

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CWP No. 35250 of 2019

Date of Decision : 04.12.2019

Sarita Saini

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Anurag Jain, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

The claim of the petitioner in the present writ petition is that her husband was hospitalized for emergency treatment in Sri Ganga Ram Hospital, New Delhi on 16.03.2017 and he remained in the hospital till 06.04.2017. During the said period of hospitalization, petitioner incurred an amount of ₹7,47,398/- on the treatment of her husband but the respondents have not reimbursed the total amount but have only reimbursed a sum of ₹4,17,084/-. By this writ petition, petitioner claims the reimbursement of the remaining amount of ₹3, 30,314/-.

Learned counsel for the petitioner argues that as per the Policy dated 13.08.2015 (Annexure P-12) issued by the Government of Haryana, for the treatment, which is taken in Sri Ganga Ram Hospital, Delhi, an employee is entitled for reimbursement at PGI rates + 75% of the balance

amount and, therefore, the reimbursement of the amount, which has been given to the petitioner, is contrary to the Policy issued by the Government of Haryana itself and the reimbursement Policy issued by the State of Haryana has been duly adopted by the respondent-University starting from 03.07.2010. The prayer of the petitioner is for issuance of a direction to the respondent-University to release the remaining amount of ₹3,30,314/-.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, petitioner has served the respondents with a legal notice dated 04.11.2019 (Annexure P-10), which is still pending consideration and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 04.11.2019 (Annexure P-10), by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Writ petition stands disposed of accordingly.

December 04, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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