

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 7884/2021

Chief Medical Officer, General Hospital Sawaimadhopur and
Ors.

-----Petitioners

Versus

Satish Sharma S/o Late Haribhajan Sharma

-----Respondent

For Petitioner(s)	:	Dr. Vivek Tyagi-Dy.G.C.
For Respondent(s)	:	None

HON'BLE MR. JUSTICE ANOOP KUMAR DHAND

Order

14/07/2023

1. Matter comes up on an application (I.A. No. 2/2023) filed by the applicant for bringing the order passed by the Executing Court, Sawaimadhopur on record.
2. Application stands allowed for the reasons stated therein.
3. Learned counsel for the petitioners submits that there is an urgency in the matter as the Executing Court is proceeding against the petitioners on the basis of the impugned order dated 22.01.2020 passed by the permanent Lok Adalat. Counsel submits that after delay of 14 years of taking treatment in an unapproved hospital, the application was submitted by the applicant-respondent before the Permanent Lok Adalat seeking reimbursement of the medical bills and expenses incurred in treatment taken in Tongia Heart and General Hospital, Jaipur. Counsel submits that even as per the rules and the settled proposition of law, the applicant/respondent was not at all entitled

to get full amount of reimbursement. The Permanent Lok Adalat could have directed the State to make the reimbursement of the medical bills as per the prevailing rates as applicable in approved hospital at the relevant time, but in the instant case directions have been issued for making the payment of whole amount claimed by the applicant- respondent.

4. Heard and considered the submissions, the matter requires consideration.

5. List on 28.07.2023.

6. Till then, the operation and execution of the impugned order dated 22.01.2020 passed by the Permanent Lok Adalat shall remain stayed.

(ANOOP KUMAR DHAND),J