IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P. (C) No. 15268 of 2024

Chanchan Behera .... **Petitioner**

Mr. K.C. Sahu, Advocate & Associates

-Versus-

State of Odisha & others .... **Opposite Parties**

Mr. B.P.Tripathy, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
04.07.2024

Order No.

01. 1. This matter is taken up through virtual mode.

2. Heard learned counsel for the petitioner.

3. Instant writ petition is filed by the petitioner challenging the impugned order under Annexure-12 and further to direct the opposite parties to allow him 3rd RACP benefit on completion of 30 years of service w.e.f. 1st January, 2013 fixing the pay of scale at Rs. 9,300/- to Rs. 34,800/ with Grade pay of Rs. 4800/- in accordance with Annexures-3 & 4 and in the light of similar benefits extended to other employees as per Annexure-7, 8 & 11 and to grant all other financial benefits, pay and pension fixed as per the ORSP Rules, 2017.

4. Learned counsel for the petitioner refers to the order under Annexure-10 and claims that the same was implemented vide Annexure-11 but the case of the petitioner has been singled out and despite an order vide Annexure-12 with request for grant of

financial up-gradation, it was rejected vide Annexure-13, which is discriminatory.

5. Referring to the impugned order i.e. Annexure-12. Mr. Tripathy, learned counsel for the petitioner cited the reason as to why the case of the petitioner has been excluded.

6. Considering the submissions of learned counsel for the respective parties, the Court is inclined to have the response of the opposite parties with instructions on record.

7. Accordingly, Mr. Tripathy, learned AGA for the State is directed to take instructions on the plea of the petitioner and report back on the next date.

8. List on 18th July, 2024 for final hearing and orders.

9. An extra copy of the writ petition with all annexures is requested to be served on Mr. Tripathy, learned AGA as well as Mr. Patra, learned counsel, who usually appears for the Accountant General, Odisha by tomorrow.

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(R.K.Pattanaik)
Judge

Signature Not Verified
Digitally Signed
Signed by: KABITARANI MAJHI
Designation: Secretary
Reason: Authentication
Location: OHC, Cuttack
Date: 09-Jul-2024 20:03:22