



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.3427 of 2026

***Suggu Simanchalam @ S.
Simanchalam***

....

Petitioner

Mr. R.K. Sahoo, Adv.

-versus-

State of Odisha & Others

....

Opposite Parties

Mr. P.K. Sahoo, ASC

COROM:

THE HON'BLE MR.JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

02.07.2026

Order No

- 2.** 1. This matter is taken up through Hybrid Mode.
2. Heard learned counsel appearing for the parties.
3. Pursuant to order dt.12.02.2026, learned Addl. Govt. Advocate produced the instruction so provided by the Excise Commissioner, Orissa, Cuttack with service of copy on the learned counsel appearing for the Petitioner. The same be kept on record.
4. Basing on the instruction, it is contended that as on date, two (2) numbers of Departmental Proceeding and two(2) numbers of Criminal Proceeding are pending against the Petitioner. It is accordingly contended that unless all these proceedings are disposed of, Petitioner is not eligible and entitled to get the benefit of pension and other pensionary benefits.
- 4.1. It is further contended that claiming relief of the pensionary benefit, Petitioner was before this Court in W.P(C) No.32774 of 2025 and this Court while disposing the Writ



Petition vide order dt.20.11.2025, observed that unless and until the proceedings are disposed of, Petitioner cannot get the benefit. It is accordingly contended that Petitioner is not entitled to get the benefit, as prayed for.

5. Having heard learned counsel for the parties, considering the submission made and the fact that two numbers of Departmental Proceedings and two numbers of Criminal Proceedings are pending against the Petitioner, as per the considered view of this Court that Petitioner is not eligible and entitled to get the retiral benefits as due and admissible. It is open for the Petitioner to take appropriate step for early disposal of all the four (4) proceedings.

6. With the aforesaid liberty, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

sangita

Signature Not Verified

Digitally Signed
Signed by: SANGITA PATRA
Reason: authentication of order
Location: high court of orissa, cuttack
Date: 06-Jul-2026 15:38:13

