IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.34785 of 2026
CNR No.ODHC010774752026

Himansu Mohan Samantaray	....	**Petitioner** Ms. A. Dalei, Adv.

-versus-

State of Odisha and Others	....	**Opp. Parties** Mr. A. Tripathy, AGA

CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY

Order No **ORDER**
31.10.2026

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

2. Heard learned counsel for the Parties.

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

> *"Under the above facts and circumstances, the petitioner most humbly prayed that this Hon'ble Court may graciously be pleased to admit the writ petition and issue Rule Nisi calling upon the Opp. Parties to show cause as to why the petitioner who has retired after the cut off date i.e. 31.12.2015 for calculation of stagnation period shall not be entitled to get stagnation increment as per office order vide Annexure- 3 like the on-roll/ existing executives and as to why the petitioner shall not be considered to get stagnation increment like other persons under annexure-6 and if the 0pp. Parties failed to show cause or shown insufficient cause, this Hon'ble Court may be pleased to make the Rule absolute against the Opp. Parties by directing the Opposite Parties to release the stagnation Increment benefit in favour of*

the petitioner within the time frame fixed by this Hon'ble Court;

And pass/issue such further order/orders, direction/directions as this Hon'ble court shall deemed fit and proper in the facts and circumstances of the case."

4. However, taking into account the claim raised in the present Writ Petition, liberty is granted to the Petitioner to make a fresh representation before Opp. Party No.2 by enclosing all the relevant documents and citations in support of his claim, if any, within a period of three weeks hence.

5. It is observed that if such a representation is filed within the aforesaid period, Opp. Party No.2 shall do well to take a lawful decision on the same within a period of three months from the date of receipt of such representation. The order so passed by the Opp. Party No.2 be communicated to the petitioner within the aforesaid time period.

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

(Biraja Prasanna Satapathy)
Judge

Basudev

Signature Not Verified
Digitally Signed
Signed by: BASUDEV SWAIN
Designation: SENIOR STENOGRAPHER
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 02-Nov-2026 10:29:21