



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.5946 of 2026

Rashmi Ranjan Swain

.....

Petitioner

Represented by Adv. -
Dipti Ranjan Mohapatra

-versus-

***1) Ministry Of Social Justice And
Empowerment***

.....

Opposite Parties

2) National Institute Of Rehabilitation
Training And Research, cuttack

Represented by Adv. -
Mr. J. Panda, CGC

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

Order No.

25.02.2026

- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. Heard learned counsel for the Petitioner as well as Mr. J.Panda, learned CGC for the Opposite Parties. Perused the writ application as well as the prayer made therein.
 3. The Petitioner has filed the present writ application with the following prayer:

“It is therefore prayed that this Hon'ble court may graciously be pleased to allow this writ petition by issuing a mandamus commanding this Opp. Parties to fix the date of next increment w.e.f, 01/01/2018 at Rs.78500 (level 11/6). under first MCR

And further be pleased to pass any other a writ/ a writ passed any other order/orders, direction/ directions as this Hon'ble court may deem just and proper in the eye of law.”



4. Learned counsel for the Petitioner, at the outset, contended that being aggrieved by the date of sanction passed in the MACP in favour of the Petitioner, the Petitioner had initially approached the Opposite Party No.2 by filing a representation dated 28.05.2025 at Annexure-1 to the writ application. It is further submitted that although the Petitioner had clearly set out his grievances in detail in the said representation, the same has not been considered till date. Being aggrieved by such inaction on the part of Opposite Party No.2, the Petitioner has approached this Court by filing the present writ application.

5. Mr. Panda, learned CGC, on the other hand, submitted that he has no specific instruction in the matter. However, he stated that if the Petitioner has already approached Opposite Party No.2 for redressal of his grievance, he would have no objection if this Court directs Opposite Party No.2 to consider the Petitioner's grievance in accordance with the applicable rules and notifications within a stipulated time.

6. Considering the submissions made by the learned counsels appearing for the respective parties, on a careful examination of the background facts as well as the grievance of the Petitioner as involved in the present writ petition, this Court deems it proper to dispose of the writ petition at the stage of admission by directing the Opposite Party No.2 to consider the representation of the petitioner, if the same has not been considered as of now and the same is still pending, within a period of eight weeks from the date of communication of a copy of today's order. The



representation of the Petitioner shall be disposed of by passing a speaking and reasoned order strictly in accordance with law. The final decision so taken be communicated to the Petitioner within ten days thereafter. This Court further clarifies that while considering the case of the Petitioner, the Opposite Party No.2 shall take into consideration the Office Memorandum dated 04.07.2023 and shall consider its applicability to the facts of the Petitioner's case before passing the final order as has been directed hereinabove.

7. With the aforesaid observation, the writ application stands disposed of.

8. Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)

Judge

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