



IN THE HIGH COURT OF ORISSA AT CUTTACK

FAO No.410 of 2019

State Of Odisha & Anr.

.....

Appellants

Represented by Adv. –
U.C. Jena, A.S.C.

-versus-

Manasi Behera & Anr.

.....

Respondents

Represented by Adv. -
m/s.sadasiva patra,
sandeep rath

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

07.07.2026

Order No.

06.

1. This matter is taken up through Virtual Mode.
2. Heard the learned Additional Standing Counsel for the State-Appellants as well as learned counsel for the Respondent No.1. Perused the appeal as well as the impugned order of the learned State Education Tribunal.
3. The Respondent No.1 before the State Education Tribunal has approached this Court by filing the present appeal thereby challenging the order dated 13.04.2018 passed in G.I.A. Case No.139 of 2013.
4. Learned counsel for the State-Appellants, at the outset, submitted that initially a GIA case was preferred by the Respondent No.1 before the learned Tribunal with a prayer to set aside the order of rejection and to approve the appointment of the said applicant-



Respondents as per Grant-in-Aid Order, 1994 and to release the grant-in-aid accordingly. Learned counsel for the State-Appellants submitted that such GIA case has been erroneously disposed in favour of the Respondent No.1 vide the impugned judgment dated 13.04.2018. Learned counsel for the State-Appellants submitted that the Respondent No.1 is in no way eligible to get such grant-in-aid and that no such recommendation was ever made in her favour by the Competent Authority.

5. Learned counsel for the Respondent No.1, at this stage, contended that the subject matter of the dispute in the present appeal is squarely covered by the ratio laid down by a Coordinate Bench of this Court in ***State of Odisha v. Ratnakar Mohapatra*** decided in F.A.O. No.509 of 2014 vide judgment dated 19.03.2025. He further contended that such judgment of the Coordinate Bench of this Court has been upheld by the Hon'ble Supreme Court in SLP(C) No.6943 of 2026 vide judgment dated 25.03.2026.

6. Considering the submissions made by the learned counsels appearing for both the sides, while dismissing the present appeal, this Court directs that the State-Appellants shall re-consider the case of the Respondent No.1 in terms of the judgment dated 19.03.2025 of the Co-ordinate Bench in ***State of Odisha v. Ratnakar Mohapatra***, which was confirmed in appeal by the Hon'ble Supreme Court, and particularly, in terms of the direction given by the Co-ordinate Bench of this Court as well as the Hon'ble Supreme Court. In the event the Respondent No.1 is found to be eligible to receive such Grant-In-Aid and that there is a recommendation in her favour, necessary consequential order(s) be passed in accordance with law, within a period of three months.



7. With the aforesaid observation, the F.A.O. stands disposed of.

(A.K. Mohapatra)
Judge

Anil

Signature Not Verified

Digitally Signed
Signed by: ANIL KUMAR SAHOO
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 10-Jul-2026 20:31:57

