

CWP- 17002-2023 (O&M)

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

CWP- 17002-2023 (O&M)

Date of Decision:07.08.2023

Madan Lal

... Petitioner

V/s.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present : Mr. A.P.S. Sidhu, Advocate for
Mr. Surinder Garg, Advocate
for the petitioner.

DEEPAK MANCHANDA, J.(Oral)

Present writ petition has been filed under Article 226/227 of the Constitution of India by the petitioner seeking issuance of writ in the nature of mandamus for directing the respondent to release the medical reimbursement of Rs. 3,52,043/- spent by the petitioner on his treatment and the said amount be paid along with interest @ 18% per annum.

Learned counsel for the petitioner submits that the petitioner retired as Junior Assistant from the office of respondent No. 3 on

29.02.2016 on attaining the age of superannuation. The petitioner remained hospitalised from 03.06.2023 to 05.06.2023 for heart ailment and incurred an amount of Rs. 3,52,043/- on his treatment and after being discharged from the hospital, he submitted the requisite documents for reimbursement with the office of respondent No. 3. Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance in the legal notice dated 27.06.2023 (Annexure P-2), which is still pending consideration with respondents and the petitioner will be satisfied at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

At this stage, on the asking of the Court, Mr. Arun Gupta, AAG, Punjab who is present in the Court accepts notice on behalf of respondents No. 1 and 2 and raise no objection in deciding the legal notice dated 27.06.2023 (Annexure P-2) in a time bound manner by passing an appropriate speaking order.

I have heard learned counsel for the parties and have gone through the record of the case.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the legal notice, respondents are directed to decide the legal notice dated 27.06.2023 (Annexure P-2), by passing a speaking order within a period of eight weeks from the date of receipt of certified copy of

this order with a further direction that if the petitioner is found to be entitled to the claim mentioned in the legal notice and if there is no legal impediment involved, necessary disbursement of funds shall be made to him within a period of eight weeks thereafter.

The petition stands disposed of.

(DEEPAK MANCHANDA)
JUDGE

07.08.2023
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Whether speaking/reasoned	Yes
Whether Reportable	Yes /No