

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC (OAC) No.3816 of 2012

Nalini Kumar Behura

....

Petitioner

Mr. Sanjib Mohanty, Advocate

-versus-

State of Odisha and others

....

Opposite Parties

Mr. P.C. Das, ASC for State

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

21.02.2022

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Heard learned counsel for the Petitioner and learned Additional Standing Counsel for the State. Perused the records.
3. The only grievance of the Petitioner is that although he has submitted a representation dated 10.5.2012 (Annexure-7) before the Director of Health Services, Orissa, Bhubaneswar, Opposite Party No.2, the same is still pending consideration before the said Authority. Accordingly, a prayer has been made to direct Opposite Party No.2 to consider the representation of the Petitioner taking into account the judgment relied on by the Petitioner under Annexure-6 to the writ petition.
4. Learned counsel for the State submits that since the representation under Annexure-7 has been filed on 10.5.2012, it is difficult to trace out the said representation. Accordingly, he submits that the Petitioner may be directed to file a fresh representation along with the supporting documents and the copy of the judgment relied on by the Petitioner under Annexure-6. The Authority may

also be directed to consider the said representation of the Petitioner within a stipulated period of time.

5. In such view of the matter, the writ petition stands disposed of with a direction to the Petitioner to file a fresh representation along with the supporting documents and copy of the judgment relied on by the Petitioner within a period of two weeks from today along with certified copy of this order. In such event, Opposite Party No.2 shall consider and dispose of the said representation of the Petitioner strictly in accordance with law by passing a speaking and reasoned order within a period of two months from the date of presentation of the said representation. Decision so taken on the representation shall be communicated to the Petitioner within a period of ten days thereafter.

6. With the above direction, the writ petition stands disposed of.

7. Issue urgent certified copy on proper application.

(A.K. Mohapatra)
Judge