

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.27469 OF 2022

Pitambar Mohapatra

.....

Petitioner

Mr. J. Gupta, Advocate

Vs.

State of Odisha & others

.....

Opposite parties

State Counsel

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

16.11.2022

Order No.

1

This matter is taken up by hybrid mode.

2. Heard learned counsel for the parties.

3. The petitioner has filed this writ petition seeking direction to opposite party no.1 to take appropriate steps for availing un-utilize surrender leave and gratuity of 16 ½ months pay instead of 7 ½ months pay (which is only in fixed amount of Rs.5,000,00/-) to the petitioner, who is retired employees of the fully Aided Educational Institutions as like as employees of government Educational institution on the basis of Rule-9 of the rules,1974 taking into consideration of the equal superannuation age of two categories employees and to disburse the rest of the gratuity dues as well as Un-utilize surrender leave dues with modification of the office Memo No.12055 dated 12.08.2022 of O.P. No.3 vide Annexure-6.

4. In course of hearing, learned counsel for the petitioner states that highlighting the grievances, the petitioner has made representation to opposite party no.1 vide Annexure-7 and the same may be directed to be considered and disposed

of within a stipulated time, to which learned State Counsel has raised 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.1 to consider the representation filed by the petitioner vide Annexure-7 and pass appropriate order in accordance with law within a period of three months from the date of production of certified copy this order.

6. Issue urgent certified copy as per rules.

Alok

(DR. B.R. SARANGI)
JUDGE

