

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.34207 of 2022

Suresh Chandra Naik

....

Petitioner

Mr. B.K. Behera, Advocate

-versus-

State of Odisha & Others

....

Opp. Parties

Mr. T.K. Pattnaik, ASC

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER

22.12.2022

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 counsel for the State-Opposite Parties.
3. The present writ petition has been filed by the Petitioner with the following prayers:-

“Under the aforesaid facts and circumstances of the case, it is therefore, prayed that this Hon’ble Court may kindly issue writ in the nature of mandamus or any other writ applicable and direct to the Opposite Parties to fix the grade pay of the petitioner amounting of Rs.4600/- as per clause-10 of the Govt. Resolution dated 06.02.2013 under Annexure-1 series from the date of competition of 30 years of service, as deemed just and proper.

And further direct to the Opp. Parties to pay the service and arrear benefits as pr the fixation of grade pay in pursuant to the resolution dated 06.02.2013 under Annexure-1 Series.

And pass such other order(s)/direction(s) as may be deemed fit proper in the bonafide interest of justice.”

4. It is submitted by learned counsel for the Petitioner that although

the Petitioner has filed representation before the Opposite Party No.4 under Annexure-6, 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 counsel for the State 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.4 to consider the representation of the Petitioner under Annexure-6 taking into consideration the Annexures-4 & 5 in accordance with law within a period of eight weeks 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