



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.10886 of 2023

Dr. Arun Kumar Samal

.....

Petitioner

Mr. J.K. Rath, Sr. Advocate

-versus-

State of Odisha & Ors.

.....

Opposite Parties

Mr. S. Das, ASC

CORAM:

THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

09.12.2025

Order No.05

1. This matter is taken up through hybrid mode.
2. Heard learned counsel appearing for the Parties.
3. While assailing the impugned order, learned Sr. Counsel appearing for the Petitioner contended that even though no proceeding was ever initiated with service of copy on the Petitioner, but on the ground that Petitioner never participated in the proceeding, the impugned order of punishment was passed. Petitioner when was dismissed from his service, the matter was challenged by filing W.P.C.(OAC) No. 3270 of 2010. Pursuant to order dtd.22.12.2022 so passed by this Court under Annexure-17, claim of the Petitioner was again rejected by the Govt.-Opp. Party No. 1 vide the impugned order under Annexure-19.
4. It is contended that since copy of the memorandum was never served on the Petitioner with due acknowledgement, order of punishment passed in the proceeding so confirmed by the Govt.-Opp. Party No. 1 vide order under Annexure-19 cannot be treated as legal and justified.



5. Learned Addl. Standing Counsel is directed to obtain instruction as to whether the proceeding so initiated against the Petitioner was served on him.

6. As requested, list this matter on 9th January, 2026.

(BIRAJA PRASANNA SATAPATHY)
Judge

Sneha

Signature Not Verified

Digitally Signed
Signed by: SNEHANJALI PARIDA
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 11-Dec-2025 17:37:51

