



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.7769 of 2024

Nabaghana Mohanty

.....

Petitioner

Represented By Adv. -
Sibaprasad Pati

-versus-

1) State Of Odisha

.....

Opposite Parties

2) Director Of Town Planning,
Odisha

Represented By Adv. -
Mr.D.N.Lenka,AGA

3) Principal Secretary To Govt.,
Finance Dept.

CORAM:

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

ORDER

11.07.2025

Order No.

03.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).

2. Heard learned counsel for the Petitioner as well as the learned Additional Government Advocate.

3. Learned counsel for the Petitioner at the outset contended that being aggrieved by the decision of the Opposite Parties in rejecting his claim for grant of Grade Pay at the rate of Rs.6600/-, the Petitioner has approached this Court by filing the present Writ Petition.

4. Further, learned counsel for the Petitioner contended that the initial appointment of the Petitioner was a Junior Engineer and as of the year 2024, he has completed 30 years of service and he is entitled to Grade Pay at the rate of Rs.6600/- under 3rd RACP. The Petitioner assailed the



decision of the Opposite Parties in granting Grade Pay at the rate of Rs.5400/- by taking into consideration the Grade Pay of Deputy Executive Engineer on the ground that the Petitioner as per the promotion hierarchy is entitled to get Grade Pay attached to Assistant Executive Engineer as Grade Pay under the 3rd RACP. By challenging such decision of the Opposite Parties, learned counsel for the Petitioner specifically argued before this Court that the Petitioner does not belong to P.H.Engineer cadre. As such, his promotional hierarchy is not Deputy Executive Engineer, rather his case shall be considered in the cadre of Directorate of Town Planning. Accordingly, he is entitled to Grade Pay of Rs.6600/-.

5. In the aforesaid context, drawing the attention of this Court to the Office Order dated 28.04.2018 under Annexure-5 contended that similarly situated Assistant Executive Engineer namely, V.Satyanarayan, who also belongs to the Town Planning Unit is extended with Grade Pay of Rs.6600/- under the 3rd financial up-gradation. Therefore, it was alleged by the learned counsel for the Petitioner that the Petitioner has been discriminated against i.e. his prayer for grant of Grade Pay of Rs.6600/- at par with V.Satyanarayan as per Annexue-5, has been arbitrarily rejected by the Opposite Parties.

6. Learned Additional Government Advocate on the other hand contended that he wants to take instruction with regard to the aforesaid two contentions raised by the learned counsel for the Petitioner and shall file a specific



affidavit in the aforesaid context by the next date.

7. Let an Affidavit be filed within a period of three weeks from today after serving copy thereof on the learned counsel for the Petitioner.

8. List this matter in the week commencing from 4th August, 2025.

(A.K. Mohapatra)
Judge

RKS