

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 1013 of 2022

Biswabandita Sahoo

.....

Petitioner

Mr. K.K. Swain, Advocate

Vs.

State of Odisha and others

.....

Opposite parties

Standing Counsel S&ME

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

25.01.2022

Order No.

01

This matter is taken up by video conferencing mode.

3. The petitioner has filed this application seeking to quash/modify the guidelines issued by the Board of Secondary Education, Odisha for conducting of Odisha Secondary School Teacher Eligibility Test (OSSTET, 2021 (2nd) under Annexure-9 and the stipulation as prescribed for Odisha Teacher Eligibility Test (OTET, 2021) (1st) under Annexure-8 may also be made applicable so far as Odisha Secondary School Teacher Eligibility Test (OSSTET, 2021 (2nd) is concerned and the petitioner may be permitted to appear in the Odisha Secondary School Teacher Eligibility Test (OSSTET, 2021 (2nd) as she has taken admission in B.Ed Course in 2013 when the stipulation of 50% of marks in Graduation level was not there, within a stipulated time.

3. In course of hearing, learned counsel for the petitioner states that the petitioner may be permitted to file a fresh representation before the opposite party no.1 highlighting the grievances and direction may be given to consider the same within a stipulated time taking into consideration the order of the apex Court in the case of *Neeraj Kumar Rai v.*

State of Uttar Pradesh (Civil Appeal No.9732 of 2017 disposed of on 25.07.2017).

4. Considering the contention raised by learned counsel for the petitioner, without expressing any opinion on the merits of the case, this writ petition stands disposed of with the direction that in case the petitioner, with regard to the grievance made in this petition, files a fresh comprehensive representation before the opposite party no.1 within fifteen days hence, the same shall be considered by the said authority taking into consideration the order of the apex Court in the case of ***Neeraj Kumar Rai v. State of Uttar Pradesh*** (Civil Appeal No.9732 of 2017 disposed of on 25.07.2017), and pass a reasoned and speaking order as expeditiously as possible, preferably within a period of three months from the date of receipt of the certified/authenticated copy of this order.

As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a print out of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned advocate, in the manner prescribed, vide Court's Notice No.4587 dated 25th March, 2020, as modified by Court's notice no. 4798 dated 15th April, 2021, and Court's Office Order circulated vide Memo Nos.514 and 515 dated 7th January, 2022.

Ashok

(DR. B.R. SARANGI)
JUDGE