

***THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY***

***AND***

***THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM***

-  
**Writ Petition No.28144 of 2013**  
-

-  
**ORDER:** (Per the Hon'ble Sri Justice L.Narasimha Reddy)

The 1<sup>st</sup> respondent (for short 'the respondent') is an employee of the South Central Railway. He has undergone treatment in Care Hospital at Visakhapatnam for heart ailment. He submitted an application on 11.04.2011, for medical reimbursement of Rs.1,35,590/- to the

3<sup>rd</sup> petitioner herein. Since no decision was taken on the application for quite sometime, the respondent filed O.A.No.575 of 2012 before the Hyderabad Bench of the Central Administrative Tribunal. The O.A. was disposed of on 28.09.2012, with a direction to the petitioners herein to process the application of the respondent. In compliance with the same, the 3<sup>rd</sup> petitioner accorded sanction for Rs.1,02,486/- and disallowed the balance of Rs.33,104/-. Challenging the action of the 3<sup>rd</sup> petitioner, the respondent filed O.A.No.1519 of 2012. He pleaded that the claim submitted by him is covered by the official memo, dated 17.08.2010, and that there was no basis for the petitioners to reject it. The O.A. was opposed by the petitioners. Through order, dated 22.07.2013, the Tribunal allowed the O.A. Hence, this writ petition.

Heard Smt.Pushpinder Kaur, learned counsel for the petitioners.

The manner in which the medical claims submitted by its employees are to be processed, is governed by the official memoranda that are issued from time to time. Separate procedure was prescribed for ordinary cases, on the one hand, and emergency cases, on the other hand. Dichotomy is also maintained between the treatment by panelled private hospitals and non-panelled private hospitals. Disallowing part of the claim of the respondent was on the ground that he has undergone treatment in non-recognized private hospital and not governed by the procedure prescribed in the letter, dated 31.07.2007. The Tribunal, however, has taken into account the official memo, dated 17.08.2010, and held that it permits the claims made in respect of emergent treatments. Various heads under which several claims are permitted are referred to. Learned counsel for the petitioners is not able to point out as to how their memo, dated 17.08.2010, does not cover the claim of the respondent to the extent it was rejected by the 3<sup>rd</sup> petitioner. We do not find any basis to interfere with the order passed by the Tribunal.

The writ petition is accordingly dismissed. There shall be no order as to costs.

The miscellaneous petition filed in this writ petition shall also stand disposed of.

---

**L.NARASIMHA REDDY, J.**

---

**CHALLA KODANDA RAM, J.**

Date:30.09.2013  
GJ

***THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY***

*and*  
**THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM**

-  
-  
-  
-  
-  
-  
-  
-  
-  
-  
-  
-  
-

**Writ Petition No.28144 of 2013**  
(Order of the Bench delivered by  
the Hon'ble Sri Justice L.Narasimha Reddy)

-

Date:30.09.2013

