

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

**CWP No.2080 of 2026 a/w CWP
Nos.8820, 15097, 15422, 16831, 16930,
16939, 16965, 16966, 17160, 17246,
17248, 17249, 17381, 17401, 17431,
19209, 19210 & 20980 of 2025 and CWP
Nos.2081, 2484, 2894, 2941, 3700,
3701, 4046, 4896, 4897, 4898, 4899,
4954 & 5100 of 2026**

28.04.2026 Present: Mr. Ajay Chandel, Advocate; Mr. Neeraj Sharma, Senior Advocate with Mr. Vidush Chauhan; M/s Parav Sharma, Avnish Mandhotra, Shristi Ramesh, Advocates and Mr. Jagan Nath, Advocate, for the petitioner(s) in the respective matters.

Mr. Anup Rattan, Advocate General with Mr. L.N. Sharma, Additional Advocate General and Mr. Rajat Choudhry, Assistant Advocate General, for the respondents-State in all the matters.

Mr. Shashi Shirshoo, Mr. Virbahadur Verma, Mr. Janak Raj and Mr. Anshul Attri, Centre Government Counsel, for the respondent-UOI in the respective matters.

Ms. Vandana Misra, Senior Panel Counsel, for the respondent-UOI in CWP No.17401 of 2025.

The hearing has been attended by respondent No.1-Ms. M. Sudha Devi, Secretary (Health), respondent No.3-Mr. Jitender Sanjta, Director Health Services, Himachal Pradesh and respondent No.4-Mr. Ashwani Kumar Sharma, Special Secretary (Health)-cum-CEO Rashtriya Swasthya Bima Yojna. The Court has held constructive interaction with the officers present.

Learned Advocate General has placed on record office instructions dated 27.04.2026 from the Chief Executive Officer, H.P. Swasthya Bima Yojna Society. Let

copy of the same be supplied to learned counsel for the petitioners.

Respondents No.1 and 4 have apprised that fund amounting to approximately Rs.17 Crores is available with the respondents for disbursement.

Learned counsel for the petitioners as also learned Advocate General have made certain submissions for release of pending bills under Himcare Scheme.

Pursuant to the hearing held today, a consensus has been reached between the parties, in terms of which, respondents No.1 and 4 are now directed to carry out verification of the pending bills of the petitioners-Empanelled Hospitals under the Himcare Scheme. This exercise be undertaken within next two weeks, after giving due opportunity of hearing to all the petitioners through their authorized representatives.

Any information required, any document needed from the petitioners in order to verify the bills, may be duly conveyed to them to enable them to supply the same to the respondents. The aim of this exercise would be to release the pending bills of the petitioners, which are in order. This exercise would be independent of the investigation being carried out by the SIT constituted by the State Vigilance & Anti Corruption Bureau. All rights and contentions of the parties are left open. The bills, which

are ultimately approved, be released in favour of the petitioners.

It has been apprised during hearing that even though Himcare Scheme is not being operated through Private Empanelled Hospitals w.e.f. September, 2024, however, Dialysis is still permissible under the Himcare Scheme in the private empanelled hospitals. Therefore, there shall be a direction to the respondents that all pending bills of the petitioners-Private Empanelled Hospitals, if any, pertaining to Dialysis till date, be also verified and if approved, payments be released in their favour.

Report on the above two points be furnished by the next date of hearing.

Respondent No.2-Union of India has not complied with the previous order. This be complied with by the next date.

List on **18.05.2026**.

On the next date of hearing, the respondents to also place on record the Memorandum of Understanding, statedly executed between them for implementation of Ayushman Bharat Pradhan Mantri Jan Arogya Yojna.

April 28, 2026
Mukesh

Jyotsna Rewal Dua
Judge