



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

104

CWP-10538-2022

Date of Decision: 20.05.2026

DR. RASHMI GUPTA

...Petitioner

Versus

UNION OF INDIA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Manoj Kumar Sood, Advocate for petitioner

Mr. Anil Chawla, Senior Panel Counsel
For respondent No.1-U.O.I.

Mr. Deepak Goyat, Advocate on behalf of
Ms. Veena Ashwani Talwar, Advocate
For respondent No.6

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondent to pay her Covid Insurance claim under Pradhan Mantri Garib Kalyan Package Insurance Scheme on account of death of her husband.

2. On 12.04.2023, the following order was passed: -

The present petition has been filed under Articles 226/227 of the Constitution of India, 1950 for seeking issuance of directions to the respondents to pay the COVID Insurance Claim under the “Pradhan Mantri Garib Kalyan Package” labelled as the “Insurance Scheme for Health



Workers Fighting COVID-19” in respect of husband of the petitioner who died due to COVID complications.

It is submitted by the counsel for the petitioner that the deceased-Dr. Alok Gupta, husband of the petitioner was a Neurosurgeon and a private practitioner practicing at Faridabad. He died on account of being infected with COVID-19. He does not dispute the fact that as per condition No.ii of the order dated 28.03.2020, in order to extend the benefit of the aforesaid scheme to the doctors who died during the COVID-19 pandemic, it was necessary that services of such staff should have been requisitioned by the State. He fairly submits that services of Dr. Alok Gupta-deceased husband of the petitioner had not been requisitioned by the State. He, however, contends that on a similar issue, the claim of doctor was rejected by the Bombay High Court in W.P.L No. 93840 of 2020 against which SLP (Civil) No. 15615 of 2021 titled “Pradeep Arora and others versus Director Health Department & Others” is pending consideration before the Hon’ble Supreme Court. He submits that since the issue involved in the present petition is under consideration of the Hon’ble Supreme Court, let this matter be adjourned sine die to await final outcome of the abovesaid pending SLP.

Counsel for respondent-Union of India does not dispute the pendency of the aforesaid issue before the Hon’ble Supreme Court.

Adjourned sine die.

To be listed after decision of SLP (Civil) No. 15615 of 2021 titled “Pradeep Arora and others versus Director Health Department & Others”.

3. The aforesaid order was followed by different interim orders.



4. By order dated 10.04.2026, the Director General Health Services, Haryana was directed to consider petitioner's application and pass an appropriate order before the adjourned date.

5. Learned counsel for the petitioner submits that in deference to order dated 10.04.2026 of this Court, the respondent has passed order dated 19.05.2026 whereby petitioner's claim has been rejected.

6. The petition stands disposed of with liberty to the petitioner to assail aforesaid order dated 19.05.2026.

7. Pending Misc. application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

20.05.2026
SDK

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No