

IN THE HIGH COURT OF ORISSA AT CUTTACK

**WPC (OAC) No. 1413 of 2010**

*Magi Naik*

.....

*Petitioner*

*Mr. M.K. Dash, Advocate*

*-Versus -*

*State of Odisha & Others*

....

*Opposite Parties*

*State Counsel*

**CORAM:**

**DR. JUSTICE B.R. SARANGI**

**ORDER**

**01.02.2022**

Order No.

01

This matter is taken up through video conferencing mode.

2. Heard.

3. The petitioner has filed this writ petition seeking direction to opposite parties to regularize the service of the petitioner in the post of sweeper keeping in view his long service.

4. Learned counsel for the petitioner contended that highlighting the grievances, the petitioner has made a representation to opposite party No.3 vide Annexure-7 and the same may be directed to be considered within a stipulated time, taking into consideration the ratio decided in the case of *Secretary State of Karnataka v. Umadevi (3)*, 2006(4) SCC 1, *State of Karnataka and others v. M.L.Keshari and others*, 2010(II) OLR (SC) 982, and *Amarkanti Rai v. State of Bihar and others*, (2015) 8 SCC 265, to which learned counsel for the State has no objection.

5. As agreed to by learned counsel for the parties, this Court, without expressing any opinion on the merits of the case, disposes of the writ petition directing opposite party No.3 to consider the

representation filed by the petitioner vide Annexure-7, taking into consideration the ratio decided in the case of *Umadevi (3)*, *M.L.Keshari* and *Amarkanti Rai* (supra), and pass appropriate order in accordance with law within a period of three months from the date of production of certified/authenticated copy this order.

6. As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a print out of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned advocate, in the manner prescribed, vide Court's Notice No.4587 dated 25<sup>th</sup> March, 2020, as modified by Court's Notice No. 4798 dated 15<sup>th</sup> April, 2021, and Court's Office Order circulated vide Memo Nos.514 and 515 dated 7<sup>th</sup> January, 2022.

*Arun*

*(Dr. B.R. Sarangi)*  
*Judge*

