

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.26012 of 2022

Charan Sebak Satpathy

....

Petitioner

Mr. K. Swain, Adv.

-versus-

State of Odisha and Ors.

....

Opposite Parties

Mr. D. Mund, AGA

CORAM:
DR. JUSTICE S.K. PANIGRAHI

Order
No.

ORDER
12.10.2022

01. 1. This matter is taken up through hybrid arrangement.
2. Heard.
3. The Petitioner who is serving as a Demonstrator in Zoology in terms of Rule-8(2)(b) of the Odisha Education (Recruitment and Conditions of Service of Teachers and Members of the Staff of Aided Educational Institutions) Rules, 1974 against a sanctioned and approved post consequent upon transfer of a regular Lecturer of Botany of Baba Bhairabananda Autonomous Mahavidyalaya, Chandikhole, in the district of Jajpur to another College. He seeks a direction from this Court to the Opposite

Party No.1/ Principal Secretary, Higher Education Department, Government of Odisha, Bhubaneswar for according approval of his promotion to the post of Lecturer in Botany. But the recommendation of the Principal-cum-Secretary of the College has not been approved. Therefore, the Petitioner is constrained to approach this Court for seeking relief. But the said recommendation under Annexure-7 is pending before the Opposite Party No.2/ Director, Higher Education, Odisha, Bhubaneswar.

4. Since the aforesaid recommendation is pending since 2016, the Opposite Party No.2/ Director, Higher Education, Odisha, Bhubaneswar is directed to consider and dispose of the same within a period of one month from the date of submission of a copy of this order. If the same is not available in the office of the Opposite Party No.2/ Director, Higher Education, Odisha, Bhubaneswar, the Petitioner is at liberty to approach the authority with a fresh representation and the same shall be disposed of by the Opposite Party No.2/ Director, Higher Education, Odisha, Bhubaneswar within a period of one month from the date of presentation of fresh representation along

with a certified copy of this order and a copy of the Writ Petition.

5. Accordingly, this Writ Petition is disposed of.

6. Urgent certified copy of this order be granted on proper application.

B.Jhankar



(Dr. S.K. Panigrahi)
Judge