



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 16859 of 2024

Subrat Kumar Tripathy

....

Petitioner

Mr. R.K. Patnaik, Advocate

-Versus-

R.C.C.F., Berhampur Circle,
Berhampur, Ganjam & others

....

Opposite Parties

Mr. H.K.Panigrahi, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

07.08.2024

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 decision by order under Annexure-11 in respect of the Final Gradation-cum-Seniority List dated 24th November, 2023 of Forest Guards of Berhampur Circle as on 31st October, 2023 including the promotion orders dated 29th January, 2024 and 2nd May, 2024 on the grounds stated therein.
4. Learned counsel for the petitioner submits that Rule 12(3) of the Odisha Subordinate Forest Service (Method of Recruitment and Conditions of Service of Foresters) Amendment Rules, 2020 has been given a go by while preparing the Gradation List i.e. Annexure-7 followed by promotion orders dated 2nd May, 2022 and 29th January, 2024, which is illegal. It is also submitted that the representation of the petitioner as at Annexure-9 was disposed of by



the rejection order i.e. Annexure-10 without keeping in view, the directions issued in W.P.(C) No. 6200 of 2024.

5. Considering the above submission, the Court is inclined to issue notice to the opposite parties for a response and reply.

6. Notice.

7. Mr. Panigrahi, learned ASC for the State accepts notice for and on behalf of opposite parties 1 and 2.

8. An extra copy of the writ petition with annexures be served on Mr. Panigrahi, learned ASC for the State in course of the day or by tomorrow positively.

9. List on 11th September, 2024 for final hearing and orders on receiving response from the opposite parties.

(R.K. Pattanaik)
Judge

I.A. No.10261 of 2024

- 02.
1. Heard learned counsel for the petitioner
 2. Instant petition is filed by the petitioner for interim protection challenging the rejection order and keeping one post of Forest Guard reserved on the grounds stated.
 3. Considered the submissions of learned counsel for the respective parties,
 4. Pending response of the opposite parties, this Court, as an interim measure, directs that any such promotion to take place shall be subject to the result in the writ petition.



5. List on the date fixed.
6. Urgent certified copy of this order be issued as per rules.

(R.K. Pattanaik)
Judge

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