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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.06.2025

CORAM:

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
AND
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

**W.A(MD)Nos.1071 of 2020, 258, 503, 705, 774, 775, 827, 967, 968,
978, 1110, 1148, 1149, 1151,1159, 1162, 1272, 1564 and 1566 of 2021**

and

**C.M.P.(MD) Nos.827, 2202, 3067, 3471, 3472, 3675, 4360, 4362, 4410,
4889, 4957, 4961, 4965, 4979, 4983, 5345, 6483 and 6497 of 2021**

For W.A(MD)No.1071 of 2020

K. Chitra Rani

... Appellant

Vs

1. The District Collector,
Trichy District, Trichy.

2. The Joint Director,
Medical and Rural Health Services,
Rohan Mahal, Trichy.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order dated 17.10.2019 in W.P(MD)No.20611 of 2019 and allow the writ petition as prayed for.



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For Appellant : Mr.S.Balamurugan

For Respondents : Mr.J.Ashok
Additional Government Pleader

For W.A(MD)No.258 of 2021

1. The Secretary,
Government of Tamil Nadu,
Finance (Salaries) Department,
St.George Fort,
Chennai.

2. The Director of Pension,
Government of Tamil Nadu,
Chennai.

3. The Joint Director,
Medical and Rural Health Department,
Virudhunagar, Virudhunagar District.

4. The District Collector/chairperson,
District Level Empower Committee,
Virudhunagar, Virudhunagar District.

... Appellants

Vs

1. V.Gurusamy

2. United India Insurance Company Ltd,
Rep. by the Divisional Officer,
Pla Rathina Towers,
5th Floor 212,
Annasalai, Chennai.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set



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aside the order of this Court dated 28.05.2019 in W.P(MD)No.8814 of 2018 etc. Batch on the file of Madurai Bench of Madras High Court of Judicature at Madurai.

For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.V.R.G.Mohan (R1)
:
Ms.P.A.Visalatchi (R2)
for Mr.A.Shajahan

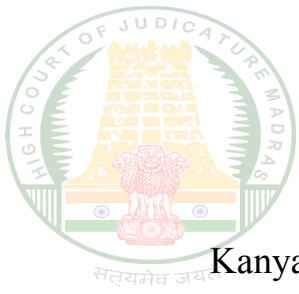
For W.A(MD)No.503 of 2021

M/s.United India Insurance Co. Ltd,
Divisional Office VI,
5th Floor, PLA Rathina Towers,
No.212 Anna Salai,
Chennai 60 006.

... Appellant

Vs

1. M. Rajambal
2. The State of Tamilnadu,
Rep. by the Additional Chief Secretary
to the Government,
Finance Department,
Fort St. George, Chennai - 600 035.
3. The Directors of Pensions,
Integrated Complex of Finance Department,
Finance Department,
Nandanam, Chennai - 600 035.
4. The Treasury Officer,
District Treasury, Nagercoil,



Kanyakumari District.

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5. The District Collector Cum Chairman,
District Empowered Committee,
Tamilnadu Health Insurance Scheme,
Nagercoil, Kanyakumari District.

6. The District Coordinator,
MD India Health Insurance (TPA) Pvt. Ltd.,
No.84, Lusiamma Street,
WCC Junction,
Nagercoil, Kanyakumari District.

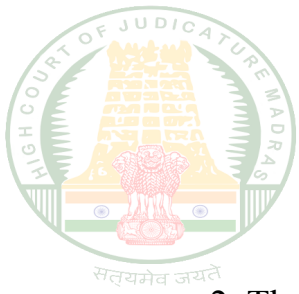
... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order passed by the learned Single Judge in the above W.P. (MD)No.8649 of 2020 dated 18.12.2020 and allow the above writ appeal.

For Appellant	:	Ms.P.A.Visalatchi For Mr.A.Shajahan,
For Respondent	:	Mr.C.K.M.Appaji (R1)
	:	Mr.J.Ashok (R2-R5) Additional Government Pleader
	:	Dispense with (R6)

For W.A(MD)No.705 of 2021

1. The Divisional Manager,
United India Insurance Co.Ltd.
010700 First Floor, Silingal Building,
134 Greems Road,
Chennai 600 006.



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2. The Chief Nodal Officer,
NHIS,
United India Insurance Company Ltd,
Divisional Office,
010 600 P.L.A Rathana Towers,
5th Floor,
No.212, Anna salai,
Chennai - 6.

... Appellants

Vs

1. Merchy Bai

2. The Government of Tamilnadu,
Represented by Principal Secretary to Government,
Finance (Salary) Department,
Fort St. George, Chennai.

3. The Government of Tamilnadu,
Represented by its Secretary,
Department of Health and Family Welfare,
Fort. St. George, Chennai.

4. The Director of Treasuries And Accounts,
Panagal Building,
Saidapet, Chennai, Chennai - 600 015.

5. The Director of Medical And Rural Health Service,
Teynapet, DMS Compouond,
Chennai - 600 006.

6. The Director Collector,
Kanyakumari District at Nagercoil.

7. The District Treasury Officer,
Kanyakumari District at Nagercoil.



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8. The Head Project Office / Managing Director,
M.D.India Health Care Service (TPA) Pvt. Ltd.,
No.27, Lakshmi Tower, Third Floor,
Dr. Rathakrishnan Salai, Mylopore,
Chennai - 600.

9. The District Organizer,,
M.D.India Health Care Service (TPA) Pvt. Ltd.,
No.84, Luyis Amma Street,
W.C.C.Junction, Nagercoil,
Kanyakumari District.

10. The Joint Director of Medical and Rural,
Health Services I/c,
Kanyakumari District at Nagercoil.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order passed by the learned Single Judge in the above W.P. (MD)No.25299 of 2018, dated 18.12.2020 and allow the above writ appeal

For Appellants : Ms.P.A.Visalatchi
For Mr.A.Shajahan,

For Respondent : Mr.M.R.Sreenivasan (R1)
: Mr.J.Ashok (R2-R7 & R10)
Additional Government Pleader
: Dispense with (R8 & R9)



For W.A(MD)No.774 of 2021

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United India Insurance Company Ltd,
Divisional Officer VI,
P.L.A Rathana Towers,
5th Floor,
No.212, Anna salai,
Chennai - 6.

... Appellant

Vs

1. I. Vellaichamy

2. The District Collector,
Virudhunagar District,
Virudhunagar.

3. The Sub-Treasury Officer,
Rajapalayam,
Virudhunagar District.

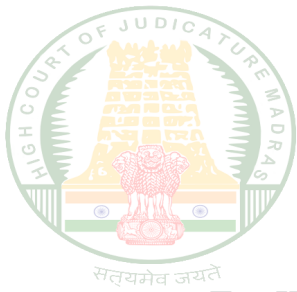
4. Meenaishi Mission Hospital And Research Centre,
Madurai.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order passed by the learned Single Judge in the above W.P. (MD)No.23589 of 2019, dated 18.12.2020 and allow the above writ appeal.

For Appellant : Ms.P.A.Visalatchi
For Mr.A.Shajahan,

For Respondent : Mr.A.Rajaram (R1)
: Mr.J.Ashok (R2 & R3)
Additional Government Pleader
: Mr.K.M.Thirupathy (R4)



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For W.A(MD)No.775 of 2021

1. The Senior Divisional Manager,
United India Insurance Company Ltd,
Divisional Officer VI,
P.L.A Rathana Towers,
5th Floor,
No.212, Anna salai,
Chennai.

2. The Chief Nodal Officer, NHIS 2012,
United India Insurance Company Ltd,
Divisional Office, 010 600
P.L.A Rathana Towers,
5th Floor,
No.212, Anna salai,
Chennai - 600 006.

... Appellants

Vs

1. M.Mary Angel Ammal

2. The High Level Empowered Committee,
Rep.By the Additional Chief Secretary to Government,
Finance Department,
Fort.St.George, Chennai-9.

3. The Government of Tamilnadu,
Rep.By its Secretary,
Department of Health and Family Welfare,
Fort.St.George, Chennai.



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4. The State Level Empowered Committee,
Rep.By the Principal Secretary/
the Commissioner of Treasuries and Accounts,
Office of the Directorate of Treasuries and Accounts,
Integrated Office Complex for Finance Department,
Veterinary Hospital Campus,
Anna Salai, Chennai 600 006.

5. The Director of Pension,
259, Anna Salai,
DMS Compound,
Chennai-600 006.

6. The Director of Medical And Rural Health Service,
DMS Compound,
Teynampet, Chennai-6.

7. The Joint Director of Rural Health Services,
Government Head Quarters Hospital,
Nagercoil,
Kanyakumari District -629 002.

8. The District Collector,
Kanyakumari District, at Nagercoil.

9. The District Treasury Officer,
Kanyakumari District, at Nagercoil.

10. The Head Project Officer / Managing Director,
M.D.India Health Care Service (TPA) Pvt. Ltd.,
No.27, Lakshmi Tower, Third Floor,
Dr.Rathakrishnan Salai, Mylapore,
Chennai-4.

11. The District Organizer,
M.D.India Health Care Service (TPA) Pvt Ltd.,
No.84, Luyis Amma Street, W.C.C.Junction,
Nagercoil, Kanyakumari District.

... Respondents



WEB CO **PRAYER :** Writ Appeal filed under Clause 15 of Letters Patent to set aside the order passed by the learned Single Judge in the above W.P. (MD)No.1538 of 2020, dated 18.12.2020 and allow the above writ appeal.

For Appellants : Ms.P.A.Visalatchi
For Mr.A.Shajahan,

For Respondent : Mr.M.R.Sreenivasan (R1)

: Mr.J.Ashok (R2-R9)
Additional Government Pleader

: Dispensed with (R10 & R11)

For W.A(MD)No.827 of 2021

1. The Secretary,
Government of Tamil Nadu,
Finance (Salaries) Department,
Fort St.George,
Chennai.

2. The Director of Pension,
Government of Tamil Nadu,
Chennai.

3. The Joint Director,
Medical and Rural Health Department,
Virudhunagar, Virudhunagar District.

4. The District Collector / Chairperson,
District Level Empowered Committee,
Virudhunagar, Virudhunagar District.

... Appellants



Vs

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1. N.Rajeswaran

2. United India Insurance Company, Ltd.,
Rep. by the Divisional Officer,
PLA Rathina Towers,
5th Floor 212, Anna Salai, Chennai.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order passed by this Court dated 28.05.2019 in W.P.(MD)No. 13180 of 2018 etc, batch on the file of the Madurai Bench of Madras High Court, Madurai and thereby allow the above writ appeal

For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.V.R.G.Mohan (R1)
:
Ms.P.A.Visalatchi (R2)
For Mr.A.Shajahan,

For W.A(MD)No.967 of 2021

The United India Insurance Co.Ltd,
Rep. by the Manager,
Divisional Office, VI,
5th Floor, PLA Rathina Towers,
No. 212, Anna Salai, Chennai.

... Appellant

Vs

1. P.Sivaraj

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2. The State of Tamilnadu,
Rep by its Secretary to Government,
Health and Family Welfare Department,
Fort St.George, Chennai-600 009.

3. The District Collector,
Collectoratte Campus,
Theni District.

4. M.D.Indian Health Insurance TPA Pvt Lintied,
(Unit of United India Insurance Company Limited),
Rep Through
its Assistant Manager,
Guna Complex New Door No.21543 and 445,
Annasalai, Teynampet,
Chennai - 18.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order passed in the above W.P.(MD)No.13560 of 2020, dated 16.12.2020 and allow the above writ appeal

For Appellant	:	Ms.P.A.Visalatchi For Mr.A.Shajahan,
For Respondent	:	Mr.C.Venkatesh Kumar (R1) for M/s.Ajmal Associates
	:	Mr.J.Ashok (R2 & R3) Additional Government Pleader
	:	Dispensed with (R4)



For W.A(MD)No.968 of 2021

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The Assistant Manager,
The United India Insurance Co.Ltd,
Xavier Building,
Assisi Campus,
PWD Office Road,
Nagercoil 629 001,
Kanyakumari District.

... Appellant

Vs

1. Rosammal

2. The Government of Tamilnadu,
Rep.By its Special Secretary
Finance(Salaries) Department,
Secretariat,
Fort St.George,Chennai-600 009.

3. The Joint Director,
Medical and Rural Health Service Department,
Nagercoil, Kanyakumari District.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order passed in W.P.(MD)No.16164 of 2019, dated 16.12.2020 on the file of this Court and allow the above writ appeal.

For Appellant : Ms.P.A.Visalatchi
For Mr.A.Shajahan,

For Respondent : Mr.F.X.Eugene (R1)
: Mr.J.Ashok (R2 & R3)
Additional Government Pleader



For W.A(MD)No.978 of 2021

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1. The Principal Secretary to Government,
State of Tamilnadu,
Finance (Salaries) Department,
Fort St.George, Chennai-600 009.

2. The District Collector,
Madurai District.

3. The Joint Director Medical And Rural Health Services,
Madurai District.

4. The Treasury Officer,
Madurai District.

... Appellants

Vs

1. A.Durai Pandi

2. The Divisional Manager,
United Insurance Company Ltd,
Divisional Office VI,
5th Floor, P.L.A Ratna Towers,
212, Anna Salai, Chennai-600 006.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the common order of this Court dated 18.12.2020 made in W.P. (MD)No.7038of 2018 etc., batch in the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.



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For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Ms.P.A.Visalatchi (R2)
For Mr.A.Shajahan,

For W.A(MD)No.1110 of 2021

1.The Government of Tamilandu,
Represented by its Secretary,
Department of Health and Family Welfare,
Fort. St. George, Chennai.

2. The Additional Director of Medical and Rural health Service,
O/o. the Additional Director of Medical and Rural health Service,
Chennai - 6.

3. The District Collector,
Tuticorin District.

... Appellants

Vs

S.Marimuthu

... Respondent

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order of this Court dated 28.05.2019 made in W.P.(MD)No. 13249 of 2013 etc batch in the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.



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For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.S.Rajasekar
for M/s.T.Lajapathi Roy Associates

For W.A(MD)No.1148 of 2021

1. The Director of Pension
Finance (pension) Department,
259, Anna Salai, 3rd Block,
2nd Floor, Teynampet
Chennai 600 006.

2. The District Collector/District Empowered Committee,
Ramanathapuram.

3. The Joint Director,
Welfare Department (General),
Ramanathapuram.

4. The Treasury Officer,
Treasury Office,
Ramanathapuram.

... Appellants

Vs

S.Michael

... Respondent

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order of this Court dated 28.05.2019 made in W.P.(MD)No. 24455 of 2016 etc batch on the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.



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For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.R.Saravanan

For W.A(MD)No.1149 of 2021

1. The Government of Tamilandu,
Represented by its Secretary,
Department of Health and Family Welfare,
Fort. St. George, Chennai.

2. The Additional Director of Medical and Rural health Service,
O/o. the Additional Director of Medical and Rural health Service,
Chennai - 6.

3. The District Collector,
Ramanathapuram District.

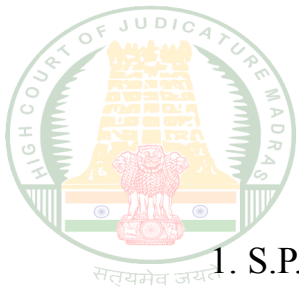
4. The Joint Director of Medical and Rural Health Service -cum -
Empowered Committee (PNHIS),
Government Hospital,
Ramanathapuram District,
Ramanathapuram - 623 501.

5. The Treasury Officer,
District Treasury Office,
Ramanathapuram.

6. The Assistant Treasury Officer,
Sub-Treasury,
Paramakudi,
Ramanathapuram District.

... Appellants

Vs



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1. S.P.Ganesan

2. The Divisional Manager,
United India Insurance Co., Ltd.,
Divisional Officer - VI,
PLA Rathina Towers,
5th Floor, 212, Anna Salai,
Chennai - 600 006.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order of this Court dated 28.05.2019 made in W.P.(MD)No. 4623 of 2017 etc batch on the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.

For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.A.Thirumurthy (R1)
:
Ms.P.A.Visalatchi (R2)
For Mr.A.Shajahan,

For W.A(MD)No.1151 of 2021

1. The Government of Tamil Nadu,
rep by its Secretary,
Finance (Pension) Department,
St.George Fort,
Chennai 600 009.

2. The Director of Pension,
DMS Complex,
Chennai - 600 006.



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3. The District Level Empowered Committee
rep by its Chairman and the District Collector
Ramanathapuram District.

4. The Joint Director of Medical and Rural Health
Service -cum - Member of District Level
Empowered Committee,
Government Hospital,
Ramanathapuram District,
Ramanathapuram - 623 501.

5. The District Treasury Officer,
Member of District Level Empowered Committee,
District Treasury Officer,
Ramanathapuram.

6. The Assistant Treasury Officer,
Sub-Treasury,
Paramakudi,
Ramanathapuram District.

... Appellants

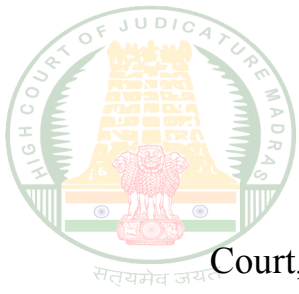
Vs

1. S.P.Ganesan

2. The Divisional Manager,
United India Insurance Co., Ltd.,
Divisional Officer - VI,
PLA Rathina Towers 5th Floor,
212, Anna Salai,
Chennai - 600 006.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set
aside the order of this Court dated 28.05.2019 made in W.P.(MD)No.
15365 of 2018 etc batch on the file of Madurai Bench of Madras High



Court, Madurai and thereby, allow the present writ appeal.

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For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.A.Thirumurthy (R1)

: Ms.P.A.Visalatchi (R2)
For Mr.A.Shajahan,

For W.A(MD)No.1159 of 2021

1. The Secretary to Government,
Government of Tamil Nadu,
Finance (Salaries) Department,
St.George Fort,
Chennai 600 009.

2. The District Collector,
Theni District.

3. The Treasury Officer,
District Treasury,
Theni District 625 531.

4. The Sub Treasury Officer,
O/o the Sub Treasury,
Periyakulam Theni District.

5. The Joint Director of Health Services,
O/o.Joint Director of Health Services,
Government Head Quarters Hospital,
Periyakulam Theni District.

... Appellants

Vs

1. M. Theertham

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2. The General Manager,
United India Insurance Co.Ltd.,
Cllingi Building,
No.134, Greams Road,
Chennai -600 006.

3. The Divisional Manager,
United India Insurance Co.Ltd.,
Divisional Office VI,
Vth Floor, P.L.A. Rathna Towers,
No.212, Anna Salai,
Chennai - 600 006.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order of this Court dated 28.05.2019 made in W.P.(MD)No. 16923 of 2018 etc batch on the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.

For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.K.Appadurai (R1)
:
Ms.P.A.Visalatchi (R2 & R3))
For Mr.A.Shajahan,

For W.A(MD)No.1162 of 2021

1. The Director of Pension,,
DMS Complex,
Chennai - 6.

2. The District Collector,
Thanjavur District.



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3. The Treasury Officer,
District Treasury,
Thanjavur.

... Appellants

Vs

1. K.Elango

2. The Divisional Manager,
United India Insurance Company,
Tamilnadu Govt.Employees,
New Health Insurance Scheme Vi,
Pla Rathna Towers,
212, Anna Salai, Chennai-6.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order of this Court dated 28.05.2019 made in W.P.(MD)No. 7931 of 2018 etc batch on the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.

For Appellants : Mr.J.Ashok
Additional Government Pleader

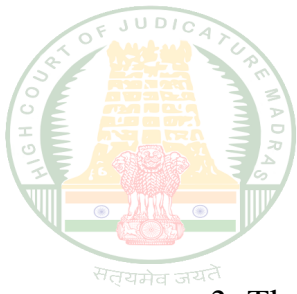
For Respondent : Mr.S.Vellaichamy (R1)
:
Ms.P.A.Visalatchi (R2)
For Mr.A.Shajahan,

For W.A(MD)No.1272 of 2021

1. The District Collector,
Pudhukottai District.

2. The Joint Director,
Medical and Rural Health Service,
Pudukottai.

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3. The District Treasury Officer,
Pudukottai.

... Appellants

Vs

1. P.Leo Francis

2. The Manager,
MD India Health Care Service(P) Ltd,
27,Laxmi Towers,III Floor,
Dr.Radhakrishnan Salai,
Mylapore, Chennai.

3. The General Manager,
The United India Insurance,
No.24,Whites Road,
Chennai-14.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order dated **27.02.2017 made in W.P.(MD)No.5086 of 2016** etc batch on the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.

For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Ms.P.A.Visalatchi (R3)
For Mr.A.Shajahan,

For W.A(MD)No.1564 of 2021

1. The Director,
Medical and Rural Health Services Directorate,
Teynampet,
Chennai - 600 06.



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2. The Principal Secretary / Commissioner of
Treasuries and Accounts,
Integrated Office Complex of Finance Department,
Nandanam, Anna Salai,
Chennai 600 035.

3. The District Treasury Officer,
Madurai District.

... Appellants

Vs

1. N.Rajendran

2. The Divisional Manager,
United India Insurance Co. Ltd.,
Divisional Office VI,
212, Anna Salai,
Chennai 600006.

... Respondents

PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the common order of this Court dated **28.05.2019 made in W.P. (MD)No.16795 of 2018** etc batch on the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.

For Appellants : Mr.J.Ashok
Additional Government Pleader

For Respondent : Mr.S.Rajasekar (R1)
for M/s.T.Lajapathi Roy Associates

: Ms.P.A.Visalatchi (R2)
For Mr.A.Shajahan,



For W.A(MD)No.1566 of 2021

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1. The Government of Tamilnadu,
rep by its Secretary to Government,
Finance (Pension) Department,
Secretariat, St.George Fort,
Chennai 600 009.

2. The Director of Pension,
2nd Floor, 3rd Block,
D.M.S.Complex,
Teynampet,
Chennai - 06.

3. The District Collector,
Trichy District.

4. The Joint Director of Medical and Rural Health,
O/o. The Joint Director of Medical and Rural Health,
Trichy.

5. The District Treasury Officer,
Office of the District Treasury,
Trichy District.

... Appellants

Vs

1. Arumugam

2. The Divisional Manager,
United India Insurance Co. Ltd.,
PLA Rathinam Towers,
5th Floor, Annasalai,
Chennai - 600 009.

... Respondents



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PRAYER : Writ Appeal filed under Clause 15 of Letters Patent to set aside the order of this Court dated 28.05.2019 made in W.P.(MD)No. 19816 of 2017 etc batch on the file of Madurai Bench of Madras High Court, Madurai and thereby, allow the present writ appeal.

For Appellant : Mr.J.Ashok
Additional Government Pleader

For Respondent : No Appearance (R1)

: Ms.P.A.Visalatchi (R2)
For Mr.A.Shajahan,

COMMON JUDGMENT

[Judgment of the Court was made by S.M.SUBRAMANIAM, J.]

These appeals have been preferred challenging the orders passed by the writ Court on 17.10.2019, 28.05.2019, 18.12.2020, 16.12.2020 and 27.02.2017 respectively. The issue relating to medical reimbursement claim of the Government employees.

2.Admittedly, the scheme for medical reimbursement has been issued by the Government and accordingly, a separate contract was entered into between the Government and Insurance Company.



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Consequently, the Insurance Company has to settle the medical reimbursement claims of the eligible Government employees, who all are submitting applications. Dispute arises regarding certain claims objected by the Insurance Company. However, Courts have consistently held that medical reimbursement claims cannot be rejected merely on the hyper technical grounds. Even if the treatment has been taken in an unapproved hospital, the authorities are bound to verify the genuinity of the treatment taken by the government employee and settle the medical reimbursement claim. Therefore, treatment taken only in listed hospital alone cannot be said to be eligible but the nature of treatment and its genuinity ought to be considered for the purpose of settling medical reimbursement claim of the respective applicants. That apart, it is further settled that there should not be any delay in settling the medical reimbursement claim. On receipt of application, the Insurance Company at the first instance shall scrutinize the same and settle the eligible claims.

3. Courts have passed several orders to settle medical reimbursement claims of the applicants even if the treatments are taken



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in non listed hospitals. Similarly, certain treatments which all are consequential or connected with the treatment contemplated under the government orders are also held to be eligible for reimbursement claim. Since all these issues are settled, it is unnecessary for this Court to reiterate the same.

4.The learned Single Judge in the impugned order elaborately considered all these aspects and directed the respondents in the writ proceedings to ascertain the facts and settle the medical reimbursement claims, as follows:

"80. In order to reconsider all these claim made by the respective writ petitioners for medical reimbursement, by remitting the matters back, the following directions are issued:

(i) All the impugned orders in the respective writ petitions in this batch of cases, are hereby quashed.

(ii) The writ petitions where impugned orders are quashed as well as the writ petitions where mandamus sought for, are hereby remanded with directions to the concerned District Level Empowered Committee, before whom, these matters shall be placed and the Committee shall reconsider every individual case.

(iii) While reconsidering, the Committee shall not reject any claim merely on the reason of non network hospital or non listed disease.

(iv) The Committee, wherever possible, shall give



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suitable direction to the Insurance Company to reimburse the claim made by the respective claimant / employee / pensioner.

(v) If the Committee finds some cases where the Insurance Company cannot be directed to reimburse, in those cases, suitable orders shall be passed directing / recommending the State authorities to reimburse the claim under Medical Attendance Rules.

(vi) Once such orders are passed, the Insurance Company shall immediately reimburse the medical claim with 6% interest from the date of due till date of payment, within a period of thirty days from the date of receipt of such order to be passed by the Empowered Committee of the District concerned.

(vii) On receipt of such orders / recommendation from the Empowered Committee, the Sanctioning authority / State authority / High Power Committee in the State Level shall pass necessary orders allowing the medical reimbursement claimed by the individual claimant / employee / pensioner under the Medical Attendance Rules.

(viii) While ordering medical reimbursement under Medical Attendance Rules,"

5. Instead of settling the medical reimbursement claim amount, the State has preferred these appeals which are pending for the past about 4 1/2 years. The writ order impugned was passed in the year 2017, 2019 and 2020 respectively and thus six to seven years lapsed. Non settlement of medical reimbursement claim resulted in hardship to these government employees who suffered various ailments.

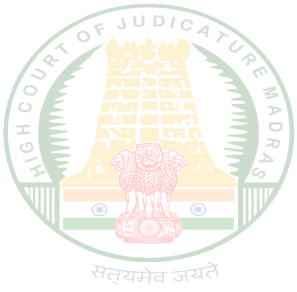


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6.The welfare Government having implemented medical reimbursement claim is expected to ensure that such claims are settled without causing any undue delay. Even certain genuine cases are not considered or rejected on certain flimsy grounds or on hyper technical grounds. All those cases are to be settled without causing any undue delay.

7.In one of the cases, the learned Counsel for the respondent in W.A(MD)No.978 of 2021 would submit that the employee himself died.

8.In respect of appeal in W.A(MD)No.978 of 2021, the legal heirs of the deceased respondent are at liberty to approach the competent authority along with death certificate and legal heirship certificate and after ascertaining the genuinity of the legal heirship certificate, the medical reimbursement claim is directed to be settled. In respect of all other cases, the directives issued by the writ Court is to be scrupulously followed and all the eligible medical reimbursement claims are to be settled without causing any further delay.



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10. In respect of the delay, the claimants are entitled to get 6% interest per annum from the date of application till the date of settlement of medical reimbursement claim.

11. As far as the settlement of claim is concerned, it is to be settled by the Insurance Company at the first instance and in respect of disputed cases, the Insurance Company is at liberty to file an appropriate petition before the Government seeking reimbursement of the said amount as per the contract exists between the Government and the Insurance Company. On account of any dispute between the Government and the Insurance Company, medical reimbursement claim cannot be denied to the government employees nor be delayed.

12. Thus the Insurance Company is directed to settle all the eligible medical reimbursement claims, within a period of twelve weeks from the date of receipt of a copy of this order and in respect of disputed claims, if any, file a petition before the Government for appropriate remedy.



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13. With these directions, all these writ appeals are disposed of.

There shall be no order as to costs. Consequently, the connected miscellaneous petitions are closed.

[S.M.S., J.] [A.D.M.C., J.]
23.06.2025

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

LR

To

1. State of Tamil Nadu,
Rep. by the Secretary to
Government School Education Department,
Secretariat,
Fort St. George, Chennai.

2. The District Educational Officer,
Office of the District Educational Officer,
Kuzhithurai,
Marthandam Post,
Kanyakumari District.

3. The Chief Educational Officer,
Office of the Chief Educational Officer,
at Nagercoil Kk District.



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4. The Joint Director,
Medical and Rural Health Services,
Medical and Rural Development,
at Nagercoil.

5. The District Collector,
Trichy District, Trichy.

6. The Joint Director,
Medical and Rural Health Services,
Rohan Mahal, Trichy.

7. The Secretary,
Government of Tamil Nadu,
Finance (Salaries) Department,
St. George Fort,
Chennai.

8. The Director of Pension,
Government of Tamil Nadu,
Chennai.

9. The Joint Director,
Medical and Rural Health Department,
Virudhunagar, Virudhunagar District.

10. The District Collector/chairperson,
District Level Empower Committee,
Virudhunagar, Virudhunagar District.

11. The State of Tamilnadu,
Rep. by the Additional Chief Secretary
to the Government,
Finance Department,
Fort St. George, Chennai - 600 035.



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12. The Directors of Pensions,
Integrated Complex of Finance Department,
Finance Department,
Nandanam, Chennai - 600 035.

13. The Treasury Officer,
District Treasury, Nagercoil,
Kanyakumari District.

14. The District Collector Cum Chairman,
District Empowered Committee,
Tamilnadu Health Insurance Scheme,
Nagercoil, Kanyakumari District.

15. The Government of Tamilnadu,
Represented by Principal Secretary to overnment,
Finance (Salary) Department,
Fort St. George, Chennai.

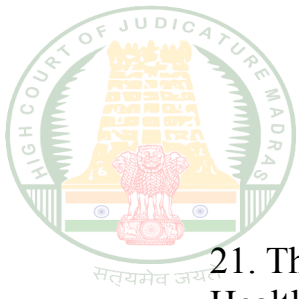
16. The Government of Tamilandu,
Represented by its Secretary,
Department of Health and Family Welfare,
Fort. St. George, Chennai.

17. The Director of Treasuries And Accounts,
Panagal Building,
Saidapet, Chennai, Chennai - 600 015.

18. The Director of Medical And Rural Health Service,
Teynapet, DMS Compouond,
Chennai - 600 006.

19. The Director Collector,
Kanyakumari District at Nagercoil.

20. The District Treasury Officer,
Kanyakumari District at Nagercoil.



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21. The Joint Director of Medical and Rural,
Health Services I/c,
Kanyakumari District at Nagercoil.

22. The District Collector,
Virudhunagar District,
Virudhunagar.

23. The Sub-Treasury Officer,
Rajapalayam,
Virudhunagar District.

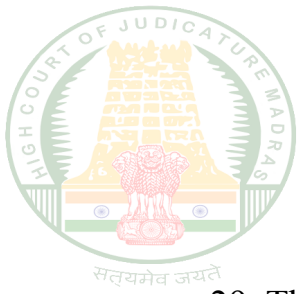
24. The High Level Empowered Committee,
Rep.By the Additional Chief Secretary to Government,
Finance Department,
Fort.St.George, Chennai-9.

25. The Government of Tamilnadu,
Rep.By its Secretary,
Department of Health and Family Welfare,
Fort.St.George, Chennai.

26. The State Level Empowered Committee,
Rep.By the Principal Secretary/
the Commissioner of Treasuries and Accounts,
Office of the Directorate of Treasuries and Accounts,
Integrated Office Complex for Finance Department,
Veterinary Hospital Campus,
Anna Salai, Chennai 600 006.

27. The Director of Pension,
259, Anna Salai,
DMS Compound,
Chennai-600 006.

28. The Director of Medical And Rural Health Service,
DMS Compound,
Teynampet, Chennai-6.



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29. The Joint Director of Rural Health Services,
Government Head Quarters Hospital,
Nagercoil,
Kanyakumari District -629 002.

30. The District Collector,
Kanyakumari District, at Nagercoil.

31. The District Treasury Officer,
Kanyakumari District, at Nagercoil.

32. The Secretary,
Government of Tamil Nadu,
Finance (Salaries) Department,
Fort St.George,
Chennai.

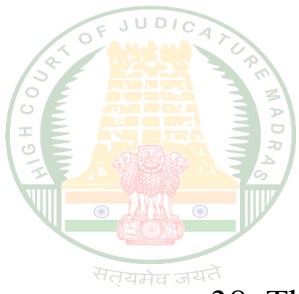
33. The Director of Pension,
Government of Tamil Nadu,
Chennai.

34. The Joint Director,
Medical and Rural Health Department,
Virudhunagar, Virudhunagar District.

35. The District Collector / Chairperson,
District Level Empowered Committee,
Virudhunagar, Virudhunagar District.

36. The State of Tamilnadu,
Rep by its Secretary to Government,
Health and Family Welfare Department,
Fort St.George, Chennai-600 009.

37. The District Collector,
Collectoratte Campus,
Theni District.



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38. The Government of Tamilnadu,
Rep.By its Special Secretary
Finance(Salaries) Department,
Secretariat,
Fort St.George,Chennai-600 009.

39. The Joint Director,
Medical and Rural Health Service Department,
Nagercoil, Kanyakumari District.

40. The Principal Secretary to Government,
State of Tamilnadu,
Finance (Salaries) Department,
Fort St.George, Chennai-600 009.

41. The District Collector,
Madurai District.

42. The Joint Director Medical And Rural Health Services,
Madurai District.

43. The Treasury Officer,
Madurai District.

44. The Additional Director of Medical and Rural health Service,
O/o. the Additional Director of Medical and Rural health Service,
Chennai - 6.

45. The District Collector,
Tuticorin District.

46. The Director of Pension
Finance (pension) Department,
259, Anna Salai, 3rd Block,
2nd Floor, Teynampet
Chennai 600 006.



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47. The District Collector/District Empowered Committee,
Ramanathapuram.

48. The Joint Director,
Welfare Department (General),
Ramanathapuram.

49. The Treasury Officer,
Treasury Office,
Ramanathapuram.

50. The District Collector,
Ramanathapuram District.

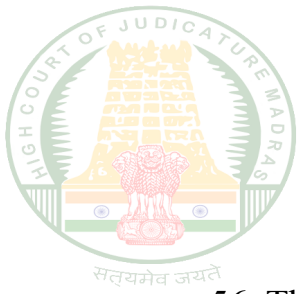
51. The Joint Director of Medical and Rural Health Service -cum -
Empowered Committee (PNHIS),
Government Hospital,
Ramanathapuram District,
Ramanathapuram - 623 501.

52. The Treasury Officer,
District Treasury Office,
Ramanathapuram.

53. The Assistant Treasury Officer,
Sub-Treasury,
Paramakudi,
Ramanathapuram District.

54. The Government of Tamil Nadu,
rep by its Secretary,
Finance (Pension) Department,
St.George Fort,
Chennai 600 009.

55. The Director of Pension,
DMS Complex,
Chennai - 600 006.



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56. The District Level Empowered Committee
rep by its Chairman and the District Collector
Ramanathapuram District.

57. The Joint Director of Medical and Rural Health
Service -cum - Member of District Level
Empowered Committee,
Government Hospital,
Ramanathapuram District,
Ramanathapuram - 623 501.

58. The District Treasury Officer,
Member of District Level Empowered Committee,
District Treasury Officer,
Ramanathapuram.

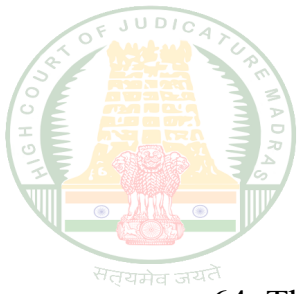
59. The Assistant Treasury Officer,
Sub-Treasury,
Paramakudi,
Ramanathapuram District.

60. The Secretary to Government,
Government of Tamil Nadu,
Finance (Salaries) Department,
St.George Fort,
Chennai 600 009.

61. The District Collector,
Theni District.

62. The Treasury Officer,
District Treasury,
Theni District 625 531.

63. The Sub Treasury Officer,
O/o the Sub Treasury,
Periyakulam Theni District.



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64. The Joint Director of Health Services,
O/o.Joint Director of Health Services,
Government Head Quarters Hospital,
Periyakulam Theni District.

65. The Director of Pension,,
DMS Complex,
Chennai - 6.

66. The District Collector,
Thanjavur District.

67. The Treasury Officer,
District Treasury,
Thanjavur.

68. The District Collector,
Pudhukottai District.

69. The Joint Director,
Medical and Rural Health Service,
Pudukottai.

70. The District Treasury Officer,
Pudukottai.

71. The Director,
Medical and Rural Health Services Directorate,
Teynampet,
Chennai - 600 06.

72. The Principal Secretary / Commissioner of
Treasuries and Accounts,
Integrated Office Complex of Finance Department,
Nandanam, Anna Salai,
Chennai 600 035.



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73. The District Treasury Officer,
Madurai District.

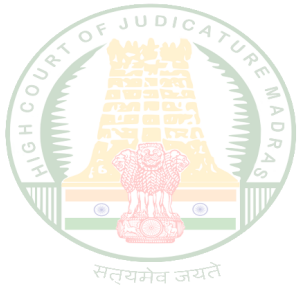
74. The Secretary to Government,
Finance (Pension) Department,
Secretariat, St.George Fort,
Chennai 600 009.

75. The Director of Pension,
2nd Floor, 3rd Block,
D.M.S.Complex,
Teynampet,
Chennai - 06.

76. The District Collector,
Trichy District.

77. The Joint Director of Medical and Rural Health,
O/o. The Joint Director of Medical and Rural Health,
Trichy.

78. The District Treasury Officer,
Office of the District Treasury,
Trichy District.



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S.M.SUBRAMANIAM, J.
and
DR.A.D.MARIA CLETE, J.

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W.A(MD)Nos.1071 of 2020, 258, 503, 705,
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1151,1159, 1162, 1272, 1564 and 1566 of 2021

23.06.2025