IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.30776 of 2026

CNR No.ODHC010707052026

Trilochan Biswal

.... ***Petitioner***

Mr. S. K. Nayak, Advocate

-versus-

State of Odisha & Ors.

.... ***Opposite Parties***

Dr. P.P. Behera, ASC

CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

04.11.2026

Order No.

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

2. Heard learned counsel appearing for the Parties.

3. Pursuant to the order dtd.29.09.2026, learned Addl. Standing Counsel produced the instruction so provided by the Assistant Registrar of C.S., Balasore Circle, Balasore in Court. The same be kept in record.

4. Basing on the instruction, it is contended that no personal file is available with regard to the appointment and continuance of the Petitioner in the Society of Opposite Party No.5.

4.1. It is however contended that even though in the Matric Certificate, the date of birth of the Petitioner is indicated as 08.05.1987, but in the duplicate T.C produced by the Petitioner, his date of birth being

mentioned as 08.05.1977, taking into the date of birth mentioned in the Transfer Certificate, Petitioner was engaged as a Night Watchman-cum-Peon in the society of Opposite Party No.5 on 01.05.1988. Thereafter, Petitioner was promoted to the post of Asst. Secretary vide Resolution dtd.01.09.2014 of the Society.

4.2. The Asst. Registrar accordingly suggested to take necessary action as deem fit and proper against the Petitioner for such fraudulent appointment / promotion in the interest of the Society.

5. Learned counsel appearing for the Petitioner at this point of time contended that since the date of birth of the Petitioner has been wrongly reflected as 08.05.1987 in place of 08.05.1977 in the HSC Pass Certificate, he has moved the authorities of the Board of Secondary Education, Odisha for correction of his date of birth.

6. Be that as it may since in the HSC Certificate date of birth of the Petitioner has been indicated as 08.05.1987 and the same has not yet been corrected, it is the view of this Court that with such date of birth, Petitioner could not have been appointed in the Society in question on 01.05.1988.

6.1. Accordingly, this Court while disposing the Writ Petition directs Opposite Party No.4 to take appropriate

action on the issue in accordance with law and file a compliance.

7. Accordingly, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Subrat

Signature Not Verified
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Signed by: SUBRAT KUMAR BARIK
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 06-Nov-2026 11:40:35