



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

107

CWP-11484-2024

Date of decision : 17.05.2024

Raj Rani

...Petitioner

V/S

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioner.

Mr. Surya Kumar, A.A.G., Punjab.

NAMIT KUMAR, J. (ORAL)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India seeking a writ of mandamus directing the respondents to reimburse the medical bills of the petitioner amounting to Rs.4,29,771/- (Annexures P-1 and P-2) along with interest @ 12% per annum.

2. It has been averred in the present petition that husband of the petitioner retired as a Clerk from Municipal Council, Dhariwal, District Gurdaspur on 31.05.2016 and he was suffering from liver and lungs problem from the year 2015 and was hospitalized from 12.11.2016 to 21.11.2016. A total amount of Rs.1,67,595/- was spent on his treatment and thereafter, again he was admitted in E.M.C. Super Speciality Heart Care Center due to same problem in liver and lungs and thereafter, he died on 15.05.2017. Total bills of Rs.4,29,771/- were submitted which are still pending consideration. It has further been

averred that for claiming the said benefit, the petitioner has served legal notice dated 18.09.2021 (Annexure P-6) to the Director, Urban Local Bodies, Punjab, Chandigarh, however, no decision on the said legal notice has been taken.

3. Notice of motion.
4. Mr. Surya Kumar, A.A.G., Punjab, accepts notice on behalf of respondents No.1, 2 and 4 and on the asking of the Court, Mr. Shobhit Phutela, Advocate, who is on the panel of Department of Local Government, Punjab, accepts notice on behalf of respondent No.3 and has no objection if the present petition is disposed of with a direction to respondent No.3 to decide the legal notice dated 18.09.2021.
5. I have heard learned counsel for the respondents and have gone through the record of the case.
6. Keeping in view the claim of the petitioner, it would be appropriate to direct respondent No.3 to consider the claim of the petitioner for grant of medical reimbursement as enumerated in the legal notice dated 18.09.2021 (Annexure P-6) and decide the same, by passing a speaking order, within a period of 03 months from the date of receipt of certified copy of this order. Necessary benefits, if any, found due to the petitioner shall be released expeditiously preferably within a period of 04 weeks thereafter.
7. The present petition is disposed of in the above terms.

17.05.2024
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No