



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 17034 of 2024

Abinash Sahoo & Others

....

Petitioners

Mr. Subir Palit, Sr. Advocate

M/s. Amitabh Mishra, Advocate & Associates

-Versus-

State Of Odisha & Others

....

Opposite Parties

Mr. N.K. Praharaj, AGA

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

04.09.2024

Order No.

01. 1. Heard Mr. Palit, learned Senior Advocate for the petitioners.
2. Instant writ petition is filed by the petitioners for a direction to the opposite parties to give them promotion to the post of Revenue Inspector by convening a review DPC from the date on which the other candidates of the reserved category, namely, opposite party Nos. 3 to 19 have been promoted vide Annexure-7 and to grant all such financial and consequential service benefits on the grounds stated therein.
3. Referring to the decision of the Apex Court in **R.K. Sabharwal v. State of Punjab AIR 1995 SC 1371** reaffirmed in **M. Nagaraj v. Union of India AIR 2007 SC 71**, Mr. Palit, learned Senior Advocate for the petitioner submits that post-based reservation has not been followed, hence, therefore, such promotion vide Annexure-7 is legally not tenable.



4. Considering the facts pleaded on record and submission of Mr. Palit, learned Senior Advocate for the petitioners, the Court is inclined to issue notice to the opposite parties.

5. Hence, it is ordered.

6. Notice.

7. Mr. Praharaj, learned AGA for the State accepts notice for opposite party Nos. 1 and 2.

8. Notices to opposite party Nos. 3 to 19 by Registered Post with AD making it returnable at an early date and for the said purpose, requisites shall be filed by learned counsel for the petitioner within next seven days.

9. Mr. Praharaj, learned AGA for the State is requested to file a reply affidavit at the earliest for disposal of the matter.

10. For final orders, list on 1st October, 2024.

(R.K. Pattanaik)
Judge

I.A. No.7074 of 2024

02. 1. Notice as above.
2. List on the date fixed.

(R.K. Pattanaik)
Judge

Balaram