**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**W.P.(C) No.13318 of 2025**

**Rupash Ragini Nayak** ... **Petitioner**

Mr. D.K. Mohapatra, Advocate

-versus-

**State of Odisha & Others** ... **Opp. Parties**

Mr. M.R. Mohanty, AGA

**CORAM:**
**JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER**
**25.07.2025**

**Order No.**

04. **1.** This matter is taken up through Hybrid Mode.

**2.** Heard learned counsel for the petitioner and learned Additional Government Advocate.

**3.** Pursuant to order dated 15.05.2025, learned Additional Government Advocate produces the instruction provided by the Directorate of Secondary Education, Odisha, Bhubaeswar vide letter dated 22.07.2025. The same be kept on record.

**3.1** Basing on such instruction, learned Government Advocate contended that no such appeal was ever filed by the petitioner in terms of the liberty granted by this Court in its order dated 23.09.2015 passed in W.P.(C) No.716 of 2013. It is contended that basing on the order passed in the said writ petition, the representation filed by the petitioner is not with regard to termination but in respect of non-inclusion of his

name in the renewal recognition application from so submitted by the Managing Committee of the School.

**3.2** It is also contended that with regard to inclusion of the name of the petitioner in the renewal recognition application form, the issue has already been settled with rejection of his claim vide order dated 03.12.2024 under Annexure-12. It is accordingly contended that since no appeal was ever filed in terms of the liberty granted by this Court vide its order dated 23.09.2015 under Annexure-8, there was no occasion on the part of the Director of Secondary Education to consider the same.

**4.** Mr. Mohapatra, learned counsel for the petitioner on the other hand contended that since in terms of the liberty grated by this Court vide its order dated 23.09.2015, petitioner has made a representation on 28.10.2015 under Annexure-9, the same should have been considered and disposed of in accordance with law. Hence, this writ petition has been filed with a prayer to direct opposite party no.2 to dispose of the same.

**5.** Having heard leaned counsel for the parties and considering the submissions made, this Court finds that vide order dated 23.09.2015 passed in W.P.(C) No.7176 of 2013, liberty was granted to the petitioner to move the Director, Secondary Education by filing appropriate application challenging the termination

from services. As found from Annexure-9 representation no such challenge was made with regard to the termination of the petitioner instead a prayer was made to include his name in the renewal recognition application form. Since in terms of the liberty, Annexure-9 has not been filed, this Court is not inclined to issue any direction to consider the same.

The Writ Petition accordingly stands dismissed.

**(Biraja Prasanna Satapathy)**
**Judge**

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Reason: Authentication
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 28-Jul-2025 11:57:04