HIGH COURT OF ORISSA : CUTTACK.

WPC(OAC) No. 1802 of 2016

(in the matter of an application under
Articles 226 & 227 of the Constitution of India, 1950
being converted by virtue of transfer of Original Application
under Section 19 of the Administrative Tribunals Act, 1985)

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BANSIDHAR KHANDEI
&
KAILASH MOHARANA ... ***Petitioners***

Mr. Swapnil Roy, Advocate
for the petitioner

-versus-

STATE OF ODISHA ... ***Opposite Parties***
& OTHERS

Mr. Manoj Kumar Khuntia,
Addl. Govt. Advocate
for the Opposite Party Nos. 1 to 4
Mr. Sishir Sundar Mohanty, Advocate
for the Opposite Party No.5

CORAM:

MR. JUSTICE MURAHARI SRI RAMAN

ORDER
08.08.2022

This matter is taken up by virtual/physical mode.

2. Assailing Office Order bearing No. 6311, dated 14th August, 2015 of the Executive Engineer, Mayurbhanj Irrigation Division, Baripada issued pursuant to Letter No. ME-EPF 10/09-5088

P.T.O.

(WE), dated 2nd May, 2013 of Executive Engineer-in-Chief, Water Resources, Odisha, Bhubaneswar, seeking to recover the share of contribution towards Employees' Provident Fund (for short, "EPF") discharged by the Government pertaining to the period from February, 1983 to July, 2004 on instalment basis from the petitioner-employee, the Petitioners have approached the learned Odisha Administrative Tribunal by way of an Original Application bearing No.1802(C) of 2016 under Section 19 of the Administrative Tribunal Act, 1985, praying therein for grant of following reliefs:

> *"(i) Let the impugned Office Order dated 14.08.2015 issued by the Respondent No.3 directing recovery of the amount from the applicants towards their share of the EPF dues vide Annexure-2 in the facts and circumstances of the case be declared as illegal and as such liable to be set aside; and*
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> *(ii) Let any other relief/reliefs be passed to which the applicant entitled to."*

3. The prayer(s) made with the question raised herein are identical to the case of *Ganeswar Jena Vrs. State of Odisha & Others, WPC (OAC) No.1643 of 2016.* Therefore, the instant case is disposed of in the same terms *vide* Order passed today, *i.e.,* 08.08.2022 in the said case *(Ganeswar Jena).*

Urgent certified copy be issued as per rules.

(M.S. RAMAN)
JUDGE

AKS High Court of Orissa, Cuttack
August 08, 2022