

**M/s Maatri Medicity and Orthocare Hospital Vs. State
of H.P. & Ors. a/w connected matter**

**CWP No.2080 of 2026 a/w
CWP No.2081 of 2026**

25.02.2026 Present: Mr. Ajay Chandel, Advocate, for the petitioner(s)
in both the matters.

Mr. Rajat Choudhry, Assistant Advocate General,
for respondents No.1, 3 and 4-State in both the
matters.

Mr. Shashi Shirshoo, Central Govt. Counsel, for
respondent No.2 in CWP No.2080 of 2026.

Ms. Reeta Thakur, Senior Panel Counsel, for
respondent No.2 in CWP No.2081 of 2026.

**CWP No.2080 of 2026 & CMP No.2798 of 2026 and
CWP No.2081 of 2026 & CMP No.2799 of 2026**

Notice. Mr. Rajat Choudhry, learned Assistant
Advocate General, Mr. Shashi Shirshoo, learned Central
Government Counsel and Ms. Reeta Thakur, learned
Senior Panel Counsel, appear and waive service of notice
on behalf of the respective respondents.

2. Heard.

3. Facts:-

3(i). Petitioners are stated to be Hospitals duly
empanelled with the respondents as Health Care Providers
under the provisions of Ayushman Bharat Pradhan Mantri
Jan Arogya Yojna (PM-JNY) Guidelines. Ayushman Bharat
has been projected as a flagship scheme of the
Government of India launched as per the National Health
Policy, 2017 to achieve the vision of universal health
coverage. The scheme statedly adopts a continuum of care

approach, comprising of:- (a) Health and Wellness Centres; and (b) Pradhan Mantri Jan Arogya Yojna.

3(ii). According to the petitioners, the families covered under the aforesaid scheme have been selected by the Government of India on the basis of Socio-Economic Caste Census, 2011 and Rashtriya Swasthya Bima Yojna.

3(iii). Vide notification dated 29.12.2018, Government of Himachal Pradesh also started providing cashless treatment coverage on the analogy of Ayushman Bharat PM-JAY to the left out families under Mukhya Mantri Himachal Health Care Scheme (Himcare). Under this notification, the hospitals empanelled under Ayushman Bharat PM-JAY stand automatically empanelled under Himcare. It is further the case of the petitioners that package rates of Ayushman Bharat have been adopted for Himcare. Under the Himcare Scheme, cashless treatment coverage upto Rs.5 Lakh per year per family is being provided in the empanelled hospitals by following the guidelines issued for Ayushman Bharat PM-JAY.

3(iv). As per the petitioners, being empanelled Health Care Providers, they are legally bound to provide cashless treatment to the beneficiaries under Ayushman Bharat PM-JAY as also under the Himcare Scheme. Petitioners continue to be empanelled as such. Petitioners have provided treatment to the beneficiaries of the

aforesaid schemes in cashless manner. In accordance with the guidelines of the scheme, petitioners have submitted their bills/claims to the respondents for settling the same. All the bills/claims of the petitioners have been approved. The same have also been reflected on the website of respondent No.4. Despite this, respondents have failed to release the payments of duly approved bills/claims of the petitioners. Non-release of payment towards petitioners' duly approved bills/claims is creating financial hardships for them; That they are adversely affected by the cash-flow due to delay in payment of the approved claims by the respondents.

4. In view of petitioners being empanelled Health Care Providers under the respondents for the schemes in question and despite their bills/claims for having provided cashless treatment to the beneficiaries under both the schemes having been duly approved, the action of the respondents in not releasing the same to the petitioners cannot be justified. The schemes have been designed to holistically address the health care system at primary, secondary and tertiary level for meeting sustainable health goals with underline commitment for 'Leaving no one behind'.

5. In view of the documents placed on record, petitioners have made out a case for grant of interim relief

at this stage. Hence, there shall be a direction to the respondents to release the payment to the petitioners towards their duly approved bills/claims by the next date.

Reply be filed within three weeks.

List on **25.03.2026**.

February 25, 2026
Mukesh

Jyotsna Rewal Dua
Judge