

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.32059 of 2022

Giridhari Kunda

.... ***Petitioner***
Mr. S. Mishra, Advocate

-versus-

State of Odisha and others

.... ***Opposite Parties***
Mr. T.K. Pattnaik, ASC

CORAM:
JUSTICE A.K. MOHAPATRA

ORDER
09.12.2022

Order No.

- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. Heard learned counsel for the Petitioner as well as learned Additional Standing Counsel appearing for the State-Opposite Parties.
 3. The present writ petition has been filed by the Petitioner with the following prayers:-

“Under the above circumstances, it is humbly prayed that this Hon’ble Court may graciously be pleased to issue writ of mandamus or an appropriate writ directing the opposite parties particularly O.P. No.2 to release the pension and other pensionary benefits as the petitioner has already been retired on 30.04.2019 and he is eligible and entitled to get the same within a time to be stipulated by this Hon’ble Court.

Any other order/orders or direction/directions may be issued so as to give complete relief to the Petitioner.

4. It is submitted by learned counsel for the Petitioner that although the Petitioner has filed representation before the Opposite

Party No.2 under Annexure-5, but the same is still pending before the said Opposite party and the said Opposite Party has not taken any decision as of now.

5. Learned Additional Standing Counsel appearing for the State-Opposite Party submits that he has no objection, if a direction is given to the authority concerned to consider the representation of the Petitioner in accordance with law within a stipulated period of time.

6. Considering the submissions made by the respective parties and without expressing any opinion on the merits of the case, this Court disposes of the writ petition at the stage of admission with a direction to the Opposite Party No.2 to consider the representation of the Petitioner under Annexure-5 in accordance with law within a period of two months from the date of production of certified copy of this order. It is needless to mention here that the representation of the Petitioner shall be considered and disposed of by passing a speaking and reasoned order. Any decision so taken on the said representation shall be communicated to the Petitioner within a period of two weeks thereafter.

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

(A.K. Mohapatra)
Judge