IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P. (C) No.31761 of 2026
(CNR No.ODHC010753912026)

Sibaram Panda …. **Petitioner**
Ms. S.Das, Advocate

-Versus-

State of Odisha & others …. **Opposite Parties**
Mr.S.B.Panda,AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
05.11.2026

Order No.

03. 1. Heard Ms.Das, 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 opposite party Nos.4 & 5, in particular, to reinstate him in service in the post of Assistant Teacher with immediate effect on the grounds stated.

3. The petitioner was removed from service by office order dated 10th June, 2022 at Annexure-1 and it was on the basis of a criminal case registered against him. Such removal order vide Annexure-1 was challenged in appeal before opposite party No.4. It is informed to the Court by Ms. Das, learned counsel for the petitioner that the appeal is pending at Annexure-2. A copy of the appeal memorandum is at

Annexure-2. The claim is that during the pendency of appeal, the acquittal order in G.R. Case No. 844 of 2019 has arrived which has been intimated to opposite party No.4 with a letter dated 31st March, 2026 at Annexure-4. The submission is that once the petitioner has been exonerated, he should be directed to be reinstated.

4. Recorded the submission of Mr. Panda, learned AGA for the State.

5. In the meantime, the acquittal order has been passed in G.R. Case No. 844 of 2019 by the court of learned JMFC, Aska, Ganjam on 20th March, 2026 and it was during the pendency of appeal before opposite party No.4. The contention of Ms. Das, learned counsel is that in view of the acquittal of the petitioner honourably, he deserves reinstatement and release of all consequential service and financial benefits to him. Since the appeal is pending as on today, this Court, recording the submission of Ms. Das, learned counsel for the State and the objection of Mr. Panda, learned AGA, without expressing anything on merits of the alleged claim of the petitioner, is inclined to direct opposite party No.4 to dispose of the appeal on the anvil of the acquittal order in G.R. Case No. 844 of 2019 with a decision therein at the earliest.

6. Accordingly, it is ordered.

7. In the result, writ petition stands disposed of with the directions as aforesaid. It is further directed that opposite party

No.4 shall expedite the disposal of the appeal filed on 4th July, 2022 and to take a decision with regard to reinstatement of the petitioner regard being had to the judgment in G.R. Case No. 844 of 2019 followed by an order in accordance with law preferably within a period of four weeks from the date of receipt of a copy of this order.

8. A certified copy of this order be issued as per rules.

(R.K. Pattanaik)
Judge

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Signature Not Verified
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Reason: Authentication
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