



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No.308 of 2025

*State of Odisha, represented through
its Secretary to Government at
present Addl. Chief Secretary to
Government, Revenue & Disaster Appellants
Management Department & Others*

Mr.Satya Brata Mohanty, AGA

-versus-

*Annapurna Mohapatra Respondents
Mr.Prafulla Ku. Mohapatra, Advocate*

CORAM:

JUSTICE KRISHNA SHRIPAD DIXIT

JUSTICE CHITTARANJAN DASH

Order No.

01.

ORDER

23.02.2026

W.A. No.308/2025 & I.A. No.805/2025

State and its functionaries are in this Intra-Court Appeal for calling in question a learned Single Judge's order dated 08.05.2024 whereby Respondent No.1's W.P.(C) No.10467 of 2024 having been favoured, the relief, as under, has been bestowed on her:

"5. Considering the submissions made, this Court observes that the order dt.02.01.2018 is not sustainable in law and the same is hereby quashed and the matter is remanded back to the Secretary to Government of Orissa, Revenue & Disaster Management Department, Bhubaneswar-Opposite Party No.1 to reconsider the case of the Petitioner taking into account Annexures-3 and 4 as well as the fact that the similarly situated persons, namely,



Dharnidhar Rath, Gunanidhi Swain & others, who stand in a similar footing like that of the petitioner's husband vide Annexure-3 have already been extended with such benefits. In the event petitioner is on similar footing with the persons vide Annexure-3, who have been extended with such benefits, the Opposite Party No.1 shall consider the same and extend such benefit to the petitioner in accordance with law keeping in view the order vide Annexure-4 and approved vide Annexure-3 within a period of six weeks from the date of production of certified copy of this order. It is needless to mention here that the case of the petitioner shall be considered at par with Dharanidhar Rath and Rajalaxmi Ranasingh keeping in view the judgment dated 23.07.2021 in WPC(OAC) No.2677 of 2008 vide Annexure-4 and approval vide Annexure-3 as well as O.J.C. No.13474 of 2001 and dispose of by passing a speaking and reasoned order. Any decision so taken on the said representation shall be communicated to the petitioner within a period of two weeks thereafter.

6. With the aforesaid observation/direction, the writ petition is disposed of."

2. The subject matter of this Appeal is substantially similar to the one we treated this day in W.A. No.3396/2024 between *State of Odisha v. Rajkishore Parida*. That Appeal has been dismissed fixing a period of eight weeks for giving effect to the impugned order of the learned Single Judge. The same case needs to be treated similarly being the *grund norm* of adjudication.

In the above circumstances, both on the ground of delay and on merits, the Appeal is liable to be rejected and accordingly it is, costs having been very reluctantly made easy.



The Appellants shall give effect to the order of learned Single Judge within an outer limit of eight weeks, failing which whatever amount is payable in terms of terminal benefits, would carry interest @ 1.5% per mensem, which component may be recovered from erring officials of the Department.

Web copy of order to be acted upon by all concerned.

(Krishna Shripad Dixit)
Judge

(Chittaranjan Dash)
Judge

Basu