

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.23768 of 2022

Muralidhar Naik

....

Petitioner

-versus-

State of Odisha & Ors.

....

Opposite Parties

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

19.09.2022

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 of the case, it is therefore prayed that your Lordship's may gracious and kind enough to issue a rule nisi calling upon the Opp. Parties as to why the petitioner will not get Earned Leave Salary. Arrear Gratuity, One time financial retirement benefit, 100% Arrear of 7th pay dues and 3% D.A. arrear within a stipulated period if the Opp. Parties failed to show cause or so insufficient cause made the rule absolute.

And further be pleased to direct the Opposite Parties to sanction and disbursed Earned Leave Salary, Arrear Gratuity, One time financial retirement benefit, 100% Arrear of 7th pay dues and 3 % D.A. arrear within a stipulated period. And further be pleased to pass any other appropriate writ/writs, order/orders and direction/directions as would be deem fit and proper;

And for this 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 an application at Annexure-2 to the Writ Petition before the O.P. No.3, 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.3 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.3 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