



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 20948 of 2026

CNR No.ODHC010509612026

Abhisek Badajena

.....

Petitioner

Ms. S. Mishra, Advocate

-versus-

State of Odisha & Ors.

.....

Opposite Parties

Mr. S. Das, ASC

CORAM:

THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

11.08.2026

Order No. 05

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the Parties.
3. Pursuant to order dated 10.07.2026, learned Addl. Standing Counsel produced the instruction provided by the Registrar (Administration), SCB Medical College & Hospital, Kataka. The same be kept in record.
4. Basing on the instruction, it is contended that Petitioner's disability on being reassessed, has been found 52% permanent.
5. Petitioner has filed the present writ petition inter alia with the following prayer:-

"It is therefore humbly prayed that this Hon'ble Court may graciously be pleased to admit this Writ Petition, call for the records, issue notice to the Opp. Parties and after hearing the parties, issue appropriate writ(s) by quashing the order/letter under Annexure - 8 issued by the Op. No.



3 thereby directing the petitioner to appear before the Superintendent, Sri Jagannath Medical College & Hospital, Puri on 14.05.2026 for verification of his disability certificate and Annexure - 9 to the extent in disallowing the petitioner's candidature under the PwBD (Orthopedically Impaired) category.

And issue a writ of Mandamus directing the Opposite Parties to treat the petitioner as a valid PwBD (Orthopedically Impaired) candidate in view of the Disability Certificates under Annexure 1 to 3 for the recruitment pursuant to the Advertisement No. 938 dated 29.12.2023;

And pass any other order(s) as this Hon'ble Court may deem fit and proper in the interest of justice.

And for this act of kindness, the petitioner shall as in duty bound ever pray."

6. It is contended that pursuant to the advertisement issued by the OSSSC on 29.12.2023 for recruitment to the post of R.I., ICDS Supervisor, ARI, Amin and SFS under Annexure-4, petitioner made his application as a PWD category candidate.

6.1. It is contended that while accepting the application so submitted by the petitioner, petitioner was allowed to appear the preliminary examination in the category UR with Special category Orthopedically Impaired. Petitioner also appeared the main examination in the category UR with Special Category Orthopedically Impaired.

6.2. However, after qualifying the main examination, when petitioner was referred for fresh verification of his disability to Sri Jagannath Medical College and Hospital, Puri and petitioner's disability was found at 10%, while publishing the result of the main examination, petitioner's category was indicated as UR and his claim to be



considered as PWD category candidate was dis-allowed under Annexure-9. Subsequently, petitioner was also allowed to take the practical skill test with issuance of the Admit Card under Annexure-10, as a candidate belonging to UR category, but in the column 'special category', it is mentioned N.A.

6.3. It is further contended that basing on Annexure10, petitioner also participated in the practical skill test and qualified as against UR category. However, it is contended that since pursuant to order dated 10.07.2026 and on fresh verification of the petitioner's disability, authorities of SCB Medial College and Hospital, Cuttack vide letter dated 23.07.2026 has found the disability of the petitioner at 52% permanent, petitioner's candidature is required to be considered by the Commission under UR with Special category Orthopedically Impaired (PWD).

6.4. It is accordingly contended that Commission be directed to consider the candidature of the petitioner as having belong to UR and Special Category Orthopedically Impaired and recommend his name with due verification of the documents to get the benefit of appointment in terms of the advertisement issued under Annexure-4.

7. Learned Addl. Govt. Advocate taking into account the report submitted by the authorities of SCB Medical College and Hospital, Cuttack also fairly contended that petitioner's candidature is required to be considered as a UR with Special Category Orthopedically Impaired (PWD) candidate, as his disability has been assessed at 52% permanent.



8. Having heard learned counsel for the parties, considering the submission made and since it is not disputed that petitioner participated in the selection process as a PWD category candidate and at the time of publication of his main examination result, his disability being assessed at 10%, he was held to have participated as a UR category candidate, this Court taking into account the disability so assessed by the SCB Medical College and Hospital at 52% permanent, is of the view that petitioner's claim is required to be considered as against UR with Special Category Orthopedically Impaired(PWD).

8.1. Accordingly, while holding so, this Court directs the Commission to recommend the name of the petitioner as per the choices given by the petitioner and taking into account his position in the merit list as a PWD category as expeditiously as possible preferably within a period of 4(four) weeks from the date of receipt of this order with due verification of the document. On such recommendation being received from the Commission, appropriate steps be taken by the concerned Department to provide appointment to the petitioner within a period of 4(four) weeks thereafter.

9. The Writ Petition stands disposed of accordingly.

(BIRAJA PRASANNA SATAPATHY)
Judge

Jyoti