



IN THE HIGH COURT OF ORISSA AT CUTTACK

CONTC No. 1594 of 2025

Yagyansis Ray

....

Petitioner

Mr. K.C. Pardhan, Advocate

-Versus-

**Dharmendra Mallik, OAS, The
Excise commissioner, Odisha,
Cuttack & another**

....

**Opposite
Parties/Contemnors**

Ms. B. K. Sahu, AGA

CORAM:

MR. JUSTICE R.K. PATTANAIK

ORDER

17.04.2026

Order No.

02.

1. Recorded the submission of Mr. Pradhan, learned counsel for the petitioner.
2. This Court by order dated 20th March, 2026 had directed the State to take instructions as to why the candidature of the petitioner shall not be considered for compassionate appointment. Today, a letter from the Excise Directorate, Odisha, Cuttack dated 16th April, 2026 is produced by the State and it is submitted that the case of the petitioner for such appointment as per the provisions of Odisha Civil Services (Rehabilitation Assistance) Rules, 1990 read with Odisha Civil Services (Rehabilitation Assistance) Amendment Rules, 2025 has been forwarded to the Excise Deputy Commissioner, EI & EB Unit-II (SD), Berhampur for necessary action and thereon, the order is awaited. It is however submitted by learned counsel for the petitioner that another employee similarly situated was



absorbed in Group-C post, whereas, the decision on the petitioner is to accommodate him in a Group-D post to which the Court is inclined to direct the learned AGA for the State to take further instructions and also to file a reply in the meantime.

3. List on 8th May, 2026 for final order. In the meantime, the affidavit shall be filed by the opposite parties/contemnors positively serving a copy of the same on the other side in advance.

(R.K. Pattanaik)
Judge

Alok