

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.28843 of 2022

Shishira Kumar Swain

.....

Petitioner

*Mr. B.K. Parida-2,
Advocate*

-Versus-

***Vice Chancellor, Orissa
University of Agriculture &
Technology (OUAT),
Bhubaneswar & Ors.***

.....

Opposite Parties

State Counsel

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

07.12.2022

I.A. No.16314 of 2022

**Order No.
02**

This matter is taken up through hybrid mode.

2. This interlocutory application has been filed by the petitioner for correction/modification of the order dated 17.11.2022.

3. Heard Mr. B.K. Parida-3, learned counsel for the petitioner and learned Additional Government Advocate for the State.

4. Considering the averments made in the application itself, the order dated 17.11.2022 is recalled and fresh order is passed in W.P.(C) No.28843 of 2022.

The interlocutory application stands disposed of.

**(DR. B.R. SARANGI)
JUDGE**

Cont...

W.P.(C) No.28843 of 2022

Order No.03
07.12.2022

This matter is taken up through hybrid mode.

2. Heard learned counsel for the parties.
3. Learned counsel for both the parties agreed that the issue involved in this writ petition is analogous to one involved in O.A. No. 1668 of 2017 (*Ashok Kumar Mohapatra v. State of Orissa*), which was disposed of by the Odisha Administrative Tribunal vide judgment dated 09.10.2018 and confirmed by this Court in W.P.(C) No.6698 of 2020 and further confirmed by the apex Court in SLP(C) No.15573 of 2020.
4. In view of the above and considering the limited prayer to consider the case of the petitioner in the light of the judgment rendered in *Ashok Kumar Mohapatra* (supra), this writ petition stands disposed of directing the competent authority to dispose of the case of the petitioner applying the decision rendered in the case of *Ashok Kumar Mohapatra* (supra) by undertaking the entire exercise within a period of two months from the date of communication of the order.
5. Petitioner is directed to serve an extra copy of the brief on learned counsel appearing for Orissa University of Agriculture & Technology (OUAT) for communication purpose.

Alok

(DR. B.R. SARANGI)
JUDGE