

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.9877 of 2022

Bharati Panigrahy

....

Petitioner

Mr. Prafulla Kumar Mohapatra, Adv.

-versus-

State of Orissa and Ors.

....

Opposite Parties

*Mr. Debasis Mohapatra, SC
(for S & ME Deptt.)*

CORAM:

DR. JUSTICE S.K. PANIGRAHI

ORDER

09.09.2022

**Order
No.**

01. 1. This matter is taken up through hybrid arrangement.
2. Heard.
3. Learned counsel for the Petitioner submits that though similarly situated persons have been granted benefit of promotion retrospectively on the basis of gradation list submitted by the Director, Secondary Education, Orissa, Bhubaneswar, whereas the case of the present Petitioner has not been considered by the authority which should have been granted in accordance with the order dated 16.09.2016 passed in O.A. No.3885(C) of 2012 and batch of applications by the Orissa Administrative Tribunal,

Cuttack Bench, Cuttack. The said order was not challenged by the authority before this Court. However, a contempt petition i.e. CONTC (CPC) No.214 of 2017 was filed by one Pratyusa Kumar Das wherein this Court has directed to comply the order dated 16.09.2016 passed in O.A. No.3885(C) of 2012. Learned counsel for the petitioner further submits that the Petitioner has filed a representation under Annexure-4 before the Opposite Party No.1/Commissioner-cum-Secretary, School and Mass Education Department, Odisha, Bhubaneswar. However, there is no proof of submission of representation before the Opposite Party No.1.

4. In such view of the matter, the Opposite Party No.1/ Commissioner-cum-Secretary, School and Mass Education Department, Odisha, Bhubaneswar is directed to consider and dispose of the representation of the Petitioner within three months from the date of presentation of this order. If not submitted, it is directed to submit a fresh representation which will be considered and disposed of by the Opposite Party No.1/ Commissioner-cum-Secretary, School and Mass Education Department, Odisha, Bhubaneswar within the aforesaid period.

5. Accordingly, this Writ Petition is disposed of.
6. Urgent certified copy of this order be granted on proper application.

(Dr. S.K. Panigrahi)
Judge

B.Jhankar

