

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.24430 of 2022

Nimain Charan Das

....

Petitioner

-versus-

State of Odisha & Others

....

Opposite Parties

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

21.09.2022

Order No

- 01.** 1. This matter is taken up through Hybrid Mode.
2. Heard Mr. P.K.Mishra, learned counsel for the Petitioner.
3. The petitioner has filed this writ petition seeking direction to the opposite parties to grant Grade Pay of Rs.5400/- at the stage of 1st Financial upgradation under RACPS on completion of 10 years of continuous service and grant Grade Pay of Rs.6600/- at the stage of 2nd Financial upgradation under RACPS after completion of 20 years of service and grant Grade pay of Rs.7600/- at the stage of 3rd Financial upgradation under RACP after completion of 30 years of service with all other consequential service and financial benefits to him and further seeks direction for re-fixation of his subsequent pay incorporating the modified grade pay of Rs.5400/-, Rs.6600/- and Rs.7600/-for drawal and disbursement of arrear dues and retirement

dues incurred out of such refixation to him within a stipulated time.

4. In course of hearing, Mr. P.K. Mishra, learned counsel for the petitioner states that the petitioner may be permitted to move a fresh representation highlighting his grievances before the authority so that the same can be considered in the light of the ratio decided by this Court in **State of Odisha and another v. Bihari Lal and others** (W.P.(C) No.2831 of 2016 disposed of on 27.06.2016) and **State of Odisha v. Bikash Ranjan Das** in W.P.(C) No.18749 of 2018 and batch disposed of on 29.10.2021 (Annexure-6).

5. Considering the limited nature of grievance of the petitioner, this Court directs the petitioner to file a fresh representation within a period of fifteen days from today ventilating their grievances before the authority. In the event the petitioner files such representation along with the judgment passed by this Court in **Bihari Lal & Bikash Ranjan Das** (supra) and the authority shall consider and pass appropriate order taking into consideration the ratio decided in **Bihari Lal & Bikash Ranjan Das** (supra) within a period of two months thereafter.

6. With the aforesaid observation and direction, the writ petition is disposed of.

Issue urgent certified copy as per rules.

(Biraja Prasanna Satapathy)
Judge