IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.34207 of 2026
CNR No. ODHC010805372026

Lalatendu Pal .... ***Petitioner***
Mr. L. Samal, Adv.

-versus-

State of Odisha & Others .... ***Opposite Parties***
Mr. S.P. Das, ASC

COROM:
THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER
29.10.2026

Order No

01. **1.** This matter is taken up through Hybrid Mode.

2. Heard.

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

> *"It is therefore prayed that your lordships' would be graciously pleased to admit the writ petition and after hearing the counsels from both the sides issue Writ/Writs in the nature of Mandamus by quashing office order No.925 dtd. 17.03.2026 issued by the Opp.party No.3 at Annexure-3 to the writ petition with a further direction to the Opp. Party No-3 for drawl and disbursement of differential monetary benefits in favour of the petitioner within a stipulated time after allowing the withheld annual increment which has been illegally withheld by him;*
>
> *AND/OR pass such other order/ orders deemed fit and proper;*

And for this act of your Lordship's kindness the petitioner as in justice duty bound shall ever pray"

4. It is contended that punishment imposed vide order dated 17.02.2026 in the disciplinary proceeding though was interfered with by this Court in its order dated 31.03.2026 under Annexure-4, but Opp. Party No.3 basing on the punishment imposed vide order dated 17.02.2026 has passed an order by withholding the increment under Annexure-3.

4.1. It is contended that since the order passed in the disciplinary proceeding vide order dated 17.02.2026 was quashed by this Court in its order dated 31.03.2026 under Annexure-4, the order at Annexure-3 has become a nullity in the eye of law.

4.2. It is accordingly contended that with quashing of the impugned order dated 17.03.2026 under Annexure-3, Opp. Party No.3 be directed to release the increment as due and admissible so withheld.

5. Mr. S.P. Das, learned ASC on the other hand contended that since order at Annexure-3 was there, by the time the Writ Petition was allowed vide order dated 31.03.2026, Petitioner instead of moving this Writ Petition should have apprised the said fact before Opp. Party No.3 for consideration.

6. Having heard learned counsel for the Parties and considering the submission made, it is found that order dated 17.03.2026 under Annexure-3 has been passed relying on the punishment imposed on the Petitioner in the disciplinary proceeding vide order dated

17.02.2026. Since order dated 17.02.2026 has been quashed by this Court in its order dated 31.03.2026 under Annexure-4, this Court permits the Petitioner to move Opp. Party No.3 for reconsideration of the order dated 17.03.2026.

7. It is observed that if any such application is moved within a period of two (2) weeks hence, Opp. Party No. 3 shall do well to take a lawful decision on the same within a further period of two (2) weeks from the date of receipt of such application. The order so passed by Opp. Party No. 3 be communicated to the Petitioner.

8. Accordingly, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Jyoti

Signature Not Verified
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Signed by: JYOTIPRAVA BHOL
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 30-Oct-2026 11:45:40