



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P. (C) No.10863 of 2025

Namita Barik

....

Petitioner

Mr.Ashok Kumar Panigrahi, Advocate

-versus-

Union of India & Others

....

Opp. Parties

*Mr. P.K. Parth,
Dy. Solicitor General of India
Mr.Rajesh Mohanty,
Central Government Counsel*

CORAM:

HON'BLE MR. JUSTICE S.K. SAHOO

HON'BLE MR. JUSTICE S.S. MISHRA

ORDER

06.05.2025

Order No.

02.

This matter is taken up through Hybrid arrangement (Video Conferencing/physical mode).

Learned counsel for the petitioner placed the list of cases, which was disposed of by the Central Administrative Tribunal, Cuttack Bench, Cuttack in different Original Applications in Court today. The same is taken on record.

Learned counsel for the petitioner submitted that the petitioner is similarly situated like the applicants of those Original Applications, whose cases were disposed of by the common order passed on 19.05.2021 under Annexure-5 to the writ petition. Paragraph-16 of the said common order under Annexure-5 is relevant, which reads as under:-

"16. In view of the facts and law discussed above, we do not find any ground to interfere in the matter. However, we are of the view that nurses help in the speedy recovery of patients and are a vital resource for hospitals in as much as they are the only resources available 24/7 for catering to patients' needs. They are directly involved in all aspects of hospital service quality, be it in the form of monitoring patients' recovery beside medication management or assistance with surgeries and other major operations. In some situations, they



are responsible for performing immediate interventions to prevent medical complications. They are on the frontlines of administering and evaluating treatment, and provide invaluable emotional support as they are best placed to understand the complexities and implications of having a serious illness. Considering the pandemic situation due to Covid 19 all over the country and the contribution of all health professionals like the applicants, who are serving at the time of need, the authorities are impressed upon, as a matter of exception, to sympathetically consider the cases of the applicants by way of setting up a high level committee, with Secretary, Ministry of Health and Family Welfare, Government of India as one of the member, for considering one time exemption for regularization of the applicants. The entire exercise of setting up the High-Level Committee and take a decision on regularization, as one time exemption of the applicants may be taken within a period of 6 months from the date of receipt of copy of this order. It is also directed that the services of the applicants are not to be disturbed if the posts they are working have not been filled up and till a decision by high level committee is not taken."

Learned counsel for the petitioner further submitted that the aforesaid order under Annexure-5 has not been challenged before this Court by the opposite parties, who were the respondents before the learned Tribunal.

Mr.P.K.Parhi, learned Deputy Solicitor General of India wants to obtain instruction as to whether the order under Annexure-5 has been challenged by the respondents before this Court or not and if not, whether any High-Level Committee has been constituted for taking a decision on regularization.

Put up this matter along with W.P.(C) No.99233 of 2025 in the week commencing from 30.06.2025.

(S.K. Sahoo)
Judge

(S.S. Mishra)
Judge

Basu
Signature Not Verified
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Signed by: BASUDEV NAYAK
Reason: Authentication
Location: HIGH COURT OF ORISSA : CUTTACK
Date: 07-May-2025 17:50:33

