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Location: High Court of Orrisa, Cuttack
Date: 30-Oct-2026 11:45:06

IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.35142 of 2026
CNR No.ODHC010828782026

Aniya Kumar Baral .... **Petitioner**

Mr. K.K. Swain, Advocate

-Versus-

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

Mr. S. Parhi, ASC

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
29.10.2026

Order No.

01. 1. Heard learned counsel for the respective parties.

2. Instant writ petition is filed by the petitioner assailing the impugned order of suspension on 16th September, 2021 as at Annexure-8 and also the order as at Annexure-10 on the grounds stated therein.

3. Referring to the order of appointment dated 8th July, 2008 at Annexure-1, Mr. Swain, learned counsel submits that the petitioner joined as Gana Sikshyak and it was followed by a resolution of the Government dated 25th July, 2016 by a notification as per Annexure-3 dated 22nd December, 2016. In the meantime, according to Mr. Swain, learned counsel, the petitioner was served with a show cause notice for having furnished a fake OTET Certificate, which was responded to by a reply dated 15th September, 2021 i.e. Annexure-7. The submission is that without considering the show cause reply as per Annexure-7, the petitioner was suspended from service by office order dated 16th September, 2021 i.e. Annexure-8. The

further submission is that the petitioner with others was made to face trial in C.T. Case No.1540 of 2021 and it led to a common acquittal order dated 1st November, 2023. Mr. Swain, learned counsel produced a copy of the order of the reinstatement of one of the accused, namely, Debendra Kumar Sahu in C.T. Case No.60 of 2021 dated 12th May, 2026 and the submission is that the petitioner is on similar footing and hence, necessary direction is required to be issued to opposite party Nos.2 to 4 for his reinstatement. A copy of the order in W.P.(C) No.21470 of 2024 dated 31st August, 2024 in respect of the said Debendra Kumar Sahu is produced with the submission by Mr. Swain, learned counsel that the order of removal was quashed therein at the time when criminal case was pending against him. Such order as above was after considering the decision in **Romanchal Hans Vrs. Government of Odisha and others** in W.P.(C) No.16229 of 2024 dated 9th July, 2024. The claim is that the petitioner is to be reinstated in view of the acquittal order and the fact that one among them, namely, Debendra Kumar Sahu was reinstated subsequent to the order in W.P.(C) No.21470 of 2024.

4. Noted down the response of Mr. Parhi, learned ASC for the State.

5. Having regard to the fact that the petitioner stands acquitted of the charges levelled by a judgment of the court of learned J.M.F.C., Boudh in C.T. Case No.1540 of 2021 as at Annexure-12 and the fact that said Debendra Kumar Sahu has

been reinstated and she is similarly situated, this Court, having regard to the fact that there has been such reinstatement and that the petitioner received appointment in 2008 and worked for more than 18 years before being suspended, in the fitness of things, is inclined to issue a direction to opposite party No.2, 3 and 4 to consider her reinstatement in view of the developments having taken place including the acquittal order dated 1st November, 2023 as per Annexure-12 within a stipulated period followed by consequential orders.

6. Accordingly, it is ordered.

7. In the result, the writ petition stands disposed of with the direction as aforesaid for compliance by opposite party No.2 to 4 vis-à-vis reinstatement of the petitioner in view of the acquittal order as per Annexure-12 and since similarly situated like Debendra Kumar Sahu, who has been reinstated by order dated 12th May, 2026 by opposite party No.5 therein at the earliest preferably within a period of eight weeks from the date of receipt of a copy of this order. It is further directed that upon reinstatement of the petitioner, the Authority concerned shall consider the entitlement with regard to the financial benefits of the petitioner and to pass appropriate order in that regard within the above stipulated period.

8. Urgent copy of this order be issued as per rules.

(R.K. Pattanaik)
Judge

Sashikant