toor, Advocate
for the petitioner.

Ms. Monica Chhibbar Sharma, Sr. DAG Punjab.

Mr. Anand S. Miglani, Advocate
for respondent No.4.

ARUN MONGA, J. (ORAL)

1. Petitioner is aggrieved against non-reimbursement of medical expenses on account of the treatment undergone by his wife at Post Graduate Institute of Medical Education and Research(PGIMER). The bills are stated to be on account of certain medicines purchased pursuant to Outpatient Department (OPD) prescription issued by PGIMER.

2. As per relevant instructions, petitioner was required to submit a Chronic Certificate with regard to the treatment undergone by his wife, which he duly complied with. Complicated Chronic Disease Certificate dated 14.12.2017(Annexure P-2) was issued by PGIMER.

3. A perusal of the said certificate would reveal that same is

signed by Medical Board consisting Head of the Department/Professor, Department of Endocrinology and Additional Professor, Department of Endocrinology and counter signed by Medical Superintendent of PGIMER, Chandigarh. The said certificate unequivocally states that petitioner's wife has been examined in PGIMER and she is suffering from T1DM(Type I Diabetes Mellitus) since 24.10.2015. As per certificate, the said disease has been declared as a Complicated Chronic Disease by Punjab Government as per instructions/ letter No. 12/69/98-5HBV/ 213929/ 21333 dated 01.09.2000.

4. In view of the above, I am unable to persuade myself to sustain the objection contained in the impugned orders/ letters dated 12.03.2018 and 29.11.2018(Annexures P-6 and P-11 respectively), which seems to have been made merely by taking a hyper-technical view. Once it is established that petitioner's wife is suffering from Chronic disease since 24.10.2015, which is not disputed, any OPD prescriptions and medicines purchased pursuant thereto after the said date would be entitled for reimbursement.

5. In the premise, writ petition is allowed. The impugned orders are set aside with a direction to the respondents to entertain the medical bills of the petitioner's wife annexed with the representation (Annexure P-5) and reimburse the remaining amount of the bills mentioned therein.

6. Let the needful be done within a period of 60 days from the receipt of certified copy of this order.

7. Disposed of.

(ARUN MONGA)
JUDGE

December 05, 2019

Jiten

1. Whether speaking/ reasoned:

Yes/ No

2. Whether reportable:

Yes/ No