



IN THE HIGH COURT OF ORISSA AT CUTTACK
WP(C) No.13324 of 2025

Abhaya Kumar Das

.....

Petitioner

Represented By Adv. -
Dr. Jitendra Kumar
Lenka

-versus-

1) State Of Odisha

.....

Opposite Parties

2) Special Planning Authority,
Bhadrak
3) B.m, Sbi, Jagannathpur

Represented By Adv. –
Mr.J.K.Bal, AGA

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

ORDER
12.05.2025

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned Additional Government Advocate. Perused the Writ Petition as well as the documents annexed to the writ Petition.
3. The present Writ Petition has been filed by the Petitioner with the following prayer :

*“ Therefore, it is prayed that this Hon’ble Court
may be pleased to :*

*Direct the Special Planning Authority, Bhadrak
to forthwith release the amount of Rs.6,79,950/- as
per Office Order No.193/SPA to 206/SPA
dt.05.03.2025 of SPA, Bhadrak under annexure-4
series;*

A N D,



Grant any other relief(s) that the Petitioner may be found entitled to ;”

3. Dr.J.K.Lenka, learned counsel for the Petitioner at the outset contended that the Petitioner, who was working under the Special Planning Authority, Bhadrak was entitled to RACP benefit. Accordingly, sanction was accorded for grant of such RACP benefit under Annexure-4 to the Writ Petition vide Office order dated 05.03.2025. Thereafter vide order dated 21.03.2025 the Special Planning Authority instructed the Branch Manager, State Bank of India, Jaganathpur Branch to release a sum of Rs.6,79,950/- in favour of the Petitioner vide letter dated 21.03.2025. The Special Planning Authority, Bhadrak issued a confirmation letter for encashment of the aforesaid amount. Learned counsel for the Petitioner at this juncture contended that the S.B.I., Jaganathpur Branch, Bhadrak informed the Special Planning Authority, Bhadrak vide their letter dated 23.04.2025 that they are not in a position to allow the Petitioner to encash the cheque as the Bank was previously instructed by the Special Planning Authority not to pass the aforesaid cheque when the cheque was presented for encashment. Therefore, the Bank authority advised the Special Planning Authority, Bhadrak to issue a fresh cheque. Being aggrieved by such conduct of the Opposite Parties, the Petitioner has approached this Court by filing the present Writ Petition.

4. Learned Additional Government Advocate on the other hand contended that although he has no instruction in the matter, however, on perusal of the Writ Petition, it appears that the RACP benefit was sanctioned in favour of the Petitioner and a cheque was issued which was not permitted to be encashed by the Bank authority. In such view of the matter, learned Additional



Government Advocate contended that in the event this Court directs the Opposite Party No.2, the Special Planning Authority to resolve the issue as expeditiously as possible, he will have no objection to the same.

5. Having heard learned counsels for the respective parties, on a careful examination of the background facts of this case, this Court deems it proper to dispose of the Writ Petition at the stage of admission by directing the Opposite Party No.2 to issue a fresh cheque immediately within a week as has been stated in letter under Annexure-6 to the Writ Petition within a period of one week from the date of receipt of certified copy of this order in favour of the Petitioner.

6. With the aforesaid observation/direction the Writ Petition is disposed of.

7. Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)
Judge

RKS