



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 22717 of 2019

Prahallad Jena

....

Petitioner(s)

Represented by Adv.—
Mr. A. Mishra, Advocate

-Versus-

State of Odisha and others

....

Opp. Party(s)

Represented by Adv.
Mr. Debaraj Mohanty, AGA (O.P.Nos.1 & 4)
Mr. G.K. Acharya, Advocate (O.P.Nos.2 & 3)

:CORAM:

HON'BLE MR. JUSTICE MANASH RANJAN PATHAK

AND

HON'BLE MR. JUSTICE SIBO SANKAR MISHRA

ORDER

09.02.2026

(Hybrid mode)

Order No.

- 19.**
- 1.** Heard Mr. A. Mishra, learned counsel appearing for the petitioner; Mr. Debaraj Mohanty, learned Addl. Government Advocate for Opposite Party Nos.1 and 4; and Mr. Goutam Kumar Acharya, learned Senior counsel for Opposite Party Nos.2 and 3.
 - 2.** Petitioner, a salaried Amin in the office of the District & Sessions Judge, Dhenkanal retired from service on 30.06.2013 on attaining the age of superannuation.
 - 3.** The District & Sessions Judge, Dhenkanal, O.P. No. 4 being the Pension Sanctioning Authority (PSA) on 26.02.2014 submitted the service book and pension papers of the petitioner for his pension. The Accountant General (A&E) Odisha at Bhubaneswar, O.P. No.2 vide Pension Payment Order No. 526671 dated 06.05.2014 issued



Pension Payment Order (PPO), Gratuity Payment Order (GPO) and Commutation Payment Order (CPO) to the petitioner.

4. The O.P. No. 4 being PSA concerned again on 02.06.2016 submitted revised pension papers of the petitioner for his revised pensionary benefits on account of Revised Assured Career Progression (RACP) Scheme of the State Government in the Finance Department dated 06.02.2013 that came into force w.e.f. 01.01.2013 allowing Grade Pay of Rs. 4,200/- under RACP Scheme in his 3rd RACP as on 01.01.2013.

5. After scrutiny of service book and pension papers of the petitioner, the O.P. No.2 by communication dated 01.10.2019 informed the O.P. No.4 — grade pay of the petitioner fixed at Rs. 4,200/- in his 3rd RACP as on 01.01.2013 is found to be irregular, as the entry grade pay of Salaried Amin is Rs. 2,000/- and there being no promotional hierarchy in the said cadre and that Salaried Amin is entitled to get Grade Pay of Rs. 2,200/-, Rs. 2,400/- and Rs. 2,800/- in 1st, 2nd and 3rd RACP respectively according to the RACP Scheme of the State Government in the Finance Department dated 06.02.2013. By the same communication dated 01.10.2019 the O.P. No.2 also directed the O.P. No. 4 to revise the pay of the petitioner and furnish his revised sanction pensionary benefits after affecting the recoveries, if any.

6. Notice in this case was issued on 22.01.2020. O.P. Nos. 2 & 3 have filed their counter affidavits on 08.01.2021. O.P. No.1 on 14.08.2025 has filed its written note of submission. O.P. No. 4 is yet to file its counter.

7. We have noticed that the petitioner has retired from service on 30.06.2013 and his final pension pay order is yet to be issued, and



that he is on provisional pension till date in terms of the interim order of the Court.

8. The O.P. No. 1, i.e., Finance Department of the State shall file its affidavit on or before 06.03.2026 specifying petitioner's (Salaried Amin) grade pay as well as his pay as on 01.01.2013 in his 3rd RACP as per the Revised Assured Career Progression Scheme of the State Government in its Finance Department dated 06.02.2013 that came into force on 01.01.2013.

9. List this matter on 16th March, 2026 along with W.P.(C) No. 6775 of 20120 and W.P.(C) No. 32414 of 2020.

10. Interim order passed earlier shall continue till the next date of hearing.

11. A copy of this order be served on Mr. Debaraj Mohanty, learned Addl. Government Advocate for necessary compliance.

(Manash Ranjan Pathak)
Judge

(Sibo Sankar Mishra)
Judge

Ashok/Swarna

Signature Not Verified

Digitally Signed
Signed by: ASHOK KUMAR JAGADEB MOHAPATRA
Designation: Secretary
Reason: Authentication
Location: High Court of Orissa
Date: 13-Feb-2026 14:16:57

