



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.13397 of 2026

Sri Dwarikanath Dash

.....

Petitioner

Represented By Adv. –
Mr. Kunal Kumar Swain

-versus-

State of Odisha and others

.....

Opposite Parties

Represented By Adv. –
Mr. D.K. Sahoo, AGA

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

Order No.

ORDER
04.05.2026

- 01.
1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
 2. Heard learned counsel for the Petitioner as well as learned counsel for the State-Opposite Parties. Perused the writ petition as well as the documents annexed thereto.
 3. The present writ petition has been filed by the Petitioner with the following prayers:-

“Under the above circumstances, it is humbly prayed that the writ petition may be allowed;

And

(A) a writ of Mandamus or an appropriate writ may be issued directing opposite parties to allow the petitioner to avail the benefit of 3rd M.A.C.P. on completion of 30 years of service i.e. with effect from 01.04.2021 in terms of Odisha Revised Scales of Pay Rules, 2017 and



the differential arrears may be calculated and may be paid to him by re-fixing his pay so also his pension, within a time to be stipulated by this Hon'ble Court.

(B) And any other order / orders or direction/ directions may be issued so as to give complete relief to the petitioner.”

4. It is stated by the learned counsel for the Petitioner that claiming his third RACP benefits on completion of 30 years of service, the Petitioner has approached the Opposite Party No.3-District Education Officer, Bhadrak by filing a detailed representation dated 12.03.2026 at Annexure-4 to the writ petition. He further contended that no final decision has been taken on such representation. Being aggrieved by such inaction of the Opposite Party No.3, the Petitioner has approached this Court by filing the present writ petition.

5. Learned counsel for the State, on the other hand, contended that although he has no specific instruction in the matter, however taking into consideration the fact that the Petitioner has already approached the competent authority for redressal of his grievance by filing a representation at Annexure-4, he will have no objection in the event this Court directs the Opposite Party No.3 to consider and dispose of the representation of the Petitioner at Annexure-4 in accordance with the applicable rules and within a stipulated period of time.

6. Considering the submissions made by the learned counsels appearing for the respective parties and without



expressing any opinion on the merits of the case, this Court disposes of the writ petition at the stage of admission with a direction to the Opposite Party No.3-District Education Officer, Bhadrak to consider the representation of the Petitioner dated 12.03.2026 at Annexure-4 in accordance with law within a period of eight weeks from the date of production of a certified copy of this order. It is needless to mention here that the representation of the Petitioner shall be considered and disposed of by passing a speaking and reasoned order. Any decision so taken on the said representation shall be communicated to the Petitioner within a week thereafter.

Urgent certified copy of this order be granted on proper application.

(Aditya Kumar Mohapatra)
Judge

Debasis

Signature Not Verified

Digitally Signed
Signed by: DEBASIS AECH
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 11-May-2026 10:19:42

