



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.04.2022

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 17220 of 2019

1. R.Nalini (Deceased)

2. S.Ramakrishnan

(amended vide order dated 12.04.2022)

...Petitioner

(P2 substituted as LR of Deceased Sole

Petitioner vide order dated 12.04.2022

made in WMP.No.8988/2022 in W.P.No.17220/2019

by PDAJ)

-vs-

1. The State Bank of India,
T.Nagar Branch,
Represented by its Branch Manager,
No. 14(27) North Usman Road,
T.Nagar, Chennai-600 017.

2. PGP Department,
HR Department,
Local Head Office,
'Circle Top House', 5th Floor,
16, College Lane, Nungambakkam,
Chennai-600 006.

3. United India Insurance Company Limited,
No. 24, Whites Road,
Chennai-600 002.

...Respondents

Prayer:-Writ Petitions filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Certiorari, calling for the records leading to the impugned order of the First Respondent dated 03.12.2018 in HR:SWA:3270 and quash the same and consequently direct the Respondents to revalidate my insurance policy with retrospective effect and pass appropriate order after giving due opportunity to the Petitioner.

For Petitioner : Mrs. R.Ramya

For Respondents: Mr. C.Mohan

for M/s. King & Patridge (For R1 & R2)

Mr. M.R.Raghavan

for M/s. M.B. Gopalan & Associates

(For R3)



O R D E R

Heard Mrs. R.Ramya, Learned Counsel for the Petitioner, Mr. C. Mohan, Learned Counsel for the First and Second Respondents and Mr. M.B.Raghavan, Learned Counsel for the Third Respondent and perused the materials placed on record, apart from the pleadings of the parties.

2.The grievance ventilated by the Petitioner in this Writ Petition is to re-validate the medical insurance policy taken by her from the Fourth Respondent with retrospective effect. It is informed that after the filing of the Writ Petition, the Petitioner had undergone certain treatments for which claims have arisen during the period for which re-validation of the medical insurance policy has been sought. That apart, the Petitioner has died on 17.11.2019 and her husband has been brought on record as a legal representative by order dated 12.04.2021 in W.M.P. No. 8988 of 2022 passed by the Court. Since further reliefs are sought and necessary pleadings have to be made in that regard, Learned Counsel for the Petitioner seeks permission of this Court to withdraw this Writ Petition with liberty to file a fresh Writ Petition by the legal heirs of the deceased Petitioner seeking comprehensive reliefs with necessary pleadings. She has also made an endorsement to that effect in the court record.

In fine, the Writ Petition is dismissed as withdrawn granting such liberty. No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

gd

To

1. The Branch Manager,
The State Bank of India,
T.Nagar Branch,
No. 14(27) North Usman Road,
T.Nagar, Chennai-600 017.



2. PGP Department,
HR Department,
Local Head Office,
'Circle Top House', 5th Floor,
16, College Lane, Nungambakkam,
Chennai-600 006.

3. United India Insurance Company Limited,
No. 24, Whites Road,
Chennai-600 002.

+1cc to M/s.R.Ramya, Advocate, S.R.No.25408

+1cc to M/s.King & Partridge, Advocate, S.R.No.25413

W.P.No.17220 of 2019

RK(CO)
RGA(09/05/2022)