



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**CONTC No.411 of 2025**

***Sunakar Jena***

....

***Petitioner***

Mr. Rajjeet Roy, Advocate

*-versus-*

***Girish S.N., IAS, Commissioner-cum-  
Secretary to Government***

....

***Opposite Party***

Mr. Gyanaloka Mohanty, SC

**CORAM:**

**HON'BLE MR. JUSTICE MURAHARI SRI RAMAN**

**Order No.**

02.

**ORDER**

**09.05.2025**

This matter is taken up through Hybrid Mode.

2. Learned counsel for the Petitioner drawing attention of this Court to the paragraph-11 of order dated 15.07.2024 passed in W.P.(C) No.35316 of 2021 submitted that this Court has made the following observation:-

*“11. Considering the facts and submissions of learned counsels for both the parties, this Court is of the considered view that the order of rejection dated 29.11.2018 passed by the Principal Secretary to the Government in PR & DW Department is not tenable. By way of impugned order, the grievance of the petitioner to enhance the Grade Pay from Rs.4200/ to Rs.4600/- in the pay scale of Rs.9,300/- to Rs.34,800/- with effect from 08.08.2013 has been rejected on the ground that the petitioner has been working as Programme officer in DRDA and not performing similar*



*nature of work as assigned to the Statistical Investigator in P & C Department. Such stance appears to be contradictory to what is affirmed in the affidavit dated 19.07.2023. However, the learned Additional Standing Counsel did not demonstrate the distinction between the functions of Programme Officer vis-a-vis Statistical Investigator.”*

2.1. He further submitted that pursuant to the said order passed by this Court, the Commissioner-cum-Secretary in Panchayati Raj & Drinking Water Department *vide* order No.PR-DRDA-CASE-0001-2022/794/PR&DW, dated 08.01.2025 under Annexure-2 has passed the following order, which reads as under:-

*“\*\*\*Now therefore, in obedience to the orders of Hon’ble High Court, the case of the petitioner is examined in detail and in view of the foregoing paragraphs, the position of the petitioner is not found to be same as that of the Statistical Investigators under Government fold. The claim of the petitioner for GP of Rs.4600 under FD Resolution dated 8.8.2013 as that of Statistical Investigators under P & C Department being devoid of merit is hereby rejected.”*

3. This Court is *prima facie* satisfied that the Commissioner-cum-Secretary has overreached the aforesaid order in absence of any challenge made to the aforesaid order as he stated that “the position of the Petitioner is not found the same as that of the Statistical Investigator under the Government fold”. This Court



issued notice to the Contemnor as to why the contempt proceeding shall not be drawn up.

4. Issue notice to the Contemnor-Opposite Party by Registered Post/Speed Post with A.D., requisites for which shall be filed within three working days. In the event of furnishing such requisites within the period stipulated, the Office shall send the notice to the said Contemnor by fixing a short returnable date.

5. List this matter on 25.06.2025.

**(M.S. Raman)**  
**Judge**

*Laxmikant*