IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.7460 of 2026
CNR No. ODHC010159642026)

Baiba Behera …. **Petitioner**
Mr. K.C. Sahu, Advocate

-Versus-

State of Odisha and others …. **Opposite Parties**
Mr. J.K. Bal, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
27.10.2026

Order No.

03. 1. Heard Mr. Sahu, learned counsel for the petitioner and Mr. Bal, learned AGA for the State.

2. Instant writ petition is filed by the petitioner for a direction to the opposite parties to rectify/correct his date of birth as 5th April, 1973 in the service book as well as in service records instead of 5th April, 1967 on the grounds stated.

3. On the last occasion, this Court by order dated 21st July, 2026 had directed the State to take instructions, which have not been received, as informed by Mr. Bal, learned AGA. Recorded the submission of Mr. Sahu, learned counsel for the petitioner with reference to the facts pleaded on record. Nonetheless, an objection is received from the side of the State. Mr. Bal, learned AGA submits that such correction of date of birth is impermissible at the fag end of the service career, inasmuch as, in view of OGFR Rules, such correction is permissible within

five years of joining in service and not thereafter. In response to the same, Mr. Sahu, learned counsel for the petitioner submits that there are valid reasons for demanding such correction of the date of birth of the petitioner. Referring to the representation as at Annexure-13 and the facts narrated therein, the submission of Mr. Sahu, learned counsel is that the date of birth of the petitioner is to be corrected accordingly. The decision of this Court in **Pruthiraj Manik Vrs. State of Odisha & others** in W.P.(C) No.31022 of 2025 disposed of on 10th November, 2025 as at Annexure-16 is also referred to by Mr. Sahu, learned counsel to submit that such correction/rectification of the date of birth of the petitioner should be directed.

4. Recording the submissions as above and without expressing anything on the merits of the alleged claim and that the petitioner has already approached opposite party No.2 with the representation dated 15th May, 2025 as at Annexure-13, this Court is of the considered view that the same should be examined with a decision thereon within a stipulated period with reference to the relevant service record and after providing an opportunity of hearing to him as such course of action would serve the purpose and meet the ends of justice.

5. Accordingly, it is ordered.

6. In the result, the writ petition stands disposed of with the direction as aforesaid for compliance by opposite party

No.2 followed by an order at the earliest preferably within a period of eight weeks from the date of receipt of a copy of this order.

7. Issue urgent certified copy as per rules.

(R.K. Pattanaik)
Judge

Alok

Signature Not Verified
Digitally Signed
Signed by: ALOK RANJAN SETHY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 29-Oct-2026 12:17:22