



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.745 of 2024

Laxmi Girem

....

Petitioner

Represented by
Mr. N.K. Panda, Advocate

- Versus -

**Commnr.-cum-Secy., Women & Child
Development Dept., BBSR & Others**

....

Opp. Parties

Represented by
Mr. S. Behera,
Addl. Government Advocate

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

26.03.2025

Order No.
10.

1. This matter is taken up through hybrid mode.
2. The petitioner was appointed as Anganwadi Worker of Majhiguda Anganwadi Center by order dated 08.11.2021. Her appointment was challenged by the private Opposite Party No.5 in an appeal being RMC-AWH (Appeal) Case No.5 of 2022 before the ADM, Koraput. The Appellate Authority allowed the appeal and directed engagement of the private opposite Party as Anganwadi Worker. Consequently, the order of disengagement was passed against the petitioner on 02.01.2024.
3. Perusal of the impugned order passed by the Appellate Authority reveals that the petitioner was never impleaded as party in the appeal. Thus, the order was passed against her behind her back without affording any opportunity of hearing to her.
4. It is a clear case of violation of principles of natural justice for which the impugned order cannot be sustained.



5. The writ application is therefore, allowed. The impugned order passed by the Appellate Authority under Annexure-4 as well as the order of termination vide Annexure-5 are hereby set aside. The matter is remitted to the ADM for hearing of the appeal afresh after granting proper opportunity of hearing to the petitioner. The appeal shall be disposed of within two months from the date of production of certified copy of this order by the petitioner.
6. Urgent certified copy of this order be granted in proper application.

(Sashikanta Mishra)
Judge

Puspanjali

Signature Not Verified

Digitally Signed
Signed by: PUSPANJALI GHADAI
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack.
Date: 28-Mar-2025 17:44:50

