



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.3188 of 2026

Dr.swapan Kumar Karak

.....

Petitioner

Represented by Adv. -
Harmohan Dhal

-versus-

***1) Board Of Governors Of
National Institute Of
Technology, Sundargarh***

.....

Opposite Parties

***2) National Institute Of Technology,
Rourkela***

Represented by Adv. –

***3) Internal Complaints Committee, Nit
(rourkela)***

Mr. S.K. Parhi, ASC

CORAM:

MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

02.02.2026

Order No.

01.

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

2. Heard Mr. H.M. Dhal, learned counsel for the Petitioner. Perused the writ application as well as the prayer made therein.

3. By filing the present writ application the Petitioner calls into question the order dated 24.012.2025, at Annexure-11, on the ground of procedural lapses. Learned counsel for the Petitioner at the outset, referring to Rule 14 of the CCS (CCA) Rules, 1965, stated before this Court that the said rule provides that where a complaint has been received against the delinquent officer alleging sexual harassment, the enquiring authority shall be the complaint committee appointed by the institution in question and they shall conduct an inquiry. So far the case of the Petitioner is concerned it



is stated of one Sri A.K. Panda has been appointed as enquiring officer who was a legal practitioner. In the aforesaid context, learned counsel for the Petitioner referred to order dated 12.01.2023 at Annexure-14 where it is clearly indicated that one Sri A.K. Panda, legal advisor and advocate, has been appointed as the inquiring authority. On such ground, learned counsel for the Petitioner alleged serious procedural irregularities while carrying out the inquiry.

4. Having heard learned counsel for the Petitioner, this Court is of the view that the matter requires further consideration in presence of the Opposite Parties.

5. Hence, issue notice to the Opposite Parties by Registered Post with A.D. by fixing a short returnable date. Requisites be filed within three working days.

6. List this matter in the week commencing 02.03.2026.

I.A. No.1886 of 2026

7. Issue notice.

8. One set of process fee.

9. As an interim, it is directed that no coercive action shall be taken against the Petitioner with regard to vacation of the Qr. No.FRA-602, NIT Campus, Rourkela, stated to have been in the Petitioner's occupation, till the next date.

I.A. No.2041 of 2026

10. Issue notice.



11. One set of process fee.

12. This I.A. shall be considered after appearance of the Opposite Parties.

Issue urgent certified copy as per rules.

(A.K. Mohapatra)
Judge

Sisir