

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.40313 of 2021

Smt. Hiranmayee Mishra

....

Petitioner

Mr. Sadasiva Patra, Advocate

-versus-

State of Odisha and others

....

Opposite Parties

Mr. T.K. Praharaj,

Standing Counsel for State

CORAM:

JUSTICE A.K.MOHAPATRA

ORDER

11.01.2022

Order No.

01. 1. This matter is taken up through Video Conferencing mode.
2. Heard learned counsel for both the parties.
3. The present writ petition has been filed by the Petitioner claiming service benefits at par with her counterparts in Government Colleges. It is further submitted by the learned counsel for the Petitioner that her case is covered under the Orissa Education (Recruitment and Conditions of Service of teachers and members of the Staff of Aided Educational Institutions) Rules, 1974. Accordingly, she has filed a representation dated 16.10.2021 before the Principal Secretary to Government, Higher Education Department, Odisha.
4. Learned counsel for the State submits that the Petitioner has submitted her representation to the wrong authority, therefore her representation has not been considered till date.
5. Having heard learned counsel for both parties, this Court directs the Petitioner to file a fresh representation before the

Director, Higher Secondary Education, Odisha, Opposite Party No.3 within a period of two weeks from today along with an authenticated copy of this order. In the event such representation is filed within the stipulated time, Opposite Party No.3 shall consider and disposed of the same by passing a speaking and reasoned order within a period of three months thereafter. The decision so taken, shall be communicated to the Petitioner within a period of ten days thereafter. It is made clear that this Court has not expressed any opinion on the merits of the case.

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

7. As the restrictions due to resurgence of COVID -19 situation are continuing, learned counsel for the parties may utilize a print out of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned Advocate, in the manner prescribed vide Court's Notice No.4587, dated 25th March, 2020, modified by Court's Notice No.4798, dated 15th April, 2021, and Court's Office Order circulated vide Memo Nos.514 and 515 dated 7th January, 2022.

(A.K. Mohapatra)
Judge