



IN THE HIGH COURT OF ORISSA AT CUTTACK
WP(C) No.9138 of 2026

Santosh Padhan

.....

Petitioner

Represented by Adv. -
Banshidhar Satapathy

-versus-

State Of Odisha & Ors.

.....

Opposite Parties

Represented by Adv. -
Mr. S.K.Parhi, A.S.C.

CORAM:

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

ORDER

Order No.

25.03.2026

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned Additional Standing Counsel for the State-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:

“In the facts and circumstances of case, the humble petitioner fervently prays this Hon'ble Court to be graciously pleased to issue notice to the Opp. parties, call for relevant records and after hearing Counsel of parties issue a writ in the nature of Mandamus or any appropriate writ to the Opp. Parties to sanction and disburse un-utilized surrender leave salary, commuted pension and gratuity of 16^{1/2} month pay instead of 7^{1/2} months pay in favour of the petitioner on his retirement in terms of decision rendered in the case of Bidyadhar



Bhuyan Vrs. State of Odisha and others reported in 1995(11) OLR 655 and confirmed by the Hon'ble Supreme Court in SLP No.4090 of 1996 within a stipulated period;

And/or pass such other order/ direction as deems fit and proper in the interest of justice.”

4. In course of hearing of the writ application, learned counsel for the Petitioner submits that the Petitioner ventilating his grievance has submitted representation before the State of Odisha, represented through the Commissioner-cum-Secretary to Govt., School & Mass Education Department, Bhubaneswar, Opposite Party No.1 under Annexure-1. It is also submitted by the learned counsel for the Petitioner that the said representation is pending as of now. It is also submitted by the learned counsel for the Petitioner that a direction be issued to the Opposite Party No.1 to consider the representation of the Petitioner under Annexure-1 within a stipulated period of time.

5. Learned Additional Standing Counsel submits that he has no objection if the representation of the Petitioner is considered by the Opposite Party No.1, which is stated to be pending, in accordance with law within a stipulated period of time.

6. Considering the limited nature of grievance of the Petitioner, the writ application is disposed of at the stage of admission with a direction to the Opposite Party No.1 to consider the representation of the Petitioner dated 18.12.2025 under Annexure-1 within a period of eight weeks from the date of production of certified copy of this order. The Opposite Party



No.1 shall do well to dispose of the representation of the Petitioner under Annexure-1 by passing a speaking and reasoned order. The decision so taken by the Opposite Party No.1 be also communicated to the Petitioner within ten days thereafter.

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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