

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.10774 of 2022

Sankar Mohananda

....

Petitioner

Mr. L. Mohanty, Advocate

-versus-

State of Odisha and others

....

Opposite Parties

Mr. K.K. Nayak, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

13.05.2022

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 this Hon’ble Court may graciously be pleased to issue notice to the opp. Parties calling upon them to file show cause as to why a direction shall not be issued to recast tentative gradation list of Section Officer of Boudh Revenue district dated 1.2.2021 under Annexure-4 taking into consideration the date of joining in the promotional post of Head clerk/Section officers and taking into consideration G.A. Dept. Resolution dated 9.9.2021 under Annexure-5 and thereafter consider the case of the petitioner for promotion to the Senior Establishment officer and after hearing the parties be pleased to direct the opp.party no.2 to finalize/recast the tentative gradation list of Section officer of Boudh district dated 1.2.2021 under Annexure-4 as per G.A. Deptt. Resolution dated

9.9.2021 under Annexure-5;

A further direction to the opp.parties especially opp. Party no.2 to consider the case of the petitioner for promotion to the post of Senior Establishment officer of Boudh district within a date as fixed by this Hon'ble Court;

Any other order/orders, direction/directions as deemed fit and proper;”

4. It is submitted by learned counsel for the petitioner that although the petitioner has filed representation dated 14.09.2021 under Annexure-6 before the Collector and District Magistrate- Opposite Party No.2, 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 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 and disburse the same.

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 Collector and District Magistrate-Opposite Party No.2 to consider the representation of the petitioner dated 14.09.2021 under Annexure-6 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. Any decision so taken on the said representation

shall be communicated to the petitioner within a period of two weeks thereafter.

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

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

(A.K. Mohapatra)
Judge

Jagabandhu

