

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14557 of 2019

Dr. Rajesh Kumar @ Dr. Rajesh Kumar Vernwal Son of Indrasan Prasad Barnwal, Proprietor of Jansewa Hospital, Resident of Village Lamichaur, P.S. Bhorey, District- Gopalganj.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Health and Family Welfare, Patna.
2. The State Nodal Authority, Rashtriya Swasthya Bima Yojana Cum Executive Director, Bihar State Health Society, Patna, Bihar.
3. The District Key Manager Cum Deputy Development Commissioner, Gopalganj.
4. Reliance General Insurance Company Ltd. a Company registered under the Companies Act having its registered office at 570, Rectifier House, Naigum Cross Road, Wadala(W), Mumbai.
5. The District Magistrate Cum Chairman, District Core Committee RSBY, Gopalganj.
6. The Additional District Key Manager, RSBY Cum Additional Chief Medical Officer, Gopalganj.
7. The Union of India through the Secretary, Ministry of Health and family Welfare, Government of India, New Delhi.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Shakti Suman Kumar, Advocate Mr. Rajesh Ranjan, Advocate Mr. Atul Sarkar, Advocate
For the Respondent/s	:	Mr. S. D. Yadav, AAG-9 Mr. Nagendra Kumar, AC to AAG-9 Mr. K. K. Sinha, Advocate Ms. Kanak Verma, CGC Mr. Durgesh Kumar Singh, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 05-12-2022

The petitioner has prayed for the following relief(s):-

“i. An appropriate writ in the nature of



Mandamus for direction/directions to the respondents to make payment of the outstanding amount of Rs. 18,20,000/- (Rupees Eighteen Lac Twenty Thousand only) with due interest for treatment provided by the petitioner's Hospital having code no. 10015037 under Rashtriya Swasthya Bima Yojana (herein after referred to as RSBY), to the persons under below poverty line holding smart card issued by the competent authorities.

ii. Any other writ/writs, order/orders or direction/directions as the facts and circumstances of the case may require and deemed fit by this Hon'ble Court may also be issued.”

We are informed that vide notification dated 2nd of March, 2022, the State Grievance Redressal Committee (S.G.R.C.) stands constituted.

In this view of the matter, it is always open for the petitioner to invoke Clause 14 (page 40) of the agreement dated 11th of April, 2015 entered into between the petitioner and the Reliance General Insurance Company Limited.

We are sure that as and when any such request is made, the same shall be dealt with expeditiously in accordance with law.

Also, material required by the petitioner shall be supplied by the respondents for which, direction shall be



obtained from the authorities referred to in the said Clause etc.

Petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed
of.

(Sanjay Karol, CJ)

(Partha Sarthy, J)

Spd/-PKP

AFR/NAFR	
CAV DATE	
Uploading Date	07.12.2022
Transmission Date	

