



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.6444 of 2026

Sarojini Dash

....

Petitioner

Mr. N. Panda, Advocate

-versus-

State of Odisha & Ors.

....

Opposite Parties

Mr. S.P. Das, ASC

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

07.05.2026

Order No.

- 06.** 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
2. Heard learned counsel appearing for the Parties.
3. Pursuant to the order dtd.21.04.2026, learned Addl. Standing Counsel produced the copy of the agreement dtd.23.09.2025 so signed in between the Petitioner and Mission Director in Court with service of copy on the learned counsel appearing for the Petitioner. The same be kept in record.
4. Basing on the instruction and Para-4 of the agreement so produced, learned counsel appearing for the State contended that in terms of the said



provisions, Petitioner is liable for transfer to any of the project location as and when necessary.

4.1. It is accordingly contended that in view of the provision contained in Para-4 of the agreement Petitioner vide the impugned order dtd.25.11.2025, was transferred from BMMU, Korai to BMMU, Binjharpur. This Court in W.P.(C) No.36736 of 2025 when directed for re-consideration of the order of transfer, the same was rejected vide order dtd.10.02.2026 under Annexure-1.

4.2. Learned counsel appearing for the State contended that since as per the terms of the agreement, Petitioner is liable for transfer to any of the project location, no illegality or irregularity can be found either with the impugned order of transfer dtd.25.11.2025, so upheld vide order dtd.10.02.2026 under Annexure-1.

5. Mr. N. Panda, learned counsel appearing for the Petitioner contended that since the distance in between Korai & Binjharpur will be more than 80 Kms. and Petitioner is a lady, living with her family at Korai, she will be seriously prejudiced if the order of transfer is not cancelled and / or modified.

6. It is further contended that in the impugned order of transfer so passed on 25.11.2025, though two of the



persons continuing in BMMU, Dharmasala vide S.L. Nos.3 and 4 have been deputed to Korai and Rasulpur, but in their place nobody have been posted.

6.1. It is accordingly contended that, Petitioner will have no grievance, if Petitioner is adjusted at BMMU, Dharmasala as against the vacancy arising out of the transfer of the persons placed at S.L. Nos.3 and 4 of the order dtd.25.11.2025 or any nearby place to Korai, where vacancy is available in any of the project location.

7. Having heard learned counsel appearing for the Parties and considering the submissions made, this Court while disposing the Writ Petition, directs Opposite Party No.2 to take a decision as to whether Petitioner can be given a posting as against the transfer of persons placed at S.L. Nos.3 and 4 of order dtd.25.11.2025 in BMMU, Dharmasala, as nobody have been posted in their place or in any nearby place to Korai where vacancy is available.

7.1. Accordingly, this Court permits the Petitioner to move an appropriate application before the Collector- Opposite Party No.2 for her posting at BMMU, Dharmasala or in any nearby place to Korai within a period of seven (7) days hence. Opposite Party No.2 is directed to take a lawful decision, within a period of seven (7) days from the date of receipt of such



application. For a period of two (2) weeks, the interim order passed on 27.02.2026 shall continue.

8. Accordingly, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Subrat

Signature Not Verified

Digitally Signed
Signed by: SUBRAT KUMAR BARIK
Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 08-May-2026 12:06:29

