



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.8970 of 2026

Manoj Kumar Gupta

....

Petitioner

Mr. S. Mohanty, Advocate

-versus-

Union of India & Ors.

....

Opposite Parties

Mr. P.K. Parhi, DSGI along with

Mr. D.R. Bhokta, CGC

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

30.03.2026

Order No.

- 02.** 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* challenging the order of transfer issued on 06.01.2026 under Annexure-10 and rejection of the Petitioner's claim to continue at Bhubaneswar vide order dtd.26.02.2026 under Annexure-12.
- 4.** Learned counsel appearing for the Petitioner taking this Court to the certificate issued by the Authorities of the AIIMS so available under Annexure-8-Series contended that within a period of two (2) years, Petitioner has undergone four major open brain surgery and he has been advised not to travel within a



span of two years vide certificate issued on 15.10.2025 so available at Page-64 of the brief.

5. Considering the said certificate, this Court while protecting the interest of the Petitioner and allow him to continue at Bhubaneswar, is inclined to place this matter on 15th April, 2026.

6. Mr. P.K. Parhi, learned DSGI along with Mr. D.R. Bhokta, CGC are directed to obtain instruction from the Department as to whether an employee who is unfit to discharge his duty can be given premature retirement by referring his claim to the competent Medical Board.

7. List this matter on 15th April, 2026.

(Biraja Prasanna Satapathy)
Judge

Subrat