

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.7558 of 2022

Rabindra Kumar Panigrahi

.... ***Petitioner***
Mr. P.C. Jena, Advocate

-versus-

State of Odisha and others

.... ***Opposite Parties***

Mr. P.C. Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER
18.04.2022

Order No.

- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. Heard learned counsel for the Petitioner as well as learned counsel for the State. Perused the record.
 3. The present writ petition has been filed by the petitioner with the following prayers:

“It is therefore prayed that let this Hon’ble Court may be graciously pleased to admit this writ application, issue Rule Nisi, in calling upon the Opposite Parties to file show cause as to why the impugned order under Annexure-3 dated 18.8.2021 passed by the opposite party regarding termination of the petitioner shall be quashed/set aside and as to why a direction shall not be issued to pay both arrear and current remuneration / salary of the petitioner w.e.f. his actual date of termination with immediate effect.

And

If the Opposite Parties are fail to show cause or show their insufficient cause let this Hon'ble Court make the said rule absolute and upon hearing the parties quash/set aside the impugned order under Annexure-3 dated 18.8.2021 passed by the opposite parties as regards termination of the petitioner in vis-à-vis directing the opposite parties to pay his monthly remuneration/salary both the arrear and current w.e.f. his actual date of termination for the greater interest of justice.

And pass any other order/orders, writ/writs, direction/directions, as this Hon'ble Court deems fit and proper in the eye of law.”

4. It is submitted by learned counsel for the Petitioner that although the petitioner has filed representation dated 28.8.2021, under Annexure-5 before the CDMO-cum-District Mission Director, Berhampur, Ganjam-Opposite Party No.5, the same is still pending before the said Opposite party and the said Opposite Party has not taken any decision as of now.

5. Learned counsel appearing for the State submits that he has no objection, if a direction is given to the authorities to consider the grievance petition of the petitioner in accordance with law within a stipulated period of time.

6. Considering the submissions made by the respective parties, the limited nature of grievance involved in the present writ petition, keeping in view the case of the petitioner, this Court disposes of the writ petition at the stage of admission with a direction to the CDMO-cum-District Mission Director, Berhampur, Ganjam-Opposite Party No.5 to consider the representations of the Petitioner dated 28.08.2021 under Annexure-5 in accordance with law within a

period of two months from the date of production of certified copy of this order. It is needless to mention here that the representation of the petitioner shall be considered and disposed of by passing a speaking and reasoned order on the same. Any decision taken on the same shall be communicated to the petitioner within a period of ten days thereafter.

7. With the aforesaid observation/direction, the writ petition is disposed of.

Urgent certified copy of this order be granted on proper application.

