IN THE HIGH COURT OF ORISSA AT CUTTACK
WP(C) No. 36075 of 2026
CNR No. ODHC010850522026

Ranjan Kumar Nandi ..... ***Petitioner***
Mr. S.D. Routray, Advocate

-versus-

State of Odisha & Ors. ..... ***Opposite Parties***
Mr. C.K. Pradhan, AGA

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

ORDER
09.11.2026

Order No. 01

1. This matter is taken up through hybrid mode.

2. Heard learned counsel appearing for the Parties.

3. Heard learned counsel appearing for the Parties. Petitioner has filed the present Writ Petition inter alia with the following prayer:-

> *"It is therefore most humbly prayed that this Hon'ble Court graciously be pleased to:*
>
> *i) Admit the writ application.*
>
> *ii) Call for the record.*
>
> *Issue a writ in the nature of mandamus or any other writ/writs direction/directions directing the opposite parties, to regularize the services of the petitioner as pharmacist on completion of six years of uninterrupted contractual service in terms of un-amended deeming provisions of Rule 4 & 5 of Odisha Pharmacist Service (Method of Recruitment and Condition of Service) Rules 2019 under Annexure:4 and the Judgment dated*

26.04.2024 passed in WP(C) No.35563/2020 and batch (Amaresh Behera and others Versus State of Odisha and others) upheld in W.A. No.2659 of 2024 under Annexure: 7 and the order dated 08.09.2026 passed by the Hon'ble Supreme Court in SLP (C) No.34586/2025 under Annexure: 8 within a reasonable time to be stipulated by this Hon'ble Court and to extend all the consequential service and financial benefits to the petitioner.

iv) And/or pass such other order/orders, direction/directions as this Hon'ble Court may deems fit and proper for the ends of justice.

And for the said act of kindness, the petitioner as in duty bound shall ever pray."

4. It is contended that claim of the Petitioner is covered by an order passed by this Court in a batch of Writ Petition so reported in 2024 (II) ILR, Cuttack-642 ***(Amaresh Behera & Ors. vs. State of Odisha & Ors.)***, further confirmed with dismissal of the Writ Appeals in Writ Appeal No.9 of 2025 & batch vide order dtd.07.05.2026, relying on the order passed in W.A. No.1323 of 2023 ***(State of Odisha vs. Chhabindra Kumar Samal)*** disposed of on 02.07.2025.

4.1. It is also contended that order passed in the Writ Appeal in the aforesaid batch, were challenged by the State by filing different Civil Appeals, the main one in the case of ***State of Odisha vs. Chhabindra Kumar Samal***. Hon'ble Apex Court while not interfering with the order, observed as follows, so reflected in Para-15:-

"15. In view of the above, we are not inclined interfere with the impugned orders passed by the High Court. However, it is made clear that such contractual

pharmacists working in the Mobile Health Unit/Team who had not completed six (06) years of contractual service as on 27th November 2020 shall be governed under the amendment dated 27th November 2020."

4.2. It is accordingly contended that since the issue has already attained its finality before the Apex Court in the case of ***Chhabindra Kumar Samal*** so cited (supra), Petitioner's claim is required to be considered in terms of the said decision.

5. Learned Addl. Govt. Advocate for the State however contended that since Petitioner has not yet raised any grievance, the writ petition is premature and not entertainable.

6. Having heard learned counsel appearing for the Parties and considering the submissions made, this Court while disposing the writ petition, permits the Petitioner to move Opp. Party No. 1 within a period of three (3) weeks hence for consideration of his claim.

6.1. It is observed that, if any such application is moved before Opp. Party No. 1 within the aforesaid time period, the said Opp. Party shall do well to take a lawful decision on the same by following the decision of the Apex Court in the case of ***Chhabindra Kumar Samal***, if applicable as expeditiously as possible preferably within a period of three (3) months from the date of receipt of such application with due communication to the Petitioner.

7. Accordingly, the Writ Petition stands disposed of.

(BIRAJA PRASANNA SATAPATHY)
Judge

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Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 11-Nov-2026 11:58:23