IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No. 4355 of 2014
CNR No.ODHC010023792014

Ananda Ch. Behera	***.....***	***Petitioner***
		Mr. S. Mishra, Advocate
	-versus-	
NTPC Ltd. & Ors.	***.....***	***Opposite Parties***
		Mr. N. Sarkar, Adv.

CORAM:
THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY
ORDER
12.11.2026

Order No. 12

1. This matter is taken up through hybrid mode.

2. Heard learned counsel for the Parties.

3. Petitioner has filed the present writ petition inter alia with the following prayer:-

> *"In the aforesaid circumstances, your humble begs to pray as under: -*
>
> *1) That this Writ Petition may be admitted for hearing and notice to the Opposite Parties may be served to appear and show cause as to why this Writ Petition shall not be allowed.*
>
> *ii) That if the Opposite parties fail to show cause or show insufficient cause, after hearing, the Writ Petition may be allowed with cost interalia with the following directions : - (a) It may be declared and affirmed that the Petitioner's normal age of retirement is 60 years and that*

the sald age of retirement is inviolable until changed in accordance with law for all the employees of the Corporation. G

(b) It may further be directed/declared that the Petitioner being an employee of NTPC/TTPS, is entitled to the differential pay scale and benefit structure as per the NTPC norms from the date he opted for the same till the date of his superannuation at the age of 60 years.

(c) It may also be directed to pay the Petitioner all consequential benefits so also salary beyond 31.04.2013, what he would have got, had he not been prematurely superannuated w.e.f. 31.04.2013.

(d) Such other consequential benefits and declaration to which the Petitioner is lawfully entitled may kindly be passed in his favour.

And may pass any such other or further order/order as this Hon'ble court deems fit and proper in the facts and circumstances of the present case.

And for this act of kindness, the Petitioner Company as in duty bound shall ever pray."

4. However, taking into account the claim raised in the present Writ Petition, liberty is granted to the Petitioner to make a fresh representation before Opp. Party No.2 by enclosing all the relevant documents and citations in support of his claim, if any, within a period of three (3) weeks hence.

5. It is observed that if such representation is filed within the aforesaid time period, Opp. Party No.2 shall do well to take a lawful decision on the same within a period of three (3) months from the date of receipt of such representation. The order so passed by Opp. Party No. 2 be communicated to the Petitioner.

6. Since it is contended that similar claim has been allowed by this Court vide its order dated 21.02.2025 in W.P.(C) No.11200 of 2005 and on the face of the filing of W.A. No.869 & 870 of 2025 by the Opp. Party-NTPC, no interim order has been obtained as yet staying the operation of order dated 21.02.2025, relevancy and effect of order dated 21.02.2025 be taken into consideration, if applicable to the case of the Petitioner.

7. With the aforesaid observation and direction, the Writ Petition is disposed of.

(BIRAJA PRASANNA SATAPATHY)
Judge

Jyoti

Signature Not Verified
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Signed by: JYOTIPRAVA BHOL
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 13-Nov-2026 17:30:50