



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) NO.11100 of 2026

Gourapada Ray

....

Petitioner

Mr. M. Mishra, Adv.

-versus-

***Principal Secretary, Water
Resources Department,
Odisha, Khurda & Others***

....

Opposite Parties

Mr. S.P. Das, ASC

COROM:

THE HON'BLE MR.JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

08.05.2026

Order No

2. 1. This matter is taken up through Hybrid Mode.

2. Heard learned counsel for the Petitioner and learned counsel appearing for the Opp. Parties.

3. Even though Petitioner has filed the present Writ Petition inter alia challenging the rejection of his claim to get the benefit of regularization, but it is fairly contended that Petitioner's claim is not covered by the order passed in the case of Pitambar Sahu basing on which the earlier Writ Petition was disposed of.

3.1. It is contended that Petitioner's claim is in fact covered by the decision of this Court in the case of ***Khageswar Jena***, so confirmed by the Apex Court in the case of ***G. Balkrishna and others***. It is accordingly contended that liberty be given to the Petitioner to make a fresh application before Opp. party No.1 to get the benefit of regularization in the light of the order passed in the case



of **Khageswar Jena**, so upheld in the case of **G. Balkrishna**.

4. Learned Addl. Standing Counsel on the other hand contended that since Petitioner on the earlier occasion made a claim that his claim is covered by the decision in the case of Pitambar Sahu and in consideration of the same, it was found otherwise, his claim has been rightly rejected.

5. Having heard learned counsel appearing for the parties and considering the submission made, this Court while disposing the Writ Petition permits the Petitioner to make a fresh application before Opp. party No.1 claiming the benefit of regularization, in the light of the order passed in the case of **Khageswar Jena**, so upheld in the case of **G. Balkrishna**.

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

7. With the aforesaid observation and direction, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge