



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.10328 of 2026

Hemanta Kumar Dutta

Petitioner

Mr. S.P. Pati, Advocate

-versus-

State of Odisha & Anr.

....

Opposite Parties

Mr. P.K. Panda, ASC

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

07.05.2026

Order No.

- 02.** 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
- 2.** Heard learned counsel appearing for the Parties.
- 3.** Pursuant to the order dtd.09.04.2026, learned Addl. Standing Counsel produced the instruction so provided by the Department vide his letter dtd.29.04.2026 with service of copy on the learned counsel appearing for the Petitioner. The same be kept in record.
- 4.** Basing on the instruction, it is contended that since EoW P.S. Case No.22 dtd.14.11.2017 is pending against the Petitioner, Petitioner has not yet been released with his retiral benefits.
- 4.1.** It is also contended that submission made by the learned counsel appearing for the Petitioner that



neither Departmental or Criminal proceeding is pending against him, is not true and correct.

4.2. Learned counsel appearing for the Petitioner on the other hand contended that in the aforesaid EoW P.S. Case No.22 dtd.14.11.2017, Petitioner has not yet been noticed.

5. Considering the submissions made, learned Addl. Standing Counsel is directed to obtain instruction with regard to the status of EoW P.S. Case No.22 dtd.14.11.2017 and whether Petitioner has been charge sheeted as an accused with the date of filing of the charge sheet.

6. List this matter in the week commencing 29th June, 2026.

(Biraja Prasanna Satapathy)
Judge

Subrat