IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.4802 of 2025

Bishnupriya Sabar & Anr. .... ***Petitioners***

Mr. P. Sahu, Advocate

-versus-

State of Odisha & Ors. .... ***Opposite Parties***

Mr. P.K. Panda, ASC

CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER
16.07.2025

Order No.

04. **1.** This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.

2. Heard learned counsel appearing for the Parties.

3. The present Writ Petition has been filed *inter alia* with the following prayer:-

> *"It is therefore prayed that the Writ Petition may be admitted, relevant records may be called for and after hearing the counsels for the parties the Writ Petition be allowed directing the Opp. Parties to sanction family pension and other financial benefits in favour of the petitioners within a stipulated period"*

4. Pursuant to the order dtd.12.03.2025, learned Addl. Standing Counsel produced the instruction provided by the D.E.O., Nuapada vide his letter dtd.19.03.2025 with service of copy on the learned counsel appearing for the Petitioners.

5. Basing on the instruction, it is contended that Petitioner No.1 being the 2nd wife of the deceased

employee and there being no provision under the OCS (Pension) Rules, 1992 to extend the benefit of family pension in favour of such 2nd wife, the family pension in the meantime has already been sanctioned in favour of the 1st wife of the deceased employee on 20.03.2024.

5.1. It is also contended that the death-cum-retirement gratuity as provided have been sanctioned in equal share to all the six members of the deceased employee including the present Petitioners.

6. Considering the instruction provided, this Court is of the view that the claim of the Petitioners have been duly mitigated.

7. Accordingly, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Subrat

Signature Not Verified
Digitally Signed
Signed by: SUBRAT KUMAR BARIK
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 18-Jul-2025 11:18:21