IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.35332 of 2026
(CNR No. ODHC010826972026)

Sabita Mohanty …. **Petitioner**
Mr. K.K. Swain, Advocate

-Versus-

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

Mr. Sarbeswar Behera, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
06.11.2026

Order No.

01. 1. Heard Mr. Swain, learned counsel for the petitioner and Mr. Behera, learned AGA for the State.

2. Instant writ petition is filed by the petitioner for a direction to opposite party No.3 to submit her pay bills for the period between 17th October, 1998 and 28th February, 2023 and further to direct opposite party No.2 to release arrear salary pursuant to the office order at Annexure-12 within a stipulated period as would be fixed by the Court.

3. Narrating the facts pleaded on record with the appointment of the petitioner as per Annexure-1 and approval of the posts under the Validation Act, 1998 followed by office order dated 14th March, 2001 i.e. Annexure-3 of opposite party No.2, the submission is of Mr. Swain is that the petitioner approached this Court in W.P.(C) No.3853 of 2015 and it was followed by a direction to disburse her current salary forthwith and ultimately, the decision dated 27th December, 2023 arrived,

whereby, the Government allowed it 1/3rd with effect from 17th October, 1998, 2/3rd from 1st June, 2000 and full cost with effect from 1st June, 2002, however, not with the arrear salary as a result W.P.(C) No.16842 of 2024 was filed. The further submission is that since the arrear salary was not paid to the petitioner, CONTC No.8258 of 2024 was filed and at last, it was followed order dated 29th July, 2025 at Annexure-10 of opposite party No.2 declining to comply the same with an observation that SLPs filed and subjudice and hence, it is not feasible to release the same in favour of the petitioner. Mr. Swain, learned counsel refers to the order in the SLP as at Annexure-11 which was dismissed, consequent upon which, the office order dated 18th February, 2026 at Annexure-12 has been passed by the Government in Department of Higher Education but petitioner is still to receive the admissible arrear salary, hence, necessary direction may perhaps be issued to opposite party No.2 to ensure it within a stipulated period.

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

5. Even though there is such an order as per Annexure-12, the petitioner is yet to receive the arrear salary and in the meantime, eight months have elapsed. Considering the above facts and submissions of learned counsel for the respective parties and as there has been sanction for payment of arrear salary in favour of the petitioner vide Annexure-12, this Court is inclined to direct opposite party No.2 to ensure its

disbursement without further delay soon after receiving a copy of this order and accordingly, it is directed.

6. In the result, the writ petition stands disposed of with the direction as aforesaid for compliance by opposite party No.2 at the earliest preferably within a period of four weeks from the date of communication of the order is received.

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

(R.K. Pattanaik)
Judge

Tudu

Signature Not Verified
Digitally Signed
Signed by: THAKURDAS TUDU
Designation: Sr. Stenographer
Reason: Authentication
Location: OHC,CTC
Date: 12-Nov-2026 12:53:20