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IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No. 34583 of 2026
CNR No. ODHC010813942026

Avarani Bhuyan .... **Petitioner**

Mr. Rama Chandra Jena, Advocate

-Versus-

State of Odisha and others .... **Opposite Parties**

Mrs. Siva Mohanty, ASC

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
09.11.2026

Order No.

01. 1. Heard Mr. Jena, learned counsel for the petitioner and Mrs. Mohanty, learned ASC for the State.

2. Instant writ petition has been filed by the petitioner for a direction to the opposite parties to include her name in the Pension Payment Order Book and release at least 40% of the family pension received by her mother, as she having no source of income and on such other grounds as stated.

3. Referring to Annexures-1 and 2, it is submitted that the mother of the petitioner is receiving the family pension. The death certificate of the deceased father of the petitioner is at Annexure-3. The petitioner happens to be an unmarried daughter of the deceased employee and hence, she demands for a share in the family pension. The Legal Heir Certificate dated 11th February, 2025 is at Annexure-4, wherein, the name of the petitioner finds place therein at Serial No.5. The submission of Mr. Jena, learned counsel is that the petitioner has no means of

income and is in distress, hence, should be allowed to have a share in the family pension, which is being received by her mother.

4. Since the petitioner has raised a claim seeking family pension on the grounds stated, recording the submissions of Mr. Jena, learned counsel for the petitioner and response of the State, this Court is inclined to allow her to submit a representation before opposite party No.3 for its consideration and a decision thereon within a stipulated period.

5. Accordingly, it is ordered.

6. In the result, the writ petition stands disposed of with the direction as aforesaid for compliance by opposite party No.3 soon after receiving a representation from the petitioner towards release of a share in the family pension being received by her mother followed by appropriate order at the earliest preferably within a period of eight weeks from the date of receipt of such communication by him. It is further directed that such compliance by opposite party No. 3 shall be followed with a proper notice to the mother of the petitioner with a decision within the above stipulated period.

7. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge

Madhu