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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 601/2023 & CM APPL. 2338/2023 –Int. dir

HEMANT KUMAR AND ORS

.....Petitioners

Through: Mr.Joby P Varghese, Adv.

versus

SASHASTRA SEEMA BAL & ANR.

.....Respondents

Through: Mr.Shrey Sharawat, SPC with
Ms.Ishita Misra, Mr.Siddharth Luthra,
Ms.Priyanka Tomar, Advs. & Ms.Shrabanta
Sarkar, SI, SSB

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

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24.07.2024

1. The petitioners, who are working in the Sashastra Seema Bal (SSB), have approached this Court seeking a direction to the respondents to grant them "Patient Care Allowance" (PCA) and release all arrears in respect thereof within a time bound manner.
2. Upon notice being issued, a counter affidavit has been filed by the respondents, wherein it has been categorically stated that the respondents are obliged to release the PCA in favour of those members of the paramedical cadre/doctor who fulfill the conditions as laid down in the circular dated 04.02.2004 issued by the Ministry of Health & Family Welfare.
3. Learned counsel for the petitioners does not deny that PCA would be payable to the petitioners only subject to their fulfilling the conditions prescribed in the aforesaid circular dated 04.02.2004.



4. In the light of the aforesaid stand taken by the parties, we dispose of the writ petition alongwith the pending application by directing the respondents to examine the case of the petitioners for grant of PCA in terms of the eligibility criteria set out in the circular dated 04.02.2004 within a period of four weeks from today and in case, they are found eligible for the same, the upto date arrears be paid to them within twelve weeks thereafter. In case, the payment is not made within sixteen weeks, the same would be payable with interest @ 9% p.a.

REKHA PALLI, J

SHALINDER KAUR, J

JULY 24, 2024

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