IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.33923 of 2026

CNR No. ODHC010803452026

OMC Mining Workers Federation, OMC House, Odisha Mining Corporation Campus, Bhubaneswar & Ors. .... ***Petitioners***

Mr. S.S. Das, Sr. Advocate

-versus-

State of Odisha & Ors.

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

Mr. S.P. Das, ASC

CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

30.10.2026

Order No.

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

2. Heard learned counsel appearing for the Parties.

3. Considering the nature of order going to be passed, this Court is of the view that no notice need be issued to the Opposite Parties-Odisha Mining Corporation Ltd.

4. Petitioners have filed the present writ petition *inter alia* with the following prayer:-

> *" It is therefore, humbly prayed, that this Hon'ble Court may may graciously be pleased to Issue Writ of Certiorari quashing the Board decision dated 15.09.2020 and Office Order No.11800/OMC/Personnel/2020 dated 30.09.2020, vide Annexure-1 (Colly) declaring that the exclusion of executives who were in service as on 31.12.2015 but retired on superannuation between 01.01.2016 and 31.08.2020 from the benefit of stagnation increment under insofar as it*

operates against the members of the Petitioner Federation, is arbitrary, unreasonable and discriminatory and violative of Articles 14 and 16 of the Constitution of India;

And further Losse Writ of Mandeunun directing the the Opposite Parties as extend to the members of the Petitioner Federation the benefit of stagnation increment, as due and admissible, on notional basis up to the date of their respective superannuation, in the same manner and on the same terms as directed by this Hon'ble Court by order dated 20.01.2026 in W.P.(C) No. 33474 of 2021 and on the basis of the Affidavit did. 07.11.2025, filed before this Hon'ble Court on 10.11.2025 by the Opposite Party Corporation in W.P.(C) No. 33474 of 2021:

And pass such other Order(s), Direction(s) or Writ(s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

And for this act of kindness, the Petitioner Federation, as in duty bound, shall ever pray.".

5. It is contended that even though claim of the Petitioners as made in the Writ Petition is covered by an order passed by this Court on 20.01.2026 in W.P.(C) No.33474 of 2021 under Annexure-2, but the Opposite Party-Corporation is not ready and willing to extend the benefit in terms of the said order in favour of the Petitioners herein.

5.1. It is accordingly contended that Opposite Party-Corporation be directed to extend similar benefits as has been extended in favour of the Petitioners in W.P.(C) No.33474 of 2021.

6. Considering the relief claimed and the nature of order passed by this Court under Annexure-2, this Court while disposing the Writ Petition permits the

Petitioners to make individual grievances before Opposite Party-Corporation to get the benefit so decided in the above noted Writ Petition.

6.1. It is observed that if any such application will be filed within a period of two (2) weeks hence, Opp. Party shall do well to take a lawful decision on the same within a period of six (6) weeks from the date of receipt of such application. The order so passed by Opp. Party be communicated to the Petitioners.

7. With the aforesaid observation and direction, the Writ Petition is 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: 31-Oct-2026 12:11:36