

CWP-28396-2023

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2023:PHHC:162259

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-28396-2023

Date of Decision:18.12.2023

PHUMAN SINGH

..... Petitioner

Versus

UNION OF INDIA AND ORS.

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Sartaj Singh Thakur, Advocate
for the petitioner.

Ms. Shreyansi Verma, Central Govt. Counsel
for respondents No.1 to 4.

Ms. Nupur Sood, Advocate
for respondent No.5.

JAGMOHAN BANSAL, J. (Oral)

1. Ms. Nupur Sood, Advocate has put in appearance on behalf of respondent No.5 and filed her memo of appearance. The same is taken on record. Registry is directed to tag the same at an appropriate place.

2. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to release fixed medical allowance @ Rs.1,000/- per month w.e.f 01.01.2017 in terms of letter No.HA/74 Bn/Med/2019/17548-49 dated 05.07.2019 (Annexure P-3).

3. Mr. Sartaj Singh Thakur, learned counsel for the petitioner submits that petitioner, post retirement, is entitled to fixed medical allowance @ Rs.1,000/- per month and respondent despite notice dated

18.10.2023 has not released said allowance to him.

4. Learned counsel for the respondents No.1 to 4 submits that petitioner at the time of retirement opted for Central Government Health Scheme and waived his right of fixed medical allowance. The petitioner by notice dated 18.10.2023 has requested for fixed medical allowance and respondent vide communication dated 20.11.2023 has directed the petitioner to submit requisite documents. The petitioner has not submitted requisite documents as demanded by letter dated 20.11.2023. As soon as, petitioner would submit the requisite documents, the respondent would redress grievance of the petitioner.

5. In the wake of statement of learned counsel for respondents No.1 to 4, the present petition stands disposed of with a direction to respondent to decide claim of the petitioner within 3 months from the date of filing documents.

(JAGMOHAN BANSAL)
JUDGE

18.12.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>