

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC(OAC) No.2418 of 2018

Manorama Mangaraj

....

Petitioner

Mr. N. Biswal, Advocate

-versus-

State of Odisha & others

....

Opp.parties

Mr. P.K. Muduli, AGA for O.P.Nos.1 to 3

Opp.party Nos.2 and 4- None

CORAM:

JUSTICE M.S.SAHOO

ORDER

13.10.2022

Order No.

1. 1. This matter is taken up through hybrid mode.
2. The writ petition has been registered before this Court on 28.01.2022 after the Original Application was transferred from the learned Odisha Administrative Tribunal, Cuttack Bench, Cuttack upon abolition.
3. On perusal of the available order-sheets of the learned Tribunal, it is indicated that the O.A. was admitted by order dated 20.11.2018, notices were issued directing to file counter within four weeks and rejoinder was to be filed within two weeks thereafter.
4. The matter was not taken up/pursued after 25.04.2019.
5. Learned counsel for the petitioner submits that the matter being an old one, he has misplaced the case brief and may be accommodated to reconstruct/retrieve the same.
6. Learned Additional Government Advocate refers to the instruction received from the office of the Deputy Director of Agriculture, Cuttack Range, Cuttack by

letter no.145 dated 16.01.2019 indicating that the petitioner has received the family pension.

7. Copy of the said instruction, as received from the Office of the Deputy Director of Agriculture is kept on record.

8. Learned counsel for the petitioner submits that he has no up-to-date instruction and shall obtain instruction and further submits that regarding sanction/payment of six increments, the prayer of the petitioner would survive.

9. Learned Additional Government Advocate submits that the increments have been paid as per the instructions received.

10. Learned counsel for the petitioner fairly submits that in view of the submissions made by the Additional Government Advocate, the writ petition may be disposed of granting liberty to the petitioner to revive the same for any surviving cause of action.

11. In view of the submissions made at the bar, the writ petition is disposed of granting liberty to the petitioner to revive the same within sixty days for any surviving cause of action.

(M.S.Sahoo)
Judge