



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.5557 of 2026

Bhagyam Rao

....

Petitioner

Mr. K.C. Sahu, Advocate

-versus-

State of Odisha & Ors.

....

Opposite Parties

Mr. P.P. Behera, ASC

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

24.02.2026

Order No.

- 01.** 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
- 2.** Heard learned counsel appearing for the Parties.
- 3.** The present Writ Petition has been filed *inter alia* with the following prayer:-

“It is therefore prayed that the Hon'ble Court be graciously pleased to pass following relief(s):-

(1) The Hon'ble Court be graciously pleased to allow this writ petition by quashing the impugned orders of transfer dtd. 02.02.2026 under Annexure-4 as well as the consequential order dtd. 03.02.2026 under Annexure-5 by further directing the Opp. Party no.3 for allowing the petitioner to continue either at her present school or may be posted at any nearby station under CHC, Phiringia, CHC, Khajuripada or DHH, Phulbani nearer to her husband's service station within a time bound period for the interest of justice.



(ii) The Hon'ble court be pleased to pass any other order(s)/direction(s) as deems fit & proper for the bonafide interest of justice.

And for this act of kindness, the petitioner shall as in duty bound ever pray”.

4. It is contended that pursuant to the order of promotion issued vide order dtd.17.06.2025 of Opposite Party No.3 under Annexure-2, Petitioner on promotion and transfer was posted in Sadingia under CHC, Phiringia in the district of Kandhamal.

4.1. It is contended that in terms of the order dtd.17.06.2025, Petitioner joined in the place of transfer and promotion on 18.06.2025 under Annexure-3. But now again Petitioner was put under transfer a place, which is more than 200 kms. our present place of posting vide the impugned order dtd. 02.02.2026 under Annexure-4 so issued by Opposite Party No.3.

4.2. It is further contended that after passing such order of transfer on 02.02.2026, Petitioner was relieved from her post vide order dtd.03.02.2026 under Annexure-5.

4.3. It is further contended that seeking cancellation of the order of transfer, Petitioner though has moved Opposite Party No.3 under Annexure-8, but no decision has been taken by the said authorities in considering the grievance.

4.4. It is also contended that since Petitioner's husband is working as a Primary School Teacher and now is



engaged as BLO for the ensuing S.I.R in the State, Petitioner as per the Government circular is eligible and entitled to be posted in the place where her husband is continuing at present.

5. Learned Addl. Standing Counsel for the State on the other hand contended that since the impugned order of transfer has been passed on administrative ground, no interference is called for.

6. Having heard learned counsel appearing for the Parties and considering the submissions made, this Court while disposing the Writ Petition permits the Petitioner to make an appropriate application before Opposite Party No.2 for consideration of her grievance.

6.1. It is observed that if any such application will be filed within a period of one (1) week hence, Opp. Party No.2 shall do well to take a lawful decision on the same within a period of three (3) weeks from the date of receipt of such application. The order so passed by Opp. Party No.2 be communicated to the Petitioner.

6.2. Till a decision is taken as directed, status quo as on today with regard to continuance of the Petitioner be maintained.

7. Accordingly, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Subrat