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Location: HIGH COURT OF ORISSA, CUTTACK
Date: 29-Oct-2026 17:27:50

IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No. No.28366 of 2026
(CNR No. ODHC010657962026)

Gopinath Sethi .... **Petitioner**

Mr. P. Panda, Advocate

-Versus-

State of Orissa and others .... **Opposite Parties**

Mr. S.B. Panda, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
28.10.2026

Order No.

02. 1. Heard Mr. Panda, learned counsel for the petitioner and Mr. Panda, learned AGA for the State.

2. Instant writ petition is filed by the petitioner for a direction to the opposite parties to antedate regularization of his services with effect from 2nd May, 2014 on completion of six years of service as Gana Sikhyak instead of 1st March, 2017 modifying the approval order dated 27th January 2018 i.e. Annexure-7 in terms of the decision in **Dhananjay Charan Dey and others Vrs. State of Odisha and others** in W.P.(C) No.31679 of 2011 decided on 1st March, 2020 and upheld in appeal and also by the Apex Court.

3. It is submitted to the Court that the petitioner joined as Gana Sikhyak on 3rd May, 2008 and completed six years of service as on 2nd May, 2014, hence, his services should have been regularized from the said date, instead, it has been allowed from 1st March, 2017. The submission is that the decision in

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Dhananjay Charan Dey (supra) was challenged in WA No.10 of 2021 but was dismissed and ultimately confirmed in SLP(C) No.13627 of 2021 by order dated 25th January, 2023 as at Annexure-8. The further submission is that subsequent to dismissal of the SLP, the Government has initiated an exercise to implement the order therein and Mr. Panda, learned counsel refers to the letter dated 29th July, 2026 addressed to the DEO-cum-DPC, Ganjam by the Government in Department of School and Mass Education. With such submissions, Mr. Panda, learned counsel contends that the case of the petitioner, since similarly situated, his services is required to be regularized with effect from 2nd May, 2014 with the modification of the regularization order i.e. Annexure-7.

4. Recorded the reply of Mr. Panda, learned AGA.

5. Since in an identical case, the matter was carried to the Apex Court and ultimately led to the dismissal of the SLP vide Annexure-8 and implementation is underway as revealed from Annexure-11, this Court is inclined to direct opposite party No.1 to consider regularization of services of the petitioner with effect from 2nd May, 2014 modifying the office order of such regularization at Annexure-7. In fact, the judgement in WA No.524 of 2024 and batch cases has been confirmed with the dismissal of SLP(C) Diary No.14087 of 2026, whereafter, the Government has taken a decision to implement the same regularizing the services of the petitioners therein on completion of six years of service. Having regard to the

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Government's decision vide Annexure-11, this Court is of the further view that the petitioner since similarly situated, his case is also to be considered at par with a direction to the Authority concerned in that regard and 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.1 at the earliest preferably within a period of four weeks from the date of receipt of a copy of this order.

7. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge

Rojalin