

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 31683 of 2022

Dilip Kumar Behera

.....

Petitioner

Mr. M.K. Dash, Advocate,

Vs.

State of Odisha and others

.....

Opposite Parties

State Counsel

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

20.01.2023

Order No.

03.

This matter is taken up through hybrid mode.

2. Heard learned counsel for the parties.

3. The petitioner has filed this writ petition seeking direction to the opposite parties to give appointment to the petitioner under Rehabilitation Assistance Scheme.

4. In course of hearing, learned counsel for the petitioner states the case of the petitioner has already been recommended by opposite party no.3 vide Annexure-5 to opposite party no.2 and direction may be given to consider and dispose of the same, taking into consideration the ratio decided by the apex Court in *Malaya Nanda Sethy v. State of Orissa*, Civil Appeal No. 4103 of 2022 disposed of on 20.05.2022 within a stipulated time, to which learned counsel for the State has no objection.

5. As agreed to by learned counsel for the parties, this Court without expressing any opinion on the merits of the case, disposes of the writ petition directing opposite party no.2 to take a decision on the recommendation made by opposite party no.3 vide Annexure-5, taking into consideration the ratio decided in the case of *Malaya Nanda Sethy* (supra) and pass appropriate order in accordance with law, within a period of three months from the date of production of certified copy of this order by the petitioner.

6. Issue urgent certified copy as per rules.

Arun

(DR. B.R. SARANGI, J.)