

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**WPC(OAC) No.245 of 2011**

***Ahalya Devi***

.... ***Petitioner***  
*Mr. B.K. Kar, Advocate*

***-versus-***

***Director, Elementary Education  
and others***

.... ***Opposite Parties***

*Mr. S. Jena,  
Standing Counsel for S & ME.*

**CORAM:**

**JUSTICE A.K. MOHAPATRA**

**ORDER**

**08.02.2022**

**Order No.**

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for both the parties.
3. The claim of the Petitioner in the present writ petition is for payment of arrear salary. The Opposite Parties have filed a counter affidavit in this case disputing the claim of the Petitioner with regard to payment of arrear salary. Further, it is stated in the counter affidavit that the Petitioner was not working during the period for which arrear salary is being claimed.
4. Learned counsel for the School and Mass Education Department submits that the Petitioner has not joined at the place of transfer.
5. In such view of the matter, the writ petition is being dismissed as the same is devoid of merit.
6. However, it is open for the Petitioner to file a representation

before the competent authority in the event, it is found cause of action still survives. The competent authority shall do well to dispose of the representation as expeditiously as possible in accordance with law.

7. Urgent certified copy of this order be granted on proper application.

Jagabandhu

**( A.K. Mohapatra )**  
**Judge**

