IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No. 31772 of 2026
CNR No. ODHC010747902026

Basanta Kumar Sahu ***.....*** ***Petitioner***

Mr. A.S. Nandy, Adv.

-versus-

The Odisha State Co-Operative Milk Producers Federation Ltd., Bhubaneswar & Ors. ***.....*** ***Opposite Parties***

Mr. S.P. Das, ASC

CORAM:
THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY
ORDER
04.11.2026

Order No. 02

1. This matter is taken up through hybrid mode.

2. Heard learned counsel for the Parties.

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

> *"In the aforesaid facts and circumstances, the petitioner most respectfully prays that this Hon'ble Court may graciously be pleased to*
> *(i) Admit the application,*
> *(ii) Call for the records,*
> *And*
> *Issue a writ in the nature of "certiorari" quashing the impugned order under Annexure-5 dated 28.7.2026 passed by the Opp. Party no.2, whereby the petitioner's claim for implementation of the 7'^ pay commission / revised pay scale has been deferred on the ground that the matter is under examination and no policy decision has been taken.*
> *And*

Issue a "Rule Nisi" calling upon the Opp. Parties to show cause as to why a writ in the nature of "Mandamus" or any other appropriate writ/ writs shall not be issued,

And

If the Opp. Parties fail to show cause or insufficient cause "Rule" be made absolute.

And

Issue a writ in the nature of "mandamus" or any other appropriate writ/writs commanding the Opp. Parties to implement the 7" pay scale with effect from 01.04.2023 immediately and annual increments with D.A. 4% from the year 2025 onwards.

And

Further direction specifically be given to OP no.6 to deposit the PF contribution share in the provident fund organisation in consecutive month wise basis because the due to non- implementation of 7th pay scale the deposit of PF contribution share brakes, for which the petitioner needs specific direction to get the justifiable pension from the PF organisation.

And

Issue any other writ/writs/order/orders as the Hon'ble Court thinks fit and proper,

And for which act of kindness, the petitioner, as in duty bound shall ever pray."

4. In course of hearing, learned counsel for the Petitioner states that highlighting his grievances, Petitioner has made a representation vide Annexure-7 to the Writ Petition before Opposite Party No.2 and the same may be directed to be considered and disposed of within a stipulated time period to which learned Counsel for the State has no objection.

5. As agreed by learned counsel for the parties and after going through the records, this Court without expressing any opinion on the merits of the case, dispose of the Writ Petition with a direction on Opposite Party No.2 to consider and dispose of the representation vide Annexure-7 to the Writ Petition in accordance with law, within

a period of three (3) months from the date of receipt of this order with due communication to the Petitioner.

6. While taking a decision on Annexure-7, considering the submission made that person similarly situated have got the benefit under Annexures- 1 & 2, relevancy and effect of the said orders be taken into consideration by Opp. Party No.2 while taking a decision on the Petitioner's claim.

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

(BIRAJA PRASANNA SATAPATHY)
Judge

Nitu Prava

Signature Not Verified
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Signed by: NITU PRAVA PRUSTY
Reason: Authentication
Location: OHC, Cuttack
Date: 07-Nov-2026 13:25:46