



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.3086 of 2025

Dushasan Muduli

....

Petitioner

Mr. S. Jena, Adv.

-versus-

State of Odisha & Others

....

Opposite Parties

Mr. S.K. Jee, AGA

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

21.03.2025

Order No.

03.

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

2. Pursuant to order dt.11.03.2025, learned Addl. Govt. Advocate produced the instruction provided by the D.E.O, Khurda vide letter dt.20.03.2025. The same be kept on record.

3. Basing on the instruction, learned Addl. Govt. Advocate contended that since the present Petitioner has filed Execution Case No.165 of 218 seeking execution of the case and the learned Tribunal in in seisin of the said execution case and has already passed an order on 24.02.2025 directing the State authority to comply the order within a period of three (3) months failing which salary of Opp. party Nos.1 & 2 will be stopped from May, 2025, the present Writ Petition is not entertainable.



4. But learned counsel appearing for the Petitioner contended that in the original GIA case, though 5 Petitioners were there, but the State authorities implemented the order in respect of two persons. On the face of request made by the Director under Annexure-5, requesting the D.E.O to approve the services of the 3 rest applicants in the G.I.A case which includes the present Petitioner, as no action was taken, the present Writ Petition has been filed.

4.1. It is also contended that Petitioner has not filed any application seeking execution of the order passed by the Tribunal and it was filed by one of the applicants in the G.I.A case.

5. Considering the rival submission, this Court call for a report from the State Education Tribunal as to whether the present petitioner has filed any application seeking execution of the order in question. The Tribunal is directed to provide the instruction before the next date.

6. List this matter on 28.03.2025.

7. Office is directed to immediately call for a report from the Tribunal.

(Biraja Prasanna Satapathy)
Judge



Sangita

Signature Not Verified

Digitally Signed
Signed by: SANGITA PATRA
Reason: authentication of order
Location: high court of orissa, cuttack
Date: 26-Mar-2025 13:33:12

