IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.37289 of 2026
CNR No.ODHC010874602026

Krushna Chandra Nahak	....	**Petitioner** Mr. B. Panigrahi, Adv.

-versus-

State of Odisha and Others	....	**Opp. Parties** Mr. A. Tripathy, AGA

CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY

Order No

ORDER
13.11.2026

01. **1.** This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.

2. Heard learned counsel for the Parties.

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

> *"The Petitioner is therefore humbly praying this Hon'ble Court be graciously pleased to admit this writ petition, issue notice to the Opp. Parties especially O.P. No.2 and 4 and issue Rule NISI as to why the present petitioner shall not be paid the arrear 6th Pay Commission under ORSP Rules, 2008 with effect from 01.01.2006 till 31.12.2010 as the Petitioner comes under 35% pay limit as stipulated by the Board and otherwise also the RMC is having sufficient fund to release the arrear 6th Pay with effect from 01.01.2006 instead of 01.01.2011 as the counterpart in other R.M.Cs, performing and discharging similar duties have availed revised scale of pay as per the 6th Pay Commission and if Opp. Parties failed to show cause or insufficient causes, then this Hon'ble Court after hearing the parties be pleased to issue in the nature of*

mandamus and direct the Opp. Party No.2 and 4 to implement Orissa Revised Scale of Pay Rules 2008 (as per 6th pay commission) to the employees of the R.M.C., Kesinga with effect from 01.01.2006 and release the arrear of 6th Pay Commission with effect from 01.01.2006 till 31.12.2010.

And further be pleased to pass such other order/orders, direction/directions as may be deemed fit and proper in the interest of justice and equity."

4. However, taking into account the claim raised in the present Writ Petition, liberty is granted to the Petitioner to make a fresh representation before Opp. Party No.5 by enclosing all the relevant documents and citations in support of his claim, if any, within a period of three weeks hence.

5. It is observed that if such a representation is filed within the aforesaid period, Opp. Party No.5 shall do well to take a lawful decision on the same within a period of three months from the date of receipt of such representation. The order so passed by the Opp. Party No.5 be communicated to the petitioner within the aforesaid time period.

6. With the aforesaid observation and direction, the Writ Petition is disposed of.

(Biraja Prasanna Satapathy)
Judge

Basudev

Signature Not Verified
Digitally Signed
Signed by: BASUDEV SWAIN
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 16-Nov-2026 14:31:57