



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**WP(C) No.18410 of 2026**

***Kailash Chandra Nayak*** .....

***Petitioner***

Mr. J.K. Khuntia, Advocate

*-versus-*

***State of Odisha & Ors.*** .....

***Opposite Parties***

Mr. A. Tripathy, AGA

**CORAM:**

**THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER**

**19.06.2026**

**Order No. 01**

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the Petitioner and learned counsel appearing for the Opp. Parties.
3. Petitioner has filed the present writ petition inter alia with the following prayer:-

*“It is therefore prayed that this Hon'ble Court may be graciously pleased to admit the writ application, issue Rule NISI, calling upon the opp. parties to show cause as to why the impugned transfer order dated 12.06.2026 under Annexure - 2 passed by the opp. party No. 2 in respect of the petitioner shall not be cancelled/quashed and if the opp. parties fail to show cause or show insufficient cause make the said Rule be absolute.*

*And the Hon'ble Court pleased to issue a writ of certiorari in quashing the impugned transfer order dated 12.06.2026 under Annexure - 2 passed by the opp. party No. 2 in respect of the petitioner and further direction may be issued to the opp. party No.2 to allow the petitioner in his present place of posting till retirement or he may be transferred to his home district Bhadrak.*



*And pass any other order/orders, direction/directions as would be deem fit and proper as facts and circumstances of the case.*

*And for the said act of kindness, the petitioner shall as in duty bound ever pray.”*

4. Learned counsel appearing for the Petitioner contended that since Petitioner is going to retire on 31.05.2027, he should not have been put under transfer. It is also contended that such an order of transfer is contrary to the guideline issued by the G.A. Department. It is accordingly contended that the order of transfer be interfered with.

5. Learned State Counsel on the other hand contended that since seeking cancellation/modification of the impugned order of transfer, Petitioner has already approached the appropriate authority, the writ petition is not maintainable.

6. However, taking into account the claim raised in the present Writ Petition, this Court directs Opposite Party No. 2 to take a decision on the representation available under Annexure-4, in accordance with law, within a period of three (3) weeks from the date of receipt of this order and communicate the result of such exercise to the Petitioner.

6.1. Status-quo as on today with regard to continuance of the Petitioner be maintained till a decision is taken as directed.

7. With the aforesaid observation and direction, the Writ Petition is disposed of.

**(BIRAJA PRASANNA SATAPATHY)**  
***Vacation Judge***

*Sneha*