

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC(OAPC) No.19 of 2016

Binodini Barik

.... Petitioner

-versus-

State of Odisha & Ors.

.... Opposite Parties

**COROM:
JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER
18.07.2022**

Order No

- 01.** 1. This matter is taken up through Hybrid Mode.
2. Heard learned counsel for the Petitioner and learned counsel for the Opposite Parties.
3. The Petitioner has filed the present Writ Petition with the following prayer:-

“(i) Hold & Declare that the applicant has been deemed to have been regularly appointed w.e.f. 5.11.2004 as Staff Nurse in the scale of pay meant for regular Staff Nurse and entitled for all other allowances & benefits as is admissible to regular Staff Nurse on the basis of State Govt. decision under Annexure-1, 2 & 3.

(ii) Direct the respondents to forthwith issue a formal order of regular appointment in favour of the applicant retrospectively we.f. 5.11.2004 with all consequential service and monetary benefits.

(iii) Direct the respondents to grant all service & monetary benefits including the arrears dues to the applicant as Staff Nurse on the basis of Annexures-1, 2 & 3 within a stipulated date”.

4. Considering the submission made and without expressing any opinion on the merits of the case, the Petitioner is directed to make a fresh representation before the Opposite Party No.3 by enclosing all the relevant documents and citations in support of his claim, if any, within a period of three weeks hence.

5. It is observed that if such a representation is filed within the aforesaid period, the Opposite Party No.3 shall do well to dispose of the representation within a period of three months. The decision so taken by the Opposite Party No.3 be communicated to the Petitioner within that time.

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

(Biraja Prasanna Satapathy)
Judge

Subrat

