

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 20009 of 2022

Basanta Kumar Nayak

....

Petitioner

-versus-

State of Odisha & Ors.

....

Opposite Parties

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

22.08.2022

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:-

“Under the aforesaid facts and circumstances, it is therefore prayed that your Lordships may graciously be pleased to issue notice to the Opposite Parties calling upon them to show cause as to why the prayer made in this application by the Petitioner for payment of arrear differential unutilized leave salary and differential Dearness Allowance relating to Revised Scale of pay Rules, 1998 along with all connected dues will not be allowed and if the opposite parties fail to show cause or show insufficient cause your Lordship may be pleased to pass order/direction to pay such differential amount of dues to the petitioner within a reasonable period or may be pleased to pass order to dispose of the representation dated 02.06.2022 vide Annexure-4 favourably within a time bound period.

And/or pass any other order/direction to the opposite parties according to the act and circumstances of the case as deemed fit and proper.

And for this act of kindness, the Petitioner shall ever pray as in duty bound.”

4. Learned counsel for the Petitioner further submits that through highlighting his grievances, the petitioner has filed an application at Annexure-4 to the Writ Petition before the O.P. No.2, 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.2 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.2 to take a decision on the above noted petition in accordance with law within a period of three (3) 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