



WP(MD) No.14623 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **04.06.2024**

CORAM:

THE HONOURABLE MS.JUSTICE R.N.MANJULA

W.P.(MD) No.14623 of 2022
and
W.M.P(MD)No.10431 of 2022

Hepzie Rubavathy Nobel

... Petitioner

Vs.

1.The Principal Secretary /

Commissioner of Treasuries and Accounts,
Integrated Office Complex for Finance Department,
3rd Floor, Veterinary Hospital Campus,
571, Nandanam, Annasalai,
Chennai.

2.The Director of Medical and Rural Health Service,

Teynampet,
DMS Complex,
Chennai – 600 006.



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3.The Director of Pension

DMS Complex,
Teynampet,
Chennai – 600 006.

4.The District Collector

Tirunelveli District,
Tirunelveli.

5.The Joint Director of Pension

Amma Complex, 3rd Floor,
Veterinary Hospital Campus,
571, Anna Salai,
Chennai – 600 0035.

6.The District Treasury Officer

Tirunelveli District,
Tirunelveli.

7.The Joint Director of Medical and Rural Health Service,

Tirunelveli,
Now at Thenkasi.



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8. The Divisional Manager

Divisional Office VI,

United India Insurance Company Ltd,

PLA Rathna Towers, 5th Floor,

212, Anna Salai,

Chennai – 600 006.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus calling for the records pertaining to the impugned order of the 8th respondent dated 05.11.2021 and to quash the same and consequently direct the Respondents to disburse the medical reimbursement amount of Rs.2,46,407/- along with interest.

For Petitioner : Mr.J.David Ganesan

for M/s.Polax Legal Solutions

For Respondents : Mr.J.Ashok - for R1 to R7

Additional Government Pleader

Mr.C.Karthik – for R8



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ORDER

The present writ petition has been filed seeking a Writ of Certiorarified Mandamus to call for the records pertaining to the impugned order of the 8th respondent dated 05.11.2021 and to quash the same and consequently, direct the respondents to disburse the medical reimbursement amount of Rs.2,46,407/- along with interest.

2. Heard Mr.J.David Ganesan, learned counsel for the petitioner, Mr.J.Ashok, learned Additional Government Pleader appearing for the respondents 1 to 7 and Mr.C.Karthik, learned counsel appearing for the eighth respondent.

3. The petitioner medical reimbursement has been rejected by the District Level Empowering Committee for the reason that the diagnosis and line of management is not an emergency and hence, it does not fall under the scheme.



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4. The petitioner has also been informed that if he has got any grievance in the order of the District Level Empowering Committee, she can appeal the State Level Empowering Committee.

5. Since the petitioner has not filed any appeal before the State Level Empowering Committee by invoking the statutory remedy, the petitioner is directed to file an appeal before the State level Empowering Committee and work out his remedy.

6. With the above observation, this Writ Petition is **disposed of**. No costs. Consequently, connected miscellaneous petition is closed.

04.06.2024

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

To

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R.N.MANJULA, J.

RM

Order made in
W.P.(MD)No.14623 of 2022

Dated:
04.06.2024