

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC (OAC) No. 921 of 2010

Prasanna Kumar Tripathy

.....

Petitioner

Ms. B.K. Patnaik, Advocate

Vs.

State of Odisha and others

.....

Opposite parties

State Counsel

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

31.01.2022

Order No.

01

This matter is taken up through video conferencing mode.

2. The petitioner has filed this writ petition seeking direction to the opposite parties to treat the period from 14.08.2009 to 29.01.2010 as duty and release the salary for the aforesaid period. The petitioner had challenged the order of deputation before the Tribunal and pursuant to the direction of the Tribunal, the order of deputation was cancelled. However since the period of deputation was not treated as a duty, the petitioner filed the present writ petition.

3. In course of hearing, learned counsel for the petitioner states that the petitioner may be permitted to file a fresh representation before opposite party no.2 highlighting the grievances and direction may be given to consider the same within a stipulated time, to which learned counsel for the State has no objection.

4. As agreed to by learned counsel for the parties, however, without expressing any opinion on the merits of the case, this writ petition stands disposed of with the direction that in case the petitioner, with regard to the grievance made in this petition, files a fresh comprehensive representation before opposite party no.2, within fifteen days hence, the said authority shall consider the same and pass a reasoned and speaking order, as expeditiously as

possible, preferably within a period of three months from the date of receipt of such representation along with the certified/ authenticated copy of this order.

5. 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 25th March, 2020, as modified by Court's Notice No. 4798 dated 15th April, 2021, and Court's Office Order circulated vide Memo Nos.514 and 515 dated 7th January, 2022.

Arun

(DR. B.R. SARANGI)
JUDGE

