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Ref-90

Deputy Registrar(M)

May kindly see the letter No.1120/IX, dated 12.03.2015 and letter No.964/IX, dated 28.02.2015 of District Judge, Ghaziabad, regarding the medical reimbursement claim of Late Smt. Shikha Pathak, the then Additional Chief Judicial Magistrate, Ghaziabad, incurred in the treatment of Acute Myeloid Leukaemia (Blood Cancer), on her own, amounting to Rs.146,610.00, for the period from 07.03.2007 to 31.03.2007 at Dharamshila Cancer Hospital and Research Centre, Delhi at **Flag 'A'** and amounting to Rs.4,87,536.00, for the period from 12.02.2011 to 07.03.2011 at All India Institute of Medical Sciences, New Delhi at **Flag 'A-1'**.

Regarding Medical Reimbursement Claim amounting to Rs.1,46,610 submitted through letter No.1120/IX, dated 12.03.2015

The aforesaid medical reimbursement claim has been submitted to this Court in response to the objections raised through the Court's letter No.4125/IV-3226/Admin A-1 Section, dated 02.04.2009.

In this connection, it may be submitted that under the provisions contained in Rule 20 of "The Uttar Pradesh Government Servant (Medical Attendance) (First Amendment) Rules, 2014" published vide notification no. no.474/V-6-14-1082-87, dated 04.03.2014, the sanctioning authority for Government servant for working/retired Govt. servant, for the medical reimbursement claim amounting upto Rs.2,00,000.00 is the Head of Office. The Head of Office of Additional Chief Judicial Magistrate is the District Judge.

Regarding Medical Reimbursement Claim amounting to Rs.1,46,610 submitted through letter No.1120/IX, dated 12.03.2015

It is pertinent to mention here that that the aforesaid claim has been submitted by Sri Sanjay Pathak, husband of Late Smt. Shikha Pathak, Ex Additional Chief Judicial.M., Ghaziabad on 28.04.2011.

Through the enclosed report dated 25.02.2015 duly endorsed by District Judge, Ghaziabad, the Officer Incharge. Medical Reimbursement Claim/Additional District Judge, Court No.10, Ghaziabad, has submitted that the necessary provisions regarding the sanction of the aforesaid claim amounting to Rs.4,87,536.00 of Late Smt. Shikha Pathak, has been completed (at **Flag 'B'**).

In this connection, it may be submitted that the claim has been checked by the office and as per the provisions contained in point No.16 and 18 of "The Uttar Pradesh Government Servant (Medical Attendance) Rules, 2011" read with "The Uttar Pradesh Government Servant (Medical Attendance) (First Amendment) Rules, 2014" published vide notification No.2275/V-6-11-1082-87, dated 20.09.2011 and No.474/V-6-14-1082-87, dated 04.03.2014, it is found that the following papers has been submitted alongwith the aforesaid claim :

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Sl. no.	Name of Documents	Information about documents	Flag as ''
1	Appendix-'C'	Submitted	C
2	Claim is submitted within three months from completion of the treatment.	Submitted (The period of treatment is from 12.02.2011 to 07.03.2011 while the claim was Submitted to the District Judge on 28.04.2011. Also the date of submission of the claim is prior to the notification of Medical Rules, 2011)	A-1 & B
3	Calculation memo.	Submitted	D
4	Essentiality Certificate.	Submitted (In which all the information regarding treatment is mentioned and also countersigned by the Medical Superintendent of A.I.I.M.S., New Delhi.)	E
5	Original copies of all bills,reference letter. Prescription slips and vouchers	Submitted	F
6	Letter dated 23.09.2014 of Chief Medical Superintendent, District M.M.G. Hospital, Ghaziabad.	By this letter the claim is verified and sanction-able amount is mentioned for Rs.4,87,536.00	G

On the basis of above chart, the claim is found complete and shall be entertained.

In this connection, it may be submitted that under the provisions contained in Rule 20 of "The Uttar Pradesh Government Servant (Medical Attendance) (First Amendment) Rules, 2014" published vide notification no. no.474/V-6-14-1082-87, dated 04.03.2014, the sanctioning authority for Government servant for working/retired Govt. servant, placed below :

Amount of claim	Sanctioning authority
UptoRs.2,00,000.00	Head of office
Above Rs.2,00,000.00 uptoRs.5,00,000.00	Head of Department
Above Rs.5,00,000.00 uptoRs.10,00,000.00	Administrative Department in the Government
Above Rs.10,00,000/-	After recommendation from Medical and Health Department and prior approval of the Finance Department, Administrative Department in the Government.

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In this connection it may be submitted that under the above provisions, reimbursement of medical claim amounting above Rs.2,00,000.00 and upto Rs.5,00,000.00 can be sanctioned by the Head of Department. The Head of Department of Additional Chief Judicial magistrate is this Hon'ble High Court and as such the medical reimbursement claim amounting Rs.4,87,536.00 of of Late Smt. Shikha Pathak, the then Additional Chief Judicial Magistrate, Ghaziabad, may be placed before the Hon'ble Justice Sri Vikram Nath for orders.

In the facts and circumstances mentioned above, may if deemed fit and proper, the file may kindly be laid before the Hon'ble Justice Sri Vikram Nath, for His Lordship's kind perusal and orders to the effect that -

1. The aforesaid medical reimbursement claim amounting to Rs.1,46,610.00 of Late Smt. Shikha Pathak, the then Additional Chief Judicial Magistrate, Ghaziabad, incurred in the treatment of Acute Myeloid Leukaemia (Blood Cancer), on her own for the period from 07.03.2007 to 31.03.2007 at Dharamshila Cancer Hospital and Research Centre, Delhi along with all original bill/vouchers and other relevant papers along with the aforesaid relevant information may be sent to the District Judge, Ghaziabad with the request to take action at his own end as per Medical Rules, 2011 read with 2014.

'A'

AND

2. The aforesaid medical reimbursement claim, amounting to Rs.4,87,536.00 of Late Smt. Shikha Pathak, the then Additional Chief Judicial Magistrate, Ghaziabad, incurred in the treatment of Acute Myeloid Leukaemia (Blood Cancer), on her own, for the period from 12.02.2011 to 07.03.2011 at All India Institute of Medical Sciences, New Delhi, may be sanctioned and His Lordship may also be requested to sign the draft sanction order placed at Flag 'X'?

'B'

21-04-2015

22/04/15

Senior Registrar (Judicial)(Budget)

Submitted for kind perusal and onward submission before Hon'ble Mr. Justice Vikram Nath for His Lordship's kind perusal and orders as proposed at 1. And 2 above.

D. R. (Misc.)

DRM

Sanctioned both 'A' and 'B' 22/04/2015

Hon'ble Mr. Justice Vikram Nath

Submitted for kind perusal & orders as proposed at 'A' & 'B' above.

Senior Registrar (Budget)

Sr. Registrar (B) 24/4/15

S.O. (Admin. A)

24/04/15

D. R. (M) 24-4-15