

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.16197 of 2022

Barada Prasad Rath

....

Petitioner

-versus-

State of Odisha & Ors.

....

Opposite Parties

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

20.07.2022

Order No

- 01.** 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
2. Heard learned counsel for the Petitioner and learned counsel for the Opposite Parties.
3. The Petitioner has filed the present Writ Petition with the following prayer:-

“ It is therefore prayed that this Hon’ble Court may graciously be pleased to admit the writ petition and issue Rule “NISI” to the Opp. Parties to show cause as to;

- (i) *Why the impugned notices dated 11.02.2022 issued by Opposite party No. 5 under Annexure-5, in the facts and circumstances of the case will not be declared as illegal; and*
- (ii) *Why the Opposite Party No. 5 will not be directed to release the retirement gratuity as due and admissible within a stipulated time;*

And if the Opp. Parties do not show cause then the Rule be made absolute by issuing appropriate writ/writs and any other order as deem fit be passed;

And for which act of kindness the petitioner as in duty bound shall ever pray.”

4. Learned counsel for the Petitioner further submits that through highlighting his grievances, the petitioner has filed a representation on 20.11.2021 at Annexure-6 to the Writ Petition before the O.P. No.5, but till date nothing has been done in the matter. In such background, learned counsel for the Petitioner prays that a direction be issued to Opposite Party No.5 to take a decision on the above noted petition within a specific time period.

5. Considering the submissions made and without expressing any opinion on the merits of the case, this Court directs Opposite Party No.5 to take a decision on the above noted petition in accordance with law within a period of three months from the date of receipt of this order and communicate the result of such exercise to the Petitioner.

6. The Writ Petition is disposed of accordingly.

(Biraja Prasanna Satapathy)
Judge

Sneha