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W.P.(MD)NO.2777 OF 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.07.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.2777 of 2015

Santhanam

... Petitioner

Vs.

1. United India Insurance Co. Ltd.,
Divisional Office, 5th Floor,
PLA Rathna Tower,
212, Anna Salai, Chennai.
2. M/s. MD India Health Care Services Pvt. Ltd.,
No.27, Lakshmi Towers,
III Floor, Dr. Radhakrishnan Salai,
Mylapore, Chennai -4.
3. Meenakshi Mission Hospital
and Research Centre,
Rep. By its Chairman,
Lake Area, Melur Road,
Madurai – 625 107.
4. The District Level Empowered Committee,
Ramanathapuram District.
(R-4 is suo motu impleaded
vide order dated 11.07.2023)

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records on the file of the 2nd



respondent communication vide letter dated 02.08.2014 denial of authorization Letter and quash the same and direct the respondents to reimburse the medical expenses of Rs.77,601/- to the petitioner under the Tamil Nadu Government Servant Medical Welfare Scheme for the Petitioner's treatment in UROSEPSIS WITH CEREBRAL VASCULAR ACCIDENT MULTIPLE CEREBRAL CHRONIC MICROBLEED and for such other reliefs to the petitioner s within a specific time frame that may be as prescribed by this Court.

For Petitioner : Mr.R.Murugan
For R-4 : Mr.N.Satheesh Kumar,
Additional Government Pleader.
For R-1 & R-2 : Mr.A.Shajahan
For R-3 : Mr.M.Thirupathy

* * *

ORDER

Heard the learned counsel on either side.

2. The petitioner is a retired Government employee. He is a member of the New Health Insurance scheme. The petitioner suffered health break down and he got admitted in the third respondent hospital on 25.07.2014. He was



discharged on 07.08.2014. The petitioner had spent a sum of Rs.77,601/- towards treatment. Since the first respondent did not honour the same, the present writ petition came to be filed.

3. The learned counsel appearing for the petitioner reiterated all the contentions set out in the affidavit filed in support of the writ petition and called upon this Court to grant relief as prayed for.

4. As rightly pointed out by the learned Standing counsel appearing for the insurance company, the company had already informed the petitioner that the procedure undergone by the petitioner was not covered by the scheme. Therefore, the petitioner is permitted to submit an application along with all the relevant documents before the fourth respondent. The fourth respondent shall process the same within a period of three weeks from the date of receipt of a copy of this order. If within the said time limit the application is submitted, the fourth respondent shall receive the same without reference to limitation. The fourth respondent shall process the papers and



pay the amount due and eligible to the petitioner. The entire exercise shall be completed by the fourth respondent within a period of twelve weeks from the date of receipt of application of the petitioner. The case of the petitioner shall be considered in terms of the Tamil Nadu Medical Attendance Rules. This writ petition stands disposed of. No costs.

11.07.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

PMU

To:

The District Level Empowered Committee,
Ramanathapuram District.



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G.R.SWAMINATHAN,J.

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