

HIGH COURT OF ORISSA : CUTTACK.

WPC(OAC) No. 1964 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)

PUSPALATA MOHANTY

&

GAYATRI PANIGRAHI

Petitioners

Mr. Swapnil Roy, Advocate
for the petitioner

-versus-

STATE OF ODISHA

& OTHERS

Opposite Parties

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. 659, dated 7th April, 2016 of the Executive Engineer, Upper Indravati Irrigation Quality
P.T.O.

Control Division, Khatiguda in the district of Nabarangpur *vide* Annexure-1, seeking to recover the share of contribution towards Employees' Provident Fund (for short, "EPF") discharged by the Government pertaining to the period March, 1996 to February, 2012 from the petitioners-employees, the Petitioner has approached the learned Odisha Administrative Tribunal by way of an Original Application bearing No.1964(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 07.04.2016 issued by the Respondent No.4 directing recovery of the amount from the applicants towards their share of the EPF dues vide Annexure-1 in the facts and circumstances of the case be declared as illegal and as such liable to be set aside; and*
- (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 *Trinath Chhatra Vrs. State of Odisha & Others, WPC (OAC) No.1961 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 (*Trinath Chhatra*).

Urgent certified copy be issued as per rules.

(M.S. RAMAN)
JUDGE