



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.02.2022

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THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P. (MD)No.15589 of 2020
and
W.M.P. (MD)No.13087 of 2020

S.Gomathy Nayagam

... Petitioner

Vs.

1.The Managing Director,
TWARD Board,
No.31, Kamarajar Salai,
Chepauk, Chennai - 600 005.

2.The Joint Director of Health Services,
Tirunelveli @ Tenkasi,
Tirunelveli District.

3.The District Collector,
Tirunelveli District,
Tirunelveli.

4.M/s.United India Insurance Company,
Divisional Office, 5th Floor,
PLA Rathna Tower,
Raji Buildings, 212, Anna Salai,
Chennai - 600 006.

5.M/s.MD India Health Insurance TPA Pvt Ltd.,
Guna Complex No.443 & 445, Old Door No.304 & 305,
Anna Salai, Thenampet,
Chennai - 600 018.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of a Mandamus, directing the respondents to reimburse the medical treatment bill to the value of Rs.4,43,678.09 with applicable interest under the New Health Insurance Scheme 2018 for pensioners (including spouse) / family pensioners based on the petitioner's claim dated 05.10.2019, 04.11.2019, 21.11.2019, 06.12.2019, 19.12.2019, 07.01.2020, 01.02.2020, 08.07.2020, 28.07.2020 and 27.08.2020 within the stipulated period to be fixed by this Court.

<https://hcservices.ecourts.gov.in/hcservices/>



For Petitioner :Mr.Ananth C.Rajesh

For R1 to R3 :Mr.A.K.Manikkam,
Spl.Govt.Pleader

For R4 :Mr.A.Shajahan

For R5 :No Appearance

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O R D E R

The relief sought for in the present Writ Petition is to consider the case of the writ petitioner for medical reimbursement.

2. The petitioner is a pensioner and undergone certain treatment for ailments. Admittedly, the petitioner is a member of New Health Insurance Scheme and therefore eligible for medical reimbursement. Along with the medical bills, the petitioner submitted an application for medical reimbursement on 27.08.2020 and the respondents have not considered the said application of the writ petitioner. Thus, the petitioner is constrained to move the present writ petition. The medical reimbursement claim submitted by the eligible employees are to be considered as expeditiously as possible by the competent authorities. Such application cannot be kept pending for an indefinite period. The petitioner states that he is eligible for medical reimbursement claim. He filed the application along with all the required documents.

3. Under these circumstances, the respondents are directed to consider the medical reimbursement claim application submitted by the writ petitioner on 27.08.2020 and take a decision on merits and in accordance with law, and pass orders within a period of six weeks from the date of receipt of a copy of this order. The writ petitioner is permitted to submit the copy of the application along with all other documents, if any, within a period of two weeks from the date of receipt of a copy of this order to the respondent.

4. The writ petition stands disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (As)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

MPK

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To

1.The Managing Director,
TWARD Board,
No.31, Kamarajar Salai,
Chepauk, Chennai - 600 005.

2.The Joint Director of Health Services,
Tirunelveli @ Tenkasi,
Tirunelveli District.

3.The District Collector,
Tirunelveli District,
Tirunelveli.

4.The Officer in Charge,
M/s.MD India Health Insurance TPA Pvt Ltd.,
Guna Complex No.443 & 445, Old Door No.304 & 305,
Anna Salai, Thenampet,
Chennai - 600 018.

+1 CC to M/s.ANANTH C RAJESH, Advocate(SR-7995[F] dated
23/02/2022)

+1 CC to M/s.A.SHAJAHAN, Advocate (SR-8010[F] dated 23/02/2022)

+1 CC to M/s.SPL GP (SR-8052[F] dated 23/02/2022)

W.P. (MD)No.15589 of 2020

22.02.2022

MGJ(08.03.2022) 3P 8C