

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC(OAC) No.2080 of 2015

Anjali Pattnaik

.... Petitioner

-versus-

State of Odisha & Ors.

.... Opposite Parties

**COROM:
JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER
24.06.2022**

Order No

01. 1. This matter is taken up through Hybrid Mode.

2. Heard Mr. D. Routray, learned counsel for the Petitioner and Mr. P. Bharadwaj, learned Standing Counsel for the State-Opposite Parties.

3. The Petitioner has filed the present Writ Petition with the following prayer:-

“(i) Admit the original application.

(ii) Call for the records.

(iii) After hearing the parties be pleased to quash the impugned advertisement dated 21.05.2015 issued by respondent no.3 under Annexure-7 insofar as it relates to the post of Junior Librarian is concerned.

(iv) Further the respondents be directed not to disengage the applicant against the post of Junior Librarian and she may be allowed to continue against the said post on contractual basis and further the respondents be directed to take steps to regularize the service of the applicant within a reasonable time to be stipulated by this Hon’ble Court”.

3. It is submitted that pursuant to the advertisement issued under Annexure-1, the Petitioner was selected and

appointed as Junior Librarian in the establishment of Opposite Party No.4 vide order at Annexure-2. Subsequently while continuing as such, when an advertisement was issued under Annexure-7 to fill the said post on contractual basis, the Petitioner approached this Court and this Court while issuing notice of the matter and passed the interim order to the following effect:-

“So far as the prayer for interim order is concerned status quo of the applicant as on date be maintained till the next date. Learned Govt. Advocate is directed to file counter or instructions, if any, by that date indicating as to whether any process of regular selection is being contemplated and if that be so whether the present applicant has submitted his candidature and appeared in any such recruitment process”.

4. It is submitted that pursuant to the said order passed by this Court, the Petitioner is continuing as on date. Even though a counter has been filed by the Opposite Party No.4, but no document has been enclosed showing that the Opposite Parties are going for regular selection to fill up the post. Another stand taken in the counter that the Petitioner was appointed through outsourcing. But the order at Annexure-2 does not indicate so.

5. In view of such admitted position, this Court while disposing the Writ Petition directs the Opposite Party to allow the Petitioner to continue as before. If any step is taken up to fill up the post on regular basis then the Petitioner will be given liberty to make his application and while considering such application, the continuance of the Petitioner for such a petty long

period shall be taken into consideration and by giving her age relaxation.

6. With the aforesaid observations and directions, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Subrat

