

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.40952 of 2021

Prabhakara Panda and others

....

Petitioners

*Mr.Rama Krishna Bisoi,
Advocate*

-versus-

State of Odisha and others

....

Opposite Parties

*Mr. S. Jena,
Standing Counsel for S.& M.E. Deptt..*

**CORAM:
JUSTICE A.K.MOHAPATRA**

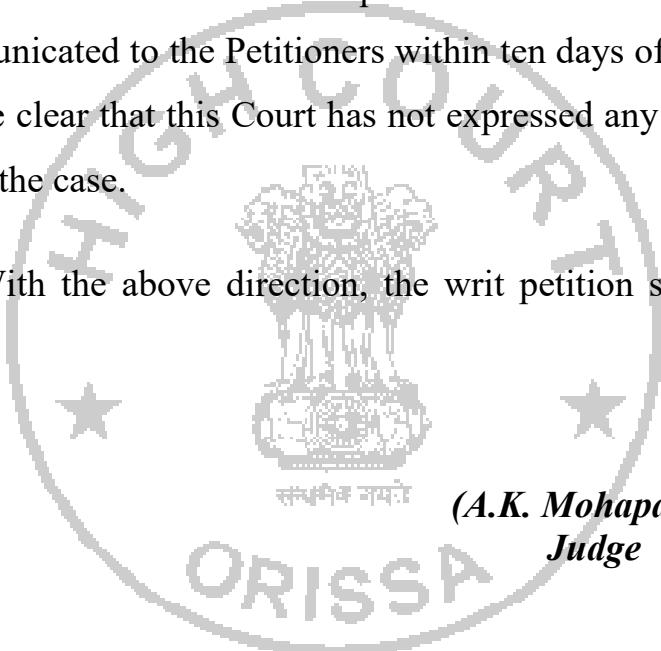
**ORDER
04.01.2022**

Order No.

01. 1. Heard learned counsel for both the parties.
2. Petitioners have filed the present writ petition for a direction to the Opposite Party No.2 to consider the case of the Petitioners for their retrospective promotion to the cadre of Jr. SES on completion of three years of service in the cadre of LSES with notional benefit as has been decided by the learned Tribunal under Annexure-6. They further prayed before this Court to implement the said order under Annexure-7 within a stipulated period of time.
3. Mr. S. Jena, learned Standing Counsel for School and Mass Education Department submits that most of the Petitioners have already attained the age of superannuation, therefore the relief sought for by the Petitioners may have become infructuous in the meantime.

4. Having heard learned counsel for both the sides, this Court disposes of the writ petition with a direction the Director of Secondary Education, Odisha, Bhubaneswar, Opposite Party No.2 to dispose of the representation of the Petitioners dated 25.10.2021 under Annexure-8 within a period of twelve weeks from the date of production of certified copy of this order. It is further made clear that Opposite Party No.2 shall consider the case of the Petitioners in accordance with law and allow the benefits claimed by them, if there is no other legal impediment, by passing a reasoned and speaking order. Decision so taken on the representation of the Petitioners shall be communicated to the Petitioners within ten days of such decision. It is made clear that this Court has not expressed any opinion on the merits of the case.

5. With the above direction, the writ petition stands disposed of.

The seal of the High Court of Orissa is a circular emblem. It features the Ashoka Lion Capital in the center, flanked by two stars. The text "HIGH COURT" is written in an arc at the top, and "ORISSA" is written in an arc at the bottom. Below the lion capital, the Sanskrit motto "सत्यमेव जयते" is inscribed.
(A.K. Mohapatra)
Judge