

2023:PHHC:148793

**247 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-5391-2023
Date of Decision: 22.11.2023

MAHAVIR SINGH

....Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Malkit Kaur, Advocate
for the petitioner.

Ms. Dimple Jain, DAG Haryana.

Mr. Rajiv Singh Sihag, Advocate for respondent No. 2.

SANDEEP MOUDGIL J. (ORAL)

1. Present petition has been filed under Article 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus directing the respondent No. 2 to reimburse medical bills of the petitioner on account of expenses incurred for treatment of his chronic disease in accordance with the Medical Reimbursement Policy (w.r.t. Chronic Diseases) for government employees of the State of Haryana.

2. The said relief has been claimed under the Medical Reimbursement Policy (w.r.t. Chronic Diseases) as applicable to the case of the petitioner being employee of the Jind Central Co-operative Bank Limited, Jind.

3. Counsel for respondent No. 2 though submits the petitioner has already superannuated from the services on 31.08.2022 and according to the Service Rules, there is no provision for grant of such medical reimbursement as his service is governed by the Haryana State Central Co-operative Bank's Staff Service (Common Cadre) Rules 1975. However, this

Court is not convinced to the stand taken by the counsel for respondent No. 2 inasmuch as in accordance with the bye laws as well as the Common Cadre Rules, the emoluments, allowances and other expenses incurred for medical purpose are to be reimbursed. The Policy of the State Government issued from time to time has been applicable which has been accepted by the Board of Directors of the Haryana State Co-operative Apex Bank Limited (HARCO Bank).

4. Managing Director/General Manager, Jind Central Co-operative Bank Limited, Jind-respondent No. 2 is directed to consider the case of the petitioner by taking into account the pleadings raised in the instant writ petition as a comprehensive representation and the same be decided in accordance with law within a period of one month from the date of receipt of certified copy of this order.

5. Instant petition is disposed in aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

22.11.2023
Ajay Goswami

Whether Speaking reasoned	Yes/No
Whether reportable	Yes/No