



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No. 2249 of 2026

Dileswar Sahoo

.....

Petitioner

Mr. S.C. Sahoo, Advocate

-versus-

State of Odisha & Ors.

.....

Opposite Parties

Mr. P.P. Behera, ASC

CORAM:

THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

24.02.2026

Order No. 02

1. This matter is taken up through hybrid mode.
2. Heard Mr. S.C. Sahoo, learned counsel appearing for the Petitioner and Mr. P.P. Behera, learned Addl. Standing Counsel appearing for the Opp. Parties.
3. The present writ petition has been filed inter alia with the following prayer:-

“It is therefore, humbly prayed that this Hon'ble Court may graciously be pleased to:-

- i). direct the opp. parties to regularise him in service taking into consideration the initial appointment 01.01.1988 and completed service of 35 years rendered by the petitioner as per Finance deptt. Resolution dt.15.05.1997 and in terms of the decisions of the Hon'ble Supreme court and thereby quash the order dated 19.09.2025 under Annexure-9;*
- ii). Pass such other order (s)/direction(s) as would be deem fit and proper in the bonafide interest of Justice;*



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

4. It is contended that even though Petitioner was initially engaged as a DLR and subsequently brought over to the work charged establishment and while working as such in the said establishment, his claim for regularization was not considered and he approached this Court by filing W.P.(C) No. 17210 of 2025 claiming the benefit of regularization in his favour. While filing such a case, a wrong submission was made before this Court that Petitioner’s claim is covered by the decision in the case of ***State of Odisha & Ors. Vs. Narusu Pradhan*** so passed by the Tribunal in O.A. No. 1189(C) of 2006 and so also in the case of ***Sarbeswar Bhujabal Vs. State of Odisha & Ors.***, (O.A. No. 606 of 2015).

4.1. It is contended that in fact Petitioner’s claim is now covered by the decision of this Court in the case of ***Khageswar Jena Vs. State of Odisha & Ors.*** (W.P.(C) No. 29993 of 2022) so affirmed by the Hon’ble Apex Court while dealing with a batch of appeals, the leading case being ***State of Odisha & Ors. vs. G. Balakrishna***, SLP(C) Diary No. 33400 of 2023 disposed of on 24.07.2025. It is accordingly contended that since because of the wrong committed by the Petitioner’s counsel while filing W.P.(C) No. 16793 of 2025, Petitioner’s claim for regularization has been rejected vide the impugned order dtd.19.09.2025 under Annexure-9, Petitioner be given liberty to make a fresh application for consideration of his claim for regularization in the light of the decision in the case of ***Khageswar Jena*** so affirmed by the Hon’ble Apex Court in the case of ***G. Balakrishna*** as cited (supra).



5. Learned Addl. Standing Counsel has no serious objection to the course of action proposed by the learned counsel appearing for the Petitioner.

6. Having heard learned counsel appearing for the Parties, considering the submission made and while quashing order under Annexure-9, this Court permits the Petitioner to make a fresh application for consideration of his claim in the light of the decision in the case of ***Khageswar Jena*** so affirmed by the Hon'ble Apex Court in the case of ***G. Balakrishna*** as cited (supra).

6.1. It is observed that if any such application is moved before the authority concerned within a period of three (3) weeks hence, the said Opp. Party shall do well to take a lawful decision on the same within a further period of three (3) months from the date of receipt of such application.

7. The writ petition accordingly stands disposed of.

(BIRAJA PRASANNA SATAPATHY)
Judge

Sneha