



IN THE HIGH COURT OF ORISSA AT CUTTACK
WP(C) No.23108 of 2025

Kabita Mohanty

.....

Petitioner

Represented by Adv. –
Mr. Amit Kumar Saa

-versus-

State Of Odisha & Others

.....

Opposite Parties

Represented by Adv. –
Mr. C.M. Singh, ASC

CORAM:

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

ORDER

25.02.2026

Order No.

02.

1. This matter is taken up through Hybrid mode.
2. Heard learned counsel for the Petitioner as well as learned Additional Standing Counsel appearing for the State-Opposite Parties. Perused the writ petition as well as the documents annexed thereto.
3. The present writ petition has been filed by the Petitioner with the following prayers:-

“Under the above circumstance, it is therefore humbly prayed that this Hon'ble Court may be graciously pleased to issue a writ in the nature of writ of mandamus or any other appropriate writ, direction or order by directing the opp. Parties to grant pension and other retiral benefits to the petitioner with effect from the date of her retirement from service as per Orissa Aided Educational Institutions Employees Retirement Benefit Rules, 1981 keeping in view the ratio decided in the case of Sarat Chandra Parida -vs- State of Orissa and others reported in 2015 (II) ILR (CUT) 94 and W.P.(C) No. 17067/2023 Hemanta Kumar Chhotaray-vrs.-State of Odisha & others disposed of on



12.01.2024.

And this Hon'ble Court be pleased to pass any further order or orders as would be deem fit and proper in the facts and circumstances of the case.”

4. The subject matter of this petition is substantially similar to the one in ***Hemanta Kumar Chhotray v. State of Orissa and others, 2024 (1) OLR 709*** and therefore, counsel for the Petitioner submits that the benefit given to litigants in the subject case should be extended his client as well.

5. Learned Additional Standing Counsel appearing for the State Opposite Parties submits that the said matter is subjudice in Writ Appeal No.197 of 2024. However, on being asked, he tells that there is no interim order staying the judgment of the learned Single Judge. This Court in a number of similar matters has already ordered extension of the said benefits subject to outcome of the Writ Appeal and therefore, the same course needs to be adopted here also, if there are no other legal impediments.

6. Ordered accordingly, without expressing any opinion on the merits of the matter, the writ petition is disposed of subject to outcome of the writ appeal mentioned above. Compliance within eight (8) weeks.

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

(Aditya Kumar Mohapatra)
Judge

Suchitra