Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

WP No. 37405 of 2024

CNR:{HCMA012276692024}

R.Latha

..Petitioner

Vs

1. The Director General of Police
   Mylapore, Chennai-600 004.

2. The Superintendent of Police
   Erode District, Erode.

3. The Divisional Manager
   The United India Insurance Company Limited,
   Divisional Office-VI, 5th Floor,
   P.L.A. Rathna Towers, No.212,
   Anna Salai, Chennai-600 006.

..Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the first respondent to consider the claim of the petitioner to reimburse a sum of Rs.3,28,563/- (Rupees Three Lakhs Twenty-Eight Thousand Five Hundred and Sixty-Three only) with interest at 9 percent per annum under the Tamil Nadu Police Benevolent Fund Scheme.

For Petitioner: Mr.S.Kamadevan

For R1 and R2: Mr.V.Tamizhanban,
Govt. Advocate

For R3: Mr.P. Sankaranarayanan

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ORDER

This Writ Petition has been filed by the petitioner for the issuance of a Writ of Mandamus directing the first respondent to consider the claim of the petitioner to reimburse a sum of Rs.3,28,563/- (Rupees Three Lakhs Twenty-Eight Thousand Five Hundred and Sixty-Three only) with interest at 9% p.a under the Tamil Nadu Police Benevolent Fund Scheme.

2. The learned counsel for the petitioner submitted that the petitioner is working as a Woman Constable in All Women Police Station, Sathyamangalam, Erode District. On 29.03.2018, when she was proceeding to Bannari for an investigation on a two wheeler, she met with an accident. Due to the said accident, she suffered a head injury and was admitted in KMCH, Coimbatore, where she spent a sum of Rs.7,28,563/- towards hospital charges. Out of the total amount, the 3rd respondent reimbursed a sum of Rs.4,00,000/- under the NHIS Scheme. The learned counsel would further contended that it is the stand of the 2nd respondent that the maximum eligible amount has already been settled.

3. It is the contention of the learned counsel for the petitioner that a fund known as the Tamil Nadu Police Benevolent Fund is maintained by respondents 1 and 2, under which the maximum amount sanctioned was initially Rs.

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2,00,000/-, and thereafter, vide proceedings dated 02.09.2021, the said amount was enhanced to Rs. 5,00,000/-. The learned counsel for the petitioner invited the attention of this Court to a memorandum dated 02.09.2021 issued by the Director General of Police wherein for any serious disease, the medical assistance was enhanced to Rs.5,00,000/-.

4. It is the contention of the learned counsel for the petitioner that since respondents 1 and 2 maintain Benevolent Fund, and having the Insurance taken the defence that the maximum eligible amount to be received is Rs.4 lakhs, it is for the respondents 1 and 2 to take care of the needs of the Police personnel. In this regard, the petitioner has sent a representation dated 20.07.2018, and such representation is pending with respondents 1 and 2.

5. At this juncture, the learned Government Advocate invited the attention of this Court that as per the Annexure - II-A of the policy, wherein it states that for accident and trauma case involving a multiple fractures, the maximum eligible amount is Rs.7,50,000/-. Therefore, they contended that it is for the 3rd respondent has to disburse the remaining amount.

6. However, such stand was strongly objected by the learned counsel for the 3rd respondent.

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7. I have given my anxious consideration to either side submissions.

8. Now that, the petitioner has come up with the request for reimbursement of Rs.3,28,563/- which had been spent by her towards the medical expenditure to be drawn from the Benevolent Fund. Therefore, now this Court wants to see whether the respondents 1 and 2 will be benevolent towards the petitioner.

9. In the case in hand, even from 2018, though there has been a request made by the petitioner, the inaction by itself clearly demonstrates how the authorities are benevolent with their subordinates. In such circumstances, though, this Court has much to say, by exercising self-restraint, would only direct the respondents 1 and 2 to consider the petitioner's representation dated 20.07.2018 in a sympathetic manner and pass appropriate orders within a period of four weeks from the date of receipt of a copy of this order.

10. With the above directions, this Writ Petition stands disposed of. No costs.

30-10-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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C.KUMARAPPAN J.

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To:

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   Mylapore, Chennai-600 004.

2. The Superintendent of Police
   Erode District, Erode.

3. The Divisional Manager
   The United India Insurance Company Limited,

4. Divisional Office-VI, 5th Floor,
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