



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.22360 of 2025

Harihara Nayak

....

Petitioner

Mr.M.K. Sahoo, Advocate

-versus-

State of Odisha & Others

....

Opp.Parties

Mr.U.C. Behura, AGA

CORAM:

HON'BLE MR. JUSTICE DIXIT KRISHNA SHRIPAD

ORDER

01.09.2025

Order No.

01. Issue emergent notice. Learned AGA, on request, accepts notice for all the opposite parties. Required number of extra copy of the brief along with all required documents be serve on him within three working days.

2. The petitioner is a retired employee and therefore, in the evening of his life, he cannot be put to prejudice during pendency of the petition. The Apex court in ***Bhupendra Nath Hazarika v. State of Assam*** (2013) 2 SCC 516 has held that State has to act as a model employer and that warrants that the petitioner should have reprieve at the hands of this Court during the pendency of the petition.



In view of the above, the impugned order of recovery (Annexure-2) is kept under suspended animation till the next date of hearing.

Call this matter after four weeks.

Web copy of this order to be acted upon by all concerned.

(Dixit Krishna Shripad)
Judge

Basu

Signature Not Verified

Digitally Signed
Signed by: BASUDEV NAYAK
Designation: ASST. REGISTRAR-CUM-SR. SECRETARY
Reason: Authentication
Location: HIGH COURT OF ORISSA : CUTTACK
Date: 02-Sep-2025 11:55:38

