



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No. 10341 of 2026

Madhusudan Samal

.....

Petitioner

Mr. S.R. Acharya, Advocate

-versus-

State of Odisha & Ors.

.....

Opposite Parties

Mr. S. Das, ASC

Mr. S.K. Mishra, Sr. Advocate

(Opp. Party No. 3)

CORAM:

THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

24.04.2026

Order No. 01

1. This matter is taken up through hybrid mode.
2. Heard learned counsel appearing for the Parties.
3. The present writ petition has been filed inter alia with the following prayer:-

“The petitioner therefore prayed that your lordship would be graciously pleased to issue notice to the Opp. Parties and after hearing the parties direction be issue to the Opp. Party authorities, more particularly Opp. Party No-1, to antedated the date of regularization of the petitioner from the date of his initial appointment i.e. 03.03.1998 and extend the service benefits accrued to him within a stipulated time as early as possible.

Or issue any other appropriate order/orders, direction/directions as the Hon'ble Court may deem fit and proper in the interest of justice;



And for which act of kindness the petitioner shall duty bound ever pray.”

4. It is contended that basing on the order passed by this Court in W.P.(C) No. 23342 of 2024 under Annexure-7, similar claim has been allowed in antedating the date of regularization vide order dtd.25.03.2025 under Annexure-8. It is accordingly contended that since Petitioner is similarly situated, he is also entitled to get similar benefit of regularization from a retrospective date so allowed vide order under Annexure-8 pursuant to the order passed by this Court in W.P.(C) No. 23342 of 2024.

5. Learned Addl. Standing Counsel on the other hand contended that since Petitioner prior to approaching the authority for consideration of his grievance, has approached this Court by filing the writ petition, the same is not maintainable.

6. Having heard learned counsel appearing for the Parties, considering the submission made and taking into account the fact that similar claim pursuant to the earlier order of this Court has been allowed vide office order dtd.25.03.2025 under Annexure-8, Petitioner is permitted to make a proper application before Opp. Party No. 1 for consideration of his grievance.

6.1. It is observed that, if any such application is moved before Opp. Party No. 1 within a period of three (3) weeks hence, the said Opp. Party shall do well to take a lawful decision on the same within a further period of three (3) months from the date of receipt of such application with due communication to the Petitioner.



6.2. It is further observed that while taking such a decision, relevancy and effect of order passed under Annexure-8 be taken into consideration.

7. The writ petition accordingly stands disposed of.

(BIRAJA PRASANNA SATAPATHY)
Judge

Sneha

Signature Not Verified

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Signed by: SNEHANJALI PARIDA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 24-Apr-2026 19:08:42

