



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.27351 of 2025

Rabindra Nath Behera

....

Petitioner

Mr. G. Behera, Adv.

-versus-

State of Odisha & Others

....

Opposite Parties

Mr. C.K. Pradhan, AGA

CORAM:

THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

Order
No.

ORDER
10.12.2025

7. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
2. Heard learned counsel appearing for the parties.
3. Pursuant to order dt.26.11.2025, learned Addl. Govt. Advocate produced the instruction provided by the Department vide letter dt.05.12.2025. The same be kept on record.
4. Copy of the instruction is also provided to the learned counsel appearing for the Petitioner. Basing on the instruction, it is contended that since the Original Service Book of the Petitioner is not traceable and some break period of service has not



yet been regularised, Petitioner has not yet got the benefit of pension and other pensionary benefits.

5. Mr. G. Behera, learned counsel appearing for the Petitioner on the other hand contended that since the original Service Book could not be traced out, on the request made by the BDO, Athmallick-Block-Opp. Party No.3, duplicate Service Book of the Petitioner as available with him has already been provided to Opp. Party No.3. But instead of regularising his service period, taking into account the duplicate Service Book already provided, Opp. Party No.3 is sitting over the matter.

6. Having heard learned counsel appearing of the parties, considering the submission and the fact that Petitioner has retired since 31.01.2009, on the ground of non-availability of the Original Service Book, petitioner cannot be denied with the benefit pension and other pensionary benefits. It is the view of this Court that the authorities are either to trace out the Original Service Book or to do the needful by accepting the duplicate Service Book, as has already been provided to Opp. Party No.3,

6.1. In that view of the matter, this Court while placing the matter to 12.01.2026 directs Opp. Party No.6 to do the needful and file a compliance with



regard to regularisation of the service period of the Petitioner and sanction of pension and other pensionary benefits. If by 12.01.2026, it will be found that Petitioner has not got the benefit, Opp. Party No.6 shall appear in person.

Free copy of this order be provided to Mr. C.K. Pradhan, learned Addl. Govt. Advocate for compliance.

(Biraja Prasanna Satapathy)
Judge

sangita

Signature Not Verified

Digitally Signed
Signed by: SANGITA PATRA
Reason: authentication of order
Location: high court of orissa, cuttack
Date: 17-Dec-2025 20:05:16

