



IN THE HIGH COURT OF ORISSA AT CUTTACK

SUO MOTU W.P.(C) PIL No.2140 of 2020

Registrar (Judicial),

Orissa High Court, Cuttack

Petitioner

*Mr. Manoj Kumar Mishra
Senior Advocate
President, OHCBA*

*Mr. Avijit Pattnaik
Advocate
Secretary, OHCBA*

*Er. N.K. Mohanty
Amicus Curiae*

*Mr. Bijay Kumar Dash
Amicus Curiae*

-versus-

State of Odisha & others Opp. Parties

*Mr. Debasis Nayak-A
Addl. Govt. Advocate &
Advocate for C.M.C.*

CORAM:

JUSTICE S.K. SAHOO

JUSTICE V. NARASINGH

ORDER

23.10.2025

These matters are taken up through Hybrid arrangement (video conferencing/physical mode).



**S.C.B. MEDICAL COLLEGE AND HOSPITAL,
CUTTACK : ISSUES & PROBLEMS**

**PROCUREMENT OF 128 SLICE CT SCAN
MACHINE**

Order No.
343-A.
23.10.2025

When the matter was taken up on 18.09.2025, Prof. (Dr.) Goutam Kumar Satpathy filed an affidavit which is dated 16.09.2025 wherein he indicated that the 128 Slice CT Scan machine, which is ready for delivery, was actually intended for the SCB redevelopment site and that the delivery of the said CT Scan machine will be taken and the machine shall be installed based on on-site readiness after completion of the redevelopment programme of SCBMCH, Cuttack.

Dr. Poma Tudu, Managing Director, Odisha State Medical Corporation Ltd. (OSMCL) also filed an affidavit which is dated 16.09.2025 wherein it is indicated that the 128 Slice CT Scan machine, which is ready for delivery, was actually intended for the SCB redevelopment site and that said CT Scan machine will be supplied based on on-site readiness and after completion of the redevelopment programme of SCBMCH, Cuttack.

Taking into account the cost of 128 Slice CT Scan machine, which is stated to be around Rs.12



crores and that the patients from Sishu Bhawan are referred to SCBMCH for the purposes of scanning due to non-availability of 128 Slice CT Scan machine in Sishu Bhawan, on 18.09.2025, we enquired from Prof. Dr. Pravakar Mishra, Superintendent, SVPPGIP as to whether the said machine can be installed in Sishu Bhawan. Prof. Mishra intimated this Court that so far as space is concerned, it would not be a deterrent factor. Both Prof. Mishra and Prof. Satpathy informed this Court that the particular 128 Slice CT Scan machines can also cater to the needs of the paediatric patients.

Accordingly, on 18.09.2025, we asked the learned State Counsel to obtain instruction to explore the possibility of installation of 128 Slice CT Scan machine, which is otherwise ready for delivery, in Sishu Bhawan instead of SCBMCH.

Learned counsel for the State has produced the written instruction dated 23.10.2025 of the Deputy Secretary to Govt., Health & Family Welfare Department, Govt. of Odisha addressed to the learned Advocate General, wherein it is stated that regarding instruction on 128 Slice CT Scan Machine, a meeting was held under the Chairmanship of the Commissioner -cum- Secretary, Health & FW Department with the MD, OSMCL, DMET



and Addl. DMET on 22.10.2025. It was learnt that SVPPGIP, Cuttack presently lacks site readiness for installation of the 128 Slice CT Scan Machine. The Superintendent, SVPPGIP has therefore, been directed to take immediate steps to ensure that the site is made ready.

It is further stated that, however, anticipating the requirement, OSMCL has been instructed to expedite necessary action and place the matter before the Board for approval. Considering all necessary regulatory clearances, the tentative period for infrastructure readiness is six months.

The written instruction dated 23.10.2025 of the Deputy Secretary to Govt., Health & Family Welfare Department, Govt. of Odisha is taken on record.

On a query from this Court regarding the apparent contradictions between the statement dated 18.09.2025 of Prof. Dr. Pravakar Mishra, Superintendent, SVPPGIP, Cuttack and instruction dated 23.10.2025 of the Deputy Secretary to Govt., Health & Family Welfare Department, Govt. of Odisha, the learned counsel for the State clarified that the instructions dated 23.10.2025 relate to making the available space ready for installation of the CT Scan Machine. In this context, it is brought to



the notice of this Court that in order to take up the ancillary infrastructure work for installation of the CT Scan Machine, a team comprising of representative of the vendor WIPRO-G along with SE, R & B and the representative of TPCODL, visited the site and it is submitted that notwithstanding the six months as prayed for in the letter dated 23.10.2025 referred to hereinabove, the work will be expedited keeping in view of the necessity thereof and it is likely to be completed within a period of four months hence.

During the deliberation, learned counsel for the State has clarified that the State Govt. has no objection for installation of the 128 Slice CT Scan Machine in Sishu Bhawan, which was earlier meant for SCBMCH, Cuttack keeping in view the welfare of the paediatric patients.

Mr. S. Tripathy, learned counsel appearing on behalf of OSMCL submits that the procedural aspects regarding such installation would be looked into by OSMCL so that it would not cause any delay in the timeline of four months as stated above.

This Court expects that all the stakeholders would take proactive steps to ensure that the 128 Slice CT Scan Machine is installed at the earliest in the Sishu Bhawan.



This Court will monitor the progress after four months as suggested at the Bar.

As per order no.298-A dated 14.08.2025, the learned Advocates' Committee has submitted the report dated 23.10.2025, wherein it is stated that on 18th October, 2025, the Amicus Curiae, President & Secretary of High Court Bar Association, Members of Committee of Advocates visited SCBMCH, Cuttack. The Superintendent, Registrar, Administration and Head of Department of Radiology of SCBMCH, Cuttack, ACP and IIC, Mangalabag P.S were present during the visit. At the time of visit, it was found that two 128 Slice CT SCAN machines were functioning in the Radiology Department and that at the time of visit i.e. at about 11.45 a.m., scanning of 42 persons have already completed and other patients were in line. Two new Ultrasonography machines were also functioning and 35 numbers of ultrasounds were done. Copies of the photographs have been annexed to the report. It is stated in the report that the Hospital has got limited technical human resources to run the high end machines such as CT Scan, MRI and Ultrasound machines which is causing much difficulty for enhancing the work and it is becoming slower.



The Advocates' Committee has suggested that for operating all the high end machines such as CT Scan, MRI and Ultrasound machines, which are being operated by the existing technicians, there is urgent need of qualified technicians to cater to the increased caseload and at the time of emergency. Necessary steps for appointment of technically qualified personnel should be taken keeping in view the urgency.

Responding to the suggestion of the learned Advocates' Committee that for operating the high end machines like CT scan and ultrasound, there is need to recruit additional man power, Mr. Nayak, learned Addl. Govt. Advocate submits that he will take instruction in this regard so that the time consumed for conducting the tests can be reduced. Prof. Dr. Satpathy, Superintendent I/c., SCBMCH, Cuttack stated that though at present, on an average, 200 CT scans are conducted every day by radiographers, who are posted at SCBMCH, Cuttack, but if extra hands are provided, that would definitely enure to the benefits of the patients.

List this matter on 12.02.2026.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge



DISPLAY BOARDS

343-B.
23.10.2025

When this issue was taken up on 18.09.2025, learned counsel for the State produced the letter of DMET, Odisha, wherein it was stated that the DMET, Odisha vide letter No.18917 dtd.11.09.2025 had sanctioned the funds for installation of 2 nos. of Display system in the CT Scan and MRI areas of SCBMCH, Cuttack as submitted by the CEO, OCAC, Bhubaneswar and informed this Court that tender in this regard had been floated on 13.09.2025 and to complete the tender process and installation of Display Boards, it would take one month and accordingly, he was called upon to intimate the status of such installation of display boards.

Learned counsel for the State has produced the letter no.24312 dated 22.10.2025 of the Medical Superintendent, SCBMCH, Cuttack addressed to the learned Advocate General, Cuttack, wherein it is stated that ten (10) units of digital display boards have been installed in the hospital, out of which 8 nos. of boards have been installed at Niramaya Centres and 2 units at CT Scan and MRI Centre areas of the hospital by an agency, namely, M/s. Addsoft Technologies Ltd. as outsourced by OCAC. Meanwhile, the electricity connection has



been provided to all the digital display boards so installed. As communicated, the Display Boards will be functional after due integration with Niramaya/DVDMS and OeHMIS system which will take further two weeks' time.

The letter dated 22.10.2025 of the Medical Superintendent, SCBMCH, Cuttack is taken on record.

The learned Advocates' Committee has submitted the report dated 23.10.2025, wherein it is stated that at the time of visit in the Non-trauma ward, the display board was reflecting "do not spit here and there" and there was no manual display board found displaying the name of the doctors and time etc. On 18th October 2025, the learned Advocates' Committee visited the Gynecology Ward, Neonatal Ward, High Risk Ward, Bone Marrow Transplant Department, Old Medicine Department, Burn Unit, Radiology, Cardiology and CTVS Departments, nowhere they found any digital display board, rather in the Cardiology Department, they noticed that a list of doctors has been pasted on the wall and a manual display board displaying the names of the doctors and their contact numbers was available in the CTVS department, Clinical Haematology Department and department of General



Medicine (only names in general medicine department). Copies of the photographs have been annexed to the report.

The Advocates' Committee has suggested that the digital boards should be placed at all the prominent places displaying the name of the doctors, timing, contact details, photographs of the doctors and day of their availability in all the departments and any changes in case of absence of any one, can be updated accordingly.

Regarding the installation of display boards to give relevant information regarding the patients, whose turn has come and the doctor, who is to treat them, it is stated that no such information is available in the display boards and accordingly, the learned counsel for the State seeks a short adjournment to apprise this Court regarding the steps to be taken in this regard to ensure that all relevant informations are displayed in the board so that it would facilitate the patients to approach the particular doctor and the orders of patients for treatment in their seriatim is not disturbed.

List this matter on 27.11.2025.

Learned counsel for the State shall apprise this Court about the functioning of the display boards as suggested by the learned Advocates' Committee



and as mentioned in the aforesaid letter dated 22.10.2025 of the Medical Superintendent, SCBMCH, Cuttack.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge

OPD TICKET REGISTRATION/ ABSENCE OF SHED FOR THE PATIENTS AND THEIR RELATIONS IN PATHOLOGY DEPARTMENT

343-C.
23.10.2025

As per order no.322-B dated 18.09.2025, the learned Advocates' Committee has submitted the report dated 23.10.2025, wherein it is stated that at the time of visit, it is found that, an extended shed has been constructed and near the shed, there are toilets for both males and females but in those toilets, there were no doors. It is also found that patients and their attendants were standing in a line and although there are some places available for them to sit i.e. small verandah (pindi), the available facility is inadequate. Copies of the photographs have been annexed to the report.



The Advocates' Committee has suggested that since the shed has been extended and much space is available, appropriate sitting arrangements should be done and the doors of toilets should be installed/fixed.

A photograph has been attached to the report of the learned Advocates' Committee, adjacent to the Super Specialty OPD registration counter. Evidently, those toilets which are supposed to be used by the males have no doors and there are no urinals for the ladies. It is indeed shocking that there are no doors in the toilets and that minimum dignity that is required is not being maintained. When a query is made to Prof. Dr. Satpathy in this regard, he stated that though doors were there, those were being stolen repeatedly, however, he has assured this Court that necessary corrective steps shall be taken expeditiously. It is also brought to the notice of this Court that security of the SCBMCH has been outsourced and it is now vested with one Nirakar Security. It is indeed shocking, as stated by Prof. Dr. Satpathy, that no complaint till date has been lodged with the police for theft of the doors.

The Superintendent, SCBMCH, Cuttack is called upon to take up the matters with the security agency to ensure that the doors, which are to be



installed within a week hence are not stolen and if the doors are stolen, necessary action for lodging the complaint with the local police shall be taken up. It is made clear that if the doors which are to be installed within a week hence are again stolen, the same shall be reinstalled at the cost of the security agency.

The Members of the Advocates' Committee, Ms. Padmalaya Mohapatra, Ms. Saswata Pattanaik and Ms. Kajal Sahoo visited the Gynecology Department in terms of the order passed by this Court. It is submitted by Ms. Mohapatra, who is present in Court that the Gynecology Department does not have any separate toilet for male and female attendants. There is one toilet, which caters to the needs of the patients and there is no separate toilet for the attendants. It is further submitted that the condition of the toilet is deplorable and very unhygienic and there are issues relating to water connectivity in the toilets.

The state of affairs of the Gynecology Department as stated is indeed shocking to say the least.

List this matter on 13.11.2025.

By the said date, the Superintendent, SCBMCH, Cuttack shall make every endeavor to ensure that at least three toilets are made functional



in all aspects i.e. two toilets for male/female attendants and one earmarked for the patients.

This Court expects the Govt. to issue necessary instruction in this regard so that the basic minimum facilities are provided to the patients and attendants of both, the Gynecology ward as well as attendants visiting the OPD registration center.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge

SICK NEWBORN CARE UNIT (SNCU) & MATERNITY WARD

343-D.
23.10.2025

When the issues of SCBMCH, Cuttack were taken up, the learned Advocates' Committee submitted the report dated 23.10.2025 relating to SNCU and Maternity Ward of SCBMCH, Cuttack, wherein it is stated as follows:

"Nurse's Order Sheet Report

Overview

This report summarizes the handwritten notes recorded on the Nurses Order Sheet from the Sick Newborn Care Unit (SNCU). It outlines the key requirements, observations, and recommendations



for improving neonatal care management in the unit.

Key Points and Observations

1. Infrastructure & Equipment Needs

- Adequate ICU beds required (with dialysis facility).
- Ventilation circuits and sufficient supply required.
- Neo surfactant injection to be purchased from the local pharmacy.
- Portable ultrasound: two functional units recommended (one with Echo facility).
- Incubator beds: 5–7 ideally required.

2. Medical & Treatment Notes

- Birth Asphyxia highlighted as a major concern; focus on heart and respiratory distress management.
- Kangaroo Mother Care requires a specific room (currently not available).
- Space restraints noted as a limitation within the unit.

3. Staffing

- Shift strength: 2 nurses per shift.
- Present strength: 7 staff members.
- Additional staff may be required for optimal care and rotation.



4. IV and Feeding Notes

- No specific oral or IV feed/drug amounts recorded.
- Spaces for time-based entries indicate pending or ongoing data entry.

Summary of Requirements

Category	Requirement	/	Remarks
	Issue		
Infrastructure	Adequate ICU incubator beds	&	Expansion needed
Equipment	Ventilation circuits, ultrasound (with Echo), surfactant injections	To	procure locally
Staffing	2 per shift (7 total)		Additional personnel may be required
Care Practices	Kangaroo Care	Mother	Dedicated space lacking
Medical Focus	Birth Asphyxia & Respiratory distress	&	Priority care needed

Conclusion

The SNCU is operational but faces challenges related to space, equipment availability, and staffing. Improvements are recommended to ensure adequate neonatal beds, sufficient ventilation circuits, and a dedicated area for specialized care such as Kangaroo Mother Care. Addressing these issues will enhance neonatal outcomes and overall



care quality.

Labour Room & Maternity Ward

Observations

The following section summarizes the current status and requirements observed in the Labour Room and Maternity Ward. It highlights patient load, infrastructure conditions, and equipment or manpower shortages affecting service quality.

Current Statistics

Parameter	Details
C-section Deliveries	19
Normal Deliveries	13
Total Beds	30 (transfer to 2nd stage labour room if filled)
Average Patients	Approx. 70 daily
Average Labours per Day	25–30

Equipment and Facility Requirements

- CTG machines – 2 needed
- Fetal Doppler machine – 1 needed
- Ultrasound machine – 1 needed
- Suction machines – 4 required
- ICU beds – at least 5 additional needed

Manpower and Facility Issues

- Need at least 5 additional Nursing



Officers.

- Only one toilet available for all attendants and patients.
- No lighting in ladies' toilet.
- No dedicated toilet or rest area for patient attendants – existing facility is far and unusable.
- Lack of ceiling fans in patient areas.

Summary

The Labour Room and Maternity Ward are experiencing high patient load with an average of 25–30 labours per day. Infrastructure and equipment shortages, combined with inadequate sanitation and lighting facilities, are impacting patient care. Immediate action is recommended to provide additional ICU beds, essential monitoring and diagnostic equipment, and improve sanitation facilities for both patients and attendants.

The report dated 23.10.2025 of the learned Advocates' Committee is taken on record. A copy of the report has handed over to the learned counsel for the State.

Let the learned counsel for the State obtain instruction regarding the suggestions given by the learned Advocates' Committee on their report dated 23.12.2025.



List this matter on 11.12.2025.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge

ADVOCATES' COMMITTEE REPORT ON OTHER DEPARTMENTS

343-E.
23.10.2025

When the issues of SCBMCH, Cuttack were taken up, the learned Advocates' Committee submitted the report dated 23.10.2025 relating to different departments, which states as follows:

(i) Burn Unit:

The unit is functioning in a small space and it have 9 ICU Beds. It is worthy to mention here that out of nine beds, one bed has been arranged in cabin structure and in another room, five beds are there and rest are in the space only. The HOD Dr. Biswajit Mishra has stated that there is every possibility of infections to the burn patients and that every patient needs to be kept in isolated cabins. There is shortfall of vital man power like nursing officers and dressers. That for nine beds, only one dresser is working and there is need of more four dressers. Further, in the night, only one nursing officer is managing the unit.



It is also ascertained that for want of necessary equipments and machineries, communication has been made but no such equipments and machineries have been provided to the department.

The learned Advocates' Committee has suggested that the burn patients need to be dressed at least four times a day taking into consideration the condition of patients and percentage of burn. In such event, since there is moderate space between the beds where five numbers of beds were placed, those beds can be separated by fixing ply walls and glass fitting. Further without any delay, three numbers of dressers should be appointed on an urgent basis.

(ii) Neonatal Care Unit:

Due to shortage of space and lack of sufficient man power and machineries, two new born babies were kept in a single tray for investigation and observation. There is no facility of ICU after operation and immediately after birth of a baby, the baby is supposed to be kept at the ICU. But it was found that in two different adjacent rooms designed as SNCU-II, Neonatal Care Unit-I and High Risk Ward, the new born babies were kept and some of the equipments have been placed outside the available place in a glass house. It is further stated



that despite multiple requests by the Gynecology Department to the concerned authority, no such action has been taken for providing space, sufficient man power, machineries and equipments.

The learned Advocates' Committee has suggested that appropriate and immediate steps should be taken for providing adequate space, sufficient man power, machineries and equipments.

(iii) Bone Marrow Transplant Unit:

During the learned Advocates' Committee visit, they found that chairs have been provided at the waiting area to the patients and their attendants, since those are inadequate, some patients are also sitting on the floor. It was also found that, patients are placed on the floor and their treatment was going on by providing saline injections on the floor only.

The learned Advocates' Committee has suggested that appropriate actions shall be taken to provide holistic support to the patients and their attendants so that their right to health and life to live with dignity is maintained. At least for sitting arrangement, if chairs can be placed in other available spaces, they can be accommodated.



(iv) General Medicine Department:

During the visit of learned Advocates' Committee, they found in the ground floor of general medicine ward that many patients were placed on the floor of common passage and were being treated by giving saline and injectable. The condition was not good.

The learned Advocates' Committee has suggested that at least, the patients should be provided with minimum and basic facilities.

(v) Cardiology and CTVS Department:

In the Cardiology Department, the newly installed ECHO machines are functioning and the rate of conducting ECHO has also increased. Due to lack of post of Professors and Associate Professors, there are issues while conducting ECHO as the PG students are doing the same. It is also noticed that patients from other states are also visiting SCBMCH for treatment which enhances the workload. It is further stated in the report that 4-D echo machines, transform ventilators, portable echo machine and bispectral index monitors have been provided to the CTVS and ECMO Unit, but some of the equipments have not yet installed and some of them are stored in the OT only.



The learned Advocates' Committee has suggested that the post of Professors and Associate Professors be filled up soon and other technical support teams should also be appointed to cater the demands of patients. Adequate space should be provided to install and start functioning newly provided equipments. Immediate steps should be taken for appointment of professors, as after retirement of Professor of CTVS Department, it will be dependent on one Associate Professor. It should be taken on priority basis.

List this matter on 13.11.2025.

Learned counsel for the State shall obtain instructions on these issues.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge

ISSUES & PROBLEMS OF CITY HOSPITAL

344.
23.10.2025

When this issue was taken up on 04.09.2025, learned counsel for the State produced the written instruction dated 02.09.2025 of the Superintending Engineer, Cuttack (R&B) Division No.1, wherein it was stated that estimate for



“Renovation of existing eye OT to Modular eye OT in District Hospital (City Hospital), Cuttack amounting to Rs.1,09,49,475/- and for the installation of lift amounting to Rs.25,37,022/- have been submitted to the DMO(MS)-cum-Superintendent, DHH, Cuttack and necessary follow up action shall be taken after obtaining administrative approval.

Dr. Nrupendra Kumar Satpathy, Superintendent, City Hospital who was present online assured that necessary steps in this regard would be taken.

Learned counsel for the State has produced the letter no.1799 dated 10.10.2025 of the DMO(MS) -cum- Superintendent, DHH, Cuttack, wherein it is stated that as per the letter no.491/UEHP-04/2024 dated 02.12.2024 of the Chief Executive Officer, UEHP -cum- MD, OSMCL, Odisha, Bhubaneswar, an amount of Rs.46 Lakhs have been approved for renovation of existing eye OT to Modular OT in the DHH, which has been communicated to the Superintending Engineer, Cuttack (R&B) Division No.1, Cuttack vide letter no.762 dated 14.05.2025. But the estimate amount of Rs.1,09,49,475/- has been submitted by the Superintending Engineer, Cuttack (R&B) Division No.1 for the above purpose. The work must be



completed as per approval fund of OSMCL, Odisha. So, the estimate need to be revised and submit to the DMO (MS) -cum- Superintendent, DHH, Cuttack for further process.

It is further stated in the letter that Rs.25,37,022/- have been submitted by the Superintending Engineer, Cuttack (R&B) Division No.1, Cuttack for the installation of lift which was forwarded to the Director of Health Service, Odisha to obtain approval.

The letter dated 10.10.2025 of the DMO (MS) -cum- Superintendent, DHH, Cuttack is taken on record.

Learned counsel for the State is called upon to obtain instruction regarding follow up steps to be taken pursuant to submission of estimate for administrative approval relating to renovation of the existing eye OT to Modular eye OT and for installation Testing & Commissioning of 1 no. of Automatic Passenger (G+1) lift with ARD system for lift shaft at City Hospital, Cuttack.

List this matter on 27.11.2025.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge



ISSUES RELATED TO TALADANDA CANAL

(i) BEAUTIFICATION AND EXPANSION OF TALADANDA CANAL

345-A.
23.10.2025

The Ld. Counsel for the CMC submitted before this Court on 31.07.2025 regarding various steps taken for clearance of garbage in front of Urban Hat, so also in the vicinity in and around of Box Drains. It is stated that 25 nos. of personnel including sweepers, loaders, drivers and security personnel have been provided for sweeping and transportation of garbage. It is further stated that the paver blocks have been completed to the extent of 75% of the assigned length. Since the beautification and expansion of the work of the Taladanda Canal is being progressed slowly by the executing agency, i.e., EPIL, reminder was sent by CMC on 10.06.2025 to the Executive Director, EPIL to expedite the work, otherwise the work order would be cancelled and a fresh tender would be invited for the said purpose.

A news item has been published in the Times of India dated 23.10.2025 under the heading of "**GARBAGE PILED ON CUTTACK STRETCH AFFECTS COMMUTERS**" wherein it is highlighted as to how for the past three months, heaps of garbage



have been dumped along the two kilometer stretch of Taladanda Canal road near Settlement Office in Jobra which has turned into an eyesore and health hazard for commuters and residents. It is stated therein that the situation worsens at night when visibility is low and cattle feed on the garbage.

Learned counsel for the CMC has placed on record the reports relating to sanitation arrangement in CMC and issues relating to beautification and expansion of Taladanda Canal. It is stated that the entire city is distributed into 6 zones and 3 outsourcing agencies have been allotted 2 zones each. The monthly contract amount awarded to each of the outsourcing agencies has also been stated in such report.

For convenience of ready reference, the same is extracted hereunder:

Name of the Agency	Allotted Zone	Monthly Contract Amount
M/s. Jagruti Welfare Organization	Zone-I	₹ 60,98,435.00
	Zone-VI	₹ 54,24,241.00
M/s. Pratyush	Zone II	₹ 55,66,379.00
	Zone-V	₹ 47,56,797.00
M/s. G. Manju Service Pvt. Ltd.	Zone-III	₹ 45,66,030.00
	Zone-IV	₹ 52,22,905.00

On a bare perusal of the same, it is



evident that a sum of Rs.3,16,34,787.00 (rupees three crores sixteen lakhs thirty four thousand seven hundred eighty seven only) is paid every month for desilting of drains and garbage disposal. But in the face of payment of such astronomical sum, to say that, the state of sanitation of Cuttack city remains appalling would be an understatement.

This prima facie indicates lack of accountability in the face of draining of the State exchequer.

This matter was specifically fixed for today. But surprisingly the concerned official stated to be the Deputy Commissioner (Sanitation) was conspicuously absent when the matter was being deliberated upon. This Court does not appreciate such conduct.

List this matter on 30.10.2025 on which date the Deputy Commissioner (Sanitation) shall be present in Court so that the report as submitted shall be considered in his presence. He is also directed to clarify on the following counts;

- a)** Daily report submitted by mates from 01.09.2025 to 30.09.2025;
- b)** The report of the ward supervisors of all the three agencies from 01.09.2025 to 30.09.2025;
- c)** The evaluation report of the sanitation



section on sanitation activities based on the MIS evaluation;

d) Penalty amount imposed on the sanitation agencies for the period from 01.01.2025 to 30.09.2025.

The Nodal Officer of this Court has recorded the video clips today regarding the present state of paver blocks by the side of the Taladanda Canal and garbage stacked in and around Urban Hat area. It also indicates rapid growth of bushes along the Taladanda Canal towards Nuabazar which was largely due to lack of steps taken to clear bushes and to monitor proper maintenance. The bushes should be cleared immediately by the CMC authorities and the entire stretch to be lighted properly as Taladanda Canal has historically been a significant site for annual festival of Boita Bandana, or Danga Bhasa which is celebrated on the full moon day of Kartik Purnima and honors the State's ancient maritime trade history and the people use to float miniature paper boats in the Taladanda Canal. The video clips are displayed in Court. This Court would like to have the response of the concerned officials on the next date.

(S.K. Sahoo)
Judge



**(V. Narasingh)
Judge**

**(ii) MISCREANTS DEFACING TALADANDA
CANAL**

**345-B.
23.10.2025**

When this issue was taken up on 31.07.2025, the DCP, Cuttack submitted that immediate steps have been taken against the miscreants who are trying to deface the beautification of Taladanda Canal and he assured this Court that further precautionary measures as deemed fit would be taken in this regard. This Court asked the DCP to file a compliance affidavit.

Mr. Rishikesh Dnyandeo Khilari, IPS, DCP, Cuttack has filed an affidavit dated 23.10.2025, wherein it is stated as follows:

(a) The DCP, Cuttack has issued letter No. 1153/DCP(OJC-Cell) dated 18.07.2025 to I.I.Cs Madhupatna / Mangalabag / Malgodown / Badambadi P.Ss, Cuttack UPD to take stringent action against the miscreants as per law who are throwing garbage/waste materials on both the sides of Taladanda Canal causing nuisance and inconvenience to the public. A copy of the said letter No. 1153/DCP (OJC-Cell) dated 18.07.2025 has been annexed to the affidavit as Annexure-A;

(b) It is further stated that in pursuance



to the direction of this Court, the DCP, Cuttack had directed earlier ACP Traffic/ACP Zone-I,I and VI, Cuttack UPD/Is.I.C of Malgodown/ Badambadi/ Mangalabag/Traffic P.Ss of Cuttack UPD to continue the process with immediate effect for implementation of the direction of this Court as well as instructions of the DCP, Cuttack in true letter and spirit on maintenance of beauty of Taladanda Canal vide this office letter No.1063/DCP(OJC-Cell) dated 07.07.2025. A copy of letter No.1063/DCP(OJC-Cell) dated 07.07.2025 has been annexed to the affidavit as Annexure-B. Sincere efforts are being made for proper management of traffic regulation in the Urban Hat area for the convenience of public as well as maintenance of beautification of Taladanda Canal and to prevent throwing of garbage/waste materials on both the sides of Taladanda Canal, causing nuisance and inconvenience to the public. The point wise action taken is mentioned below for kind appreciation:

i) Regarding defacing the beautification of Taladanda Canal, it is humbly submitted that, basing on the report of Sri Kalpataru Behera, Asst. Commissioner, O/o the Commissioner, CMC, a cog case vide Mangalabag P.S Case No.258 dated 18.07.2025 under section 326(b)/3(5) BNS has been



registered and notice under section 35(3) BNSS have been served to 06 nos. of accused persons. The case is now subjudice in the court of law.

ii) In regular manner, police are creating awareness and sensitize the general public as well as shopkeepers through public address system in the Urban Hat area not to throw garbage/waste materials on both the sides of Taladanda Canal, regarding the orders of this Court, emphasizing to maintain utmost decency and beautification of Taladanda Canal including traffic rules and regulations.

iii) The PCR vehicle of Malgodown PS, Mangalabag P.S, Traffic wings and senior officers, regularly visits Chhatrabazar Urban Hat to ensure implementation of orders of this Court in true letter and spirit.

iv) That enforcement drives are being conducted regularly against the violators/miscreants to refrain from nuisance causes in the Urban Hat since February-2025 to onwards. During this period from 01.08.2025 to 21.10.2025, 1277 vehicles were penalized, and a fine of Rs.7,85,500/- was imposed against the violators under the OUP Act and through E-Challan. Due to deployment of police personnel in and around Urban Hat area, there is now free flow of



traffic on the Taladanda Canal Road in front of the Urban Hat area.

(c) It is further stated in the affidavit that in order to develop the Urban Hat area and to make a permanent solution for orderly parking of area, ACP Zone-I, Cuttack UPD has made a request letter to CMC authorities, to develop a paid parking facility in the vacant space near the Urban Hat for use of the general public at the earliest. This proposed paid parking which will be immensely helpful for betterment of the area in respect of orderly parking of vehicles as well as in maintenance of beautification of the area.

(d) It is further stated in the affidavit that the directions of this Court have been taken seriously and sincere steps have been taken by IICs, Malgodown PS and IIC, Traffic PS to ensure hassle-free traffic movement. As a result of these efforts, there is now uninterrupted traffic movement and absolute free flow of vehicles on Taladanda Canal Road.

The ACP Traffic and ACP Zone-I, II & IV of this UPD have also guided the concerned I.I.Cs of Malgodown, Badambadi, Mangalabag and Traffic P. Ss and monitored the overall traffic management in the Urban Hat area and Taladanda Canal Road to



ensure effective implementation of this Court's order. Further, it is stated that the DCP, Cuttack has passed an order on 31.07.2025 for strict implementation of the orders of this Court to maintain beautification of Taladanda Canal and re-encroachment in evicted area. A copy of order passed by the DCP, Cuttack dated 31.07.2025 has been annexed to the affidavit as Annexure-C series.

(e) It is further stated in the affidavit that all out efforts are being taken as a continuous process for beautification of Taladanda Canal Road as well as better traffic management in the area by deploying police personnel in regular manner, creating awareness, sensitizing the public, preventive measures against the violators for the greater interest of general public.

The affidavit dated 23.10.2025 of the DCP, Cuttack is taken on record.

In spite of the so-called steps stated to have been taken as per the affidavit of the DCP, Cuttack, from the photographs and videos displayed in Court today which were collected today by the Nodal Officer of this Court shows that much needs to be done in this respect in order to see that the ambitious renovation and beautification project for Taladanda Canal which includes construction of



roads, footpaths, plantation, aimed at creating a recreational area and improving access to SCBMCH, Cuttack and which is now facing various issues like waste dumping, improper waste management by the authorities, damage of paver blocks, bushes and creepers have grown covering the wire fencing on the edge of the Canal, illegal parking of vehicles on the road etc. are sorted out with concerted efforts of one and all.

This Court is of the firm view that the present state of affairs exposed the lack of care, maintenance and enforcement activities on the part of the civic body and expects that early steps shall be taken to restore the beauty of Taladanda Canal.

List this matter on 30.10.2025.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge

(iii) TALADANDA CANAL BOAT CLUB

345-C.
23.10.2025

As per order no.287 dated 31.07.2025, learned counsel for the CMC was called upon to file an affidavit regarding proper lighting system in the Boat Club Complex.



The learned Advocates' Committee raised concern that since the Taladanda Canal is full of water at present, it is not understood as to why the boat club at Jobra is not functioning, which was attracting huge crowds everyday and it would be an attraction for the persons who would visit millennium City of Cuttack during the upcoming Baliyatra Festival.

Learned counsel for the State seeks some time to obtain instruction on this aspect.

List this matter on 30.10.2025.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge

(iv) WIRE MESH FENCING AND DAMAGE FOOTPATH ON BOTH SIDES OF TALATANDA CANAL

345-D.
23.10.2025

When the matter was taken up on 31.07.2025, steps taken in that respect were apprised to this court and it is stated that EPIL officials have assured to complete the footpath by 31.08.2025.

The compliance affidavit relating to wire



mesh fencing and damage footpath on both sides of Taladanda Canal be filed by the next date.

List this matter on 30.10.2025.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge

**ISSUE RELATING TO DIFFERENTLY ABLED
GIRLS STUDENTS IN SHAILABALA WOMEN'S
AUTONOMOUS COLLEGE, CUTTACK**

346.
23.10.2025

When this issue was taken up on 16.10.2025, the ADM, Cuttack so also Ms. Padmalaya Mohapatra, Joint Secretary, Orissa Bar Association was called upon to visit the Shailabala Women's Autonomous College, Cuttack on 17.10.2025 around 10 a.m. with prior intimation to the Principal of the said College and take stock of the situation and take emergent measures relating to the issues which need to be addressed immediately and place before this Court plan of action which would address the issue on a permanent basis.

This Court also directed the Commissioner -cum- Secretary of the Higher Education Department and the Commissioner -cum- Secretary of the Social



Security & Empowerment of Persons with Disabilities Department to remain present in the next sitting either virtually or in person.

Learned counsel for the State has produced the enquiry report dated 22.10.2025 of the Additional District Magistrate, Cuttack, which is taken on record. In the enquiry report, the relevant paragraphs read as under:

"As per the direction of this Court, the Additional District Magistrate, Cuttack and the Nodal officer on behalf of the District Administration and Ms. Padmalaya Mohapatra, Joint Secretary, Orissa Bar Association and member of the Advocates' Committee have jointly visited Shailabala Women's Autonomous College on dtd.17.10.2025 at 10 AM. accompanied by Sri Manoj Kumar Ratha, District Social Security Officer, Cuttack, and Mrs. Sagarika Das, Asst. Manager, WATCO Section, Cantonment Road Cuttack and conducted a detailed enquiry to take stock of the situation in presence of the College Authorities like Principal, faculty members, Hostel Warden and Superintendents of different Hostels of Shailabala Women's Autonomous College. During enquiry two nos. of Social Workers who are working with the issues of PWDs namely Mantu Das and Manoj Kumar Sahoo were also present.



A. Background of the Issue:

There was a news item published in the vernacular daily with the headings,

“ଶୈଳବାଳା ମହିଳା କଲେଜରେ ଦିବ୍ୟାଙ୍ଗ ଛାତ୍ରୀଙ୍କ ପାଇଁ ନାହିଁ ଆବଶ୍ୟକ ବ୍ୟବସ୍ଥା”
ଦିବ୍ୟାଙ୍ଗ ବ୍ୟକ୍ତିଙ୍କ ଅଧିକାର ଅଧିନିୟମ ଉଲ୍ଲଙ୍ଘନ

In the news item it was alleged that, “basic facilities/amenities for the PwD students are not available in Sailabala Women’s Autonomous College. In this regard some of the PwD students of the College and some Social workers were put their grievance before the College authorities. In their grievance it is stated that the Class Rooms, Library, Hostels and other facilities are not conducive for the PwD students. It is further stated that, One Orthopedically Handicapped student namely GOLAPI SIRKA had taken Admission in the College to peruse her higher studies by staying in the Hostel. Since she is having mobility issue with her, she had decided to stay in the College Hostel, but due to non-conducive facilities she could not stay and left the Hostel after three days. Besides it is stated that, there is no special path ways and other facilities for the PwD Students within the College campus as a result, the PwD students are facing many challenges for their



movement.”

Taking into account of all these issues, the committee has conducted a detailed enquiry. During the course of enquiry, they inspected classrooms, library, hostels, washrooms and pathways of the College campus and interacted with some of the physically challenged students namely 1-Giribala Sahoo, 2-Roshni Das, 3-Minati Jena, 4-Santisini Dung, 5-Chinmayee Naag and Lopamudra Gadnayak all belongs to +3 1st Year Arts to understand their concerns and challenges. The College authorities were also asked to adduce the official records and put their submissions.

B. Findings & Observations:

The Key Points.

1. Number of PwD Students.

(i) On verification of the Official records as submitted by the principal, it is found that, a total of 73 (seventy-three) students of PwD category are pursuing their studies at Shailabala Women's Autonomous College i.e., in Under Graduate (UG) 30 students and in Post Graduate (PG) 9 students and in Shailabala Higher Secondary School, Cuttack (HSS) 34 nos. of PwD students;

(ii) From the above mentioned PwD



students, 52 students are staying in 4 different hostels of the college i.e., in Madhusudan Old Hostel 25 students, in Madhusudan (PH) Hostel 16 PwD students, in Madhusudan S.P.G Hostel 04 students and in Sailabala New Hostel 07 students.

2. Types of Disability.

(i) Out of all 73 students, one (1) student, namely, Golapi Sirka is orthopedically handicapped;

(ii) One (1) is suffering from dwarfism;

(iii) The rest 71 are all of visually challenged.

3. Dedicated Hostel facility.

(i) It is pertinent to mention here that, the Madhusudan (P.H) Hostel with a maximum strength capacity to accommodate 60 students is especially meant for the stay of PwD students only;

(ii) The Hostel has proper Ramp with Steel Railing, Vertical Lift with Braille buttons and audio announcements & 4 numbers of Toilets of disable friendly;

(iii) This Hostel is dedicated to the physically challenged students, but College administration struggles to run without financial assistance, since PwD boarders do not pay establishment fees.

4. In accessible Class Rooms and



Library.

(i) Classrooms are lack of proper ramp and accessible furniture;

(ii) Library has Ramp and connected with tactile path but has only one computer system with Duxbury Braille Translator Software and a few Braille Books for the visually challenged students however, it is inadequate to cater to their needs;

(iii) Braille Books for +3 streams is not available in the library;

(iv) There are no wheelchairs for the orthopedically handicapped students;

(v) The S.B. New Hostel has two lifts and MS PH Hostel has one functional lift for vertical access of the hostels. Though there is a provision for installation of a lift in the G+4 building of the Arts Block and administrative approval for the same has already been accorded by the Department of Higher Education, Government of Odisha, the installation work is still pending at the level of the GED branch of R & B Cuttack Division-I;

(vi) There is no fiscal provision for Power Backup systems, AMC (Annual Maintenance Cost) and staffs for assisting PwD users and lift operators. As result the College authority struggles to run it.

5. Lack of assistive technology.



(i) Few smart classrooms have audio-visual aids for PwD students but other devices of assistive technology like Screen Reader, Braille Displays, Magnification Software, E-Book and Audio Books for visually impaired are lacking;

(ii) Similarly Adaptive Keyboards and Mice, Speech-tap-text-Software are lacking for orthopedically handicapped students.

6. Disable Friendly Toilets.

(i) Disable friendly toilets like toilets with grab bars, lowered sinks and emergency alarms is lacking in academic blocks and all other hostels where the PwD students are staying for the time being;

(ii) Modified toilets for orthopedically handicapped student is not installed.

7. Special Path-ways.

(i) A tactile path has been laid from MS PH Hostel to MS Library. However, the said facility is not available in any other part of the college premises, hostels and classrooms.

8. Training and Capacity building.

(i) As per Section 17(c) of the Right of Persons with Disabilities Act 2016, mentioned in Chapter 3, *"The Government or local authorities are to train and employ teachers, including teachers with*



disability who are qualified in sign language and Braille and also teachers who are trained in teaching children with intellectual disability". However, there is only one teacher with disability, who belongs to the Teacher Education Cadre, who is on deployment to this college.

9. It was stated in the News item that, *"One Orthopedically Handicapped student namely GOLAPI SIRKA had taken Admission in the College to peruse her higher studies by staying in the Hostel. Since she is having mobility issue with her, she had decided to stay in the College Hostel, but due to non-conducive facilities, she could not stay and left the Hostel after three days"*.

This allegation is found to be true during enquiry. Agreeing the fact, the College authority stated that, One Golapi Sirka, a student of +2 Arts First Year was accommodated in Madhusudan Old Hostel. Because of in conducive facilities in the College and hostel, she went on leave but not yet joined. However, the College authority has been asked to get back the student and accommodate her in Madhusudan PH Hostel.

C. Measures taken:

Pursuant to the provisions defined under Section 16 of RPWD Act 2016 the following emergent



measures are taken to address the immediate issues.

1. **Accessible facilities.**

(i) **Wheel Chair:** To ensure smooth movement of the students having orthopedic disability, two numbers of wheel chairs are provided to the College by District Social Security Officer, Cuttack. The receipt of such is duly been acknowledged by the College authority.

(ii) **White Cane:** 10 ns of white canes are provided to the College for the use of visually impaired students.

(iii) **Modified Toilets:** Mrs. Sagarika Das Asst. Manager, WATCO Section, Cantonment Road Cuttack who had accompanied during enquiry has been instructed instantly on the spot to prepare an estimate for provisioning modified toilets as per requirement and take up the work at earliest possible. Accordingly, GM WATCO Cuttack has also been intimated vide letter No.442 Dated 12.10.2025 of Collector and District Magistrate Cuttack to take the initiative and get the things done. A copy of the same has been annexed to the enquiry report as Annexure-I.

(iv) **Ramp & Tactile Path:** Since there is



no proper ramp and complete tactile paths for the easy access and mobility of the students of O.H. & V.I. category, the Superintending Engineer, R & B Division-I Cuttack has been requested to prepare a detailed estimates for augmentation of facilities needed within 15 days for placement of required amount of funds from the Govt. in SSEPD/ Higher Education Department.

(v) **Vertical Lift facilities:** The Superintending Engineer, R & B Division-I, Cuttack has been requested to install the lift in the G+4 building of the Arts Block as early as possible as the Administrative Approval of the project said to have been accorded by the Government.

(vi) **Provisioning of the Establishment Cost for maintenance and run of PH Hostel:** Since there is no fund is allocated by the Govt. towards establishment cost to run the Madhusudan PH Hostel, the College authority is constrained to accommodate the PwD inmates in other Hostels & also non-PwD students in Madhusudan PH Hostel just to manage the burden of extra cost liable to be paid by PwD students.

However, the College Authority is advised to request Govt. in appropriate Department to make provision of Fund allocation towards establishment



cost to run the Madhusudan PH Hostel, especially meant for PwD students for permanent solution.

(vii) **Strengthening library with assistive technology**: The College Authority has been suitably advised to place the requirement funds to Govt. for purchase of adequate numbers of Braille books for the library which may cater to all students of VI (visually impaired) category. Also procure all possible kinds of assistive devices to strengthen for learning support and academic success of the PwD students.

(viii) **Actions taken by the College authorities**: As regards to the measures taken at the college levels, it is to mention that, as a part of the unwavering commitment to prioritize the welfare and empowerment of the girl child, gender sensitive educational ecosystem and to foster an inclusive educational environment with all classrooms, library, hostels and other parts of the campus as disabled friendly, the College authority has requested the General Manager, WATCO, Jobra, Cuttack, Odisha, Executive Engineer, GPH, Nirman Souda, Bhubaneswar, Assistant Executive and Assistant Engineer, GED, Killa Fort, Cuttack, Vide their letter No.3100 Dated. 26.07.2025 to prepare a detailed



Plan and Estimate for provision of adequate number of Girl's toilet, creation of disabled friendly women's toilet as the proposal sought by the Director, Higher Education, Govt. Of Odisha vide his letter No.34911 Dated 03.07.2025 for providing emphasis on infrastructural augmentation components on a priority basis. Reminder has also been issued to General Manager, WATCO, Jobra, Cuttack, Odisha with this regard vide Letter No.4752 Dt. 17.10.2025 by the College authority. A copy of such letter has been annexed to the enquiry report as Annexure-II.

Similarly, the College Authority has also made a correspondence with Superintending Engineer, R & B Division No.I, Cuttack vide letter No.4750 Dated 17.10.2025 with a request to prepare a detailed plan and estimate for construction of new toilet block, ramps with railings, tactile path both inside the College and Hostel premises and other allied facilities at Sailabal Women's (Autonomous) College Cuttack to make the campus disable friendly by referring the letter No.34911 Dt. 03.07.2025 of the Director, Higher Education, Govt. of Odisha. A copy of letter dated 17.10.2025 has been annexed to the enquiry report as Annexure-III.

D. Conclusion:

(i) So far as urgent issues are



concerned, some emergent measures like supply of wheel chairs and white canes are taken to make it available to the PwD students as per their needs;

(ii) DPR of projects as requested by the College are under preparation by the respective Engineering Department. Ensure to be submitted within a month for sanction of funds by the Government.

Regarding lack of basic facilities and the amenities for the PwD students an enquiry was conducted by the Additional District Magistrate, Cuttack and the enquiry report dated 22.10.2025 has been taken on record. Mr. Kali Prasanna Mohapatra, Director of Higher Education and Ms. Rajani Jani, Special Secretary, Social Security & Empowerment of Persons with Disabilities Department, who are virtually present, are called upon to submit their response vis-à-vis the enquiry report dated 22.10.2025 relating to the emergent measures as suggested.

Taking into account the issues which have been flagged in the report, this Court calls for a concerted effort by the Director, Higher Education Department as well as Social Security & Empowerment of Persons with Disabilities Department, District Administration and the Principal



of Shailabala Women's Autonomous College, Cuttack. They are called upon to have a joint meeting at the earliest to address the issue, in an effective manner. The decision so taken shall be submitted to this Court by 28.10.2025 so that the same can be considered in the sitting on 30.10.2025.

Before parting for the day, this Court places on record its appreciation for the sense of duty as exhibited by the ADM, Cuttack as well as Ms. Padmalaya Mohapatra, Joint Secretary, Orissa High Court Bar Association for highlighting the travails of differently abled girl students of Shailabala Women's Autonomous College, Cuttack.

List this matter on 30.10.2025.

(S.K. Sahoo)
Judge

(V. Narasingh)
Judge