

**Sai Sanjivni Hospital Vs. State of H.P. & Ors.**

**CWP No.2484 of 2026**

05.03.2026 Present: Mr. Neeraj Sharma, Senior Advocate with Mr. Happy Thakur and Mr. Vidush Chauhan, Advocates, for the petitioner.

Mr. Y.P.S. Dhaulta, Additional Advocate General, for respondents No.1, 3 and 4-State.

Mr. Balram Sharma, DSGI with Mr. Rajeev Sharma, Advocate, for respondent No.2.

**CWP No.2484 of 2026 & CMP No.3422 of 2026**

Notice. Mr. Y.P.S. Dhaulta, learned Additional Advocate General and Mr. Balram Sharma, learned Deputy Solicitor General of India, appear and waive service of notice on behalf of the respective respondents.

**2.** Heard.

**3. Facts:-**

**3(i).** Petitioner is stated to be Hospital duly empanelled with the respondents as Health Care Provider 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 petitioner, 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 petitioner 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 petitioner, being empanelled Health Care Provider, it is legally bound to provide cashless treatment to the beneficiaries under Ayushman Bharat PM-JAY as also under the Himcare Scheme. Petitioner continue to be empanelled as such. Petitioner-Hospital has provided treatment to the beneficiaries of the aforesaid schemes in cashless manner. In accordance with the guidelines of the scheme, petitioner has submitted its bills/claims to the respondents for settling the same. All the bills/claims of the petitioner 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 petitioner. Non-release of payment towards petitioner's duly approved bills/claims is creating financial hardships for it; That it is adversely affected by the cash-flow due to delay in payment of the approved claims by the respondents.

**4.** In view of petitioner being empanelled Health Care Provider under the respondents for the schemes in question and despite its 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 petitioner 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, petitioner has 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 petitioner-Hospital towards its duly approved bills/claims by the next date.

Reply be filed within two weeks.

List on **25.03.2026**.

March 05, 2026  
*Mukesh*

Jyotsna Rewal Dua  
Judge