



WP(MD). No.22696 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Date : 04/06/2024

CORAM

THE HON'BLE MS. JUSTICE R.N.MANJULA

WP(MD). No.22696 of 2022

M.Kumar

... Petitioner

Vs

1.The Secretary
Government of Tamilnadu
Finance Department
St. George Fort, Chennai 600 009.

2.The Commissioner
Treasury and Accounts Department
Amma Complex 3rd Floor
Nandanam, Anna Salai
Chennai 600 035.

3.The District Collector
District Level Empowered Committee
Collectorate
Madurai

4.The Joint Director of Medical and
Rural Health Services,
Madurai at Usilampatti
Villani Salai, District TB Centre
Usilampatti, Madurai



WP(MD). No.22696 of 2022

5.The Executive Engineer
No.2 Inspector Quarters
New Natham Road
TSP VI Bn Campus
Madurai 14

6.The Senior Divisional Manager,
United India Insurance Company
Divisional Office VI
5th Floor, PLA Rathna Tower
212 Anna Salai
Chennai.

... Respondents

PRAYER :- Writ Petition filed under Article 226 of Constitution of India, praying this Court to issue of Writ of Mandamus to direct the 2nd respondent to consider the proposal forwarded by the 5th respondent in Lr.No.A1/0001/2021 dated 18.08.2021 and to provide medical reimbursement of Rs.95,800/- (Rupees ninety five thousand eight hundred only) to the petitioner towards the medical expenses incurred for the surgery conducted to his wife namely Umamaheswari.

For Petitioner : M/s.P.Balamurugan
For Respondents : Mr.J.Ashok for R1 to R5
Additional Government Pleader
Mr.A.Shajahan for R6

ORDER

The petitioner has filed this writ petition for a mandamus to direct the 2nd respondent to consider the proposal forwarded by the 5th respondent dated 18.08.2021 and to provide medical reimbursement to the petitioner.

2/5



WP(MD). No.22696 of 2022

WEB COPY

2. Heard the learned counsel for the petitioner, the learned Additional Government Pleader for the respondents 1 to 5 and the learned standing counsel for the 6th respondent.

3. The learned counsel for the petitioner submitted that the petitioner is a beneficiary under the NHIS and for the surgery of the petitioner's wife at Meenakshi Mission Hospital, the petitioner spent a sum of Rs.95,800/-. When the petitioner has sought medical reimbursement on 12.06.2020 from the respondents, the same has not been considered and hence, the petitioner is before this court.

4. As per the submission of the learned counsel for the petitioner, it is learnt that District Level Empowering Committee has rejected the claim of the petitioner and the petitioner has been sanctioned with a sum of Rs.3,805/- under the Tamil Nadu Medical Attendance Rules. Despite the petitioner has got an appeal remedy before the State Level Empowering Committee, the petitioner has filed this writ petition without invoking the same.



WP(MD). No.22696 of 2022

WEB COPY

5. In view of the above, this writ petition is disposed of with liberty to the petitioner to prefer an appeal to the State Level Empowering Committee within four weeks from the date of receipt of a copy of this order. On receipt of the same, the State Level Empowering Committee shall dispose of the said appeal within a period of four weeks thereafter. No costs.

04.06.2024

RR

TO

1. Additional Chief Secretary to
Government, Department of Finance,
Fort St.George, Chennai 9.
2. The Commissioner of Treasuries,
and Accounts / Joint Director,
Department of Treasuries and Accounts,
3rd Floor, Veterinary Hospital Campus,
No.571, Anna Salai, Nandanam, Chenna.
3. The District Level Empowered,
Committee, Rep by the District
Collector, Pudukkottai District.

4/5



WEB COPY



WP(MD). No.22696 of 2022

R.N.MANJULA,J

RR

**ORDER
IN
WP(MD) No.22696 of 2022**

Date : 04/06/2024