



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.13830 of 2026

Quamrul Alam Khan

.....

Petitioner

Represented by Adv. -
Sameer Kumar Das

-versus-

State Of Odisha & Ors.

.....

Opposite Parties

Represented by Adv. –
D.K. Sahoo, A.G.A.

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

05.05.2026

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).

2. Heard learned counsel appearing for the Petitioner as well as learned Additional Government Advocate appearing for the State- Opposite Parties. Perused the writ application as well as the documents annexed thereto.

3. The Petitioner has filed the present writ application with the following prayer:

“Under the above circumstances, it is therefore humbly prayed that the Hon'ble Court may be graciously pleased to direct the Opp. Parties to allow the petitioner to perform his duty in the institution and to release his salary as he is an approved employee of the institution with all his arrears within a stipulated periods as deem fit and proper;

And/or pas any other appropriate writ/writs, order/orders and direction/directions in the fitness of the



case.”

4. It is stated by learned counsel for the Petitioner that although the Petitioner, who is working as a Night Watchman-cum-Sweeper and whose post has been approved by the Government by virtue of order dated 31.10.2008 at Annexure-3, however, at the moment, he has not been allowed to discharge his duty and he is not being paid his salary by the Managing Committee of the school. Being aggrieved by the conduct of the Opposite Party-Managing Committee of the school, the Petitioner has approached this Court by filing the present writ application.

5. Learned counsel for the Petitioner further submitted that challenging such conduct of the Opposite Party-Managing Committee, the Petitioner has approached the State Education Tribunal by filing a case for redressal of his grievance. However, such application filed before the State Education Tribunal was withdrawn as the President of the Managing Committee of the School stated before the Tribunal that the Petitioner is not joining and discharging his duties. He further contended that after withdrawal of the application before the State Education Tribunal, till the Opposite Parties are not permitting the Petitioner to discharge his duties and he is not being paid his salary. Being aggrieved by such conduct of the Opposite Party, the Petitioner has approached this Court by filing the present writ application.

6. Learned counsel for the State on the other hand contended that the Petitioner has not approached the competent authority for redressal of his grievance before approaching this Court by filing the present writ application. He further contended that in the event this Court grants liberty to the Petitioner to approach the competent



authority for redressal of his grievance, he will have no objection to the same.

7. Having heard the learned counsels appearing for the respective parties, on a careful examination of the factual background as well as materials on record, this Court deems it proper to dispose of the writ application at the stage of admission by granting liberty to the Petitioner to approach the Opposite Party No.3 by filing a detailed representation taking therein all the grounds along with all supporting documents along with a certified copy of this order within a period of three weeks from today. In such eventuality, the Opposite Party No.3 shall do well to consider the representation of the Petitioner strictly in accordance with law and dispose of the representation of the Petitioner within a period of six weeks from the date of communication of a certified copy of today's order. The final decision so taken be communicated to the Petitioner within a week from the date of taking such a decision.

8. With the aforesaid observations/ directions, the writ application stands disposed of.

Issue urgent certified copy of this order as per Rules.

(A.K. Mohapatra)
Judge

Anil

Signature Not Verified

Digitally Signed
Signed by: ANIL KUMAR SAHOO
Designation: Junior Stenographer
Reason: Authentication
Location: High Court of Orissa
Date: 07-May-2026 11:56:21

