



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.18983 of 2025

Debasis Sarkar

.....

Petitioner

Represented By Adv. -
Pradipta Kishore
Bhuyan

-versus-

***1) The Controlling Authority-
cum-divisional Labour***

.....

Opposite Parties

Commissioner, Bargarh

2) Ceo, Sambalpur District Coop.
Central Bank

Represented By Adv. –
Mr.J.K.Bal, AGA

CORAM:

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

ORDER

16.07.2025

Order No.

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard the learned counsel for the Petitioner as well as learned counsel for the State-Opposite Party. Perused the writ petition as well as the documents annexed thereto.
3. By filing the present writ petition, the Petitioner has prayed for the following reliefs:-

“It is, therefore most respectfully prayed that your Lordship's may graciously be pleased to issue RULE NISI, in the nature of writ of mandamus directing the Opposite Parties more specifically Opp. No.1 to dispose of P.G. Case No.47 of 2023 filed by the petitioner under the Payment of Gratuity Act,



1972 pending before it since 15.09.2023 within a short time frame fixed by this Hon'ble Court.

And in the event of failure to comply, the said Rule be made absolute and Opp. Party No.1 be further directed to ensure expeditious disposal of the aforesaid gratuity case strictly in accordance with the law;

And may further be pleased to pass any other order/orders, direction/directions, writ/writs as deem fit and proper.”

4. Learned counsel for the Petitioner, at the outset, contended that although the Petitioner has retired from service in the year 2021 from the office of the Opposite Party No.2, till date he has not been paid his gratuity dues. He further contended that some proceedings against the Petitioner are pending before the Controlling Authority- Opposite Party No.1.

5. Learned counsel for the State, on the other hand, contended that although he has no instruction in the matter, however, he will have no objection in the event this Court directs that the Opposite Party No.1 to conclude any pending proceedings against the Petitioner in the event the same are pending before the Opposite Party No.1 within a stipulated period of time.

6. Having heard the learned counsels appearing for the respective parties and on a careful examination of the background facts of the present case, further taking into consideration the fact that the Petitioner has not received his gratuity dues till date since his retirement in the year 2017,



this Court deems it proper to dispose of the writ petition by directing the Opposite Party No.1 to look into the grievance of the Petitioner and in the event any proceeding is pending against him, the same shall be concluded as expeditiously as possible preferably within three months from the date of communication of a copy of this order and strictly in accordance with law. Further, it is directed that in the event there is no other legal impediment, necessary steps be taken for early disbursal of the gratuity dues as due and admissible to the Petitioner.

7. With the aforesaid observation and direction, the writ petition stands disposed of.

(A.K. Mohapatra)
Judge

RKS