

IN THE HIGH COURT OF ORISSA AT CUTTACK
EXP No.29 of 2025

Bhikari Charan Pradhan

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Petitioner

Represented by Adv. –
Mr. Satyajit Behera

-versus-

1) Satyabrata Sahoo, I.A.S.

.....

Opposite Parties

2) Suresh Pant

Represented by Adv. –

3) Sudarshan Behera

Mr. S.J. Mohanty, A.S.C.

4) Prakash Chandra Das, O.F.S.

CORAM:
REGISTRAR (JUDICIAL)

ORDER
22.04.2026

Order No.

7. Heard Mr. Behera, learned counsel for the petitioner, decree holder and Mr. S.J. Mohanty, learned A.S.C.

Perused the execution petition case record, order sheets and disposed of order passed by the Hon'ble Court on 18.07.2023 passed in RVWPET (RPC) No.37 of 2017.

On the last date of hearing, the petitioner appeared in person and submitted to dispose of the execution petition early so that he can get his retiral benefits. Today, Mr. Behera, learned counsel filed copy of Hon'ble Apex Court's common judgement dated 24.02.2026 passed in Contempt Petition (Civil) No.5/2026 in C.A. No. 7023/2025 and Contempt Petition (Civil) No.6/2026 in C.A. No. 7024/2025 which is taken on record.

Learned A.S.C. submitted that State Government has filed writ appeal bearing W.A. No.333 of 2025 on 01.02.2025. However, he could not file any order of the Hon'ble Court till today.

After several adjournments, opposite parties are unable to comply with the order of Hon'ble Court passed on 18.07.2023. On going through the case record it reveals that the Hon'ble Court in RVWPET (RPC) No.37 of 2017 vide order dtd. 18.07.2023 had directed which is as follows:

“7.1. While holding so, this Court is of the view that on the ground of parity, the Tribunal should have allowed the claim of the petitioner. Therefore, this Court is inclined to interfere with the order dated 23.02.2017. While reviewing the said order, this Court is inclined to direct the Opposite Party No.1 to extend the benefit of increment as has been extended in favour of Sri B.C.Sahu. The said exercise shall be undertaken and completed within a period of 3 (three) months from the date of receipt of this order.

The Review Petition is accordingly disposed of.”

As per the counter affidavit filed by O.P.No.4 duly authorised on behalf of O.P. No. 1 to 3 the petitioner is not entitled to get any annual increment and that his case is not similar to Shri B.C. Sahoo as observed by the Hon’ble court.

Thereafter though several opportunities were given to the O.P.s neither the order was complied with nor the order of the court in W.A.No.333 of 2025 was produced. Hence there remains no other option than to execute it as per the procedure provided under The Rules of the High Court Of Orissa,1948 and Code Of Civil procedure,1908.

While going through the execution petition filed by the petitioner it reveals that though necessary details in tabular form has been given in terms of O21 R.11(2) C.P.C the necessary detail in col. No. xii has not been properly filled which deals with the manner in which the petitioner seeks the assistance of the court. Hence the petitioner is to submit the same by the next date.

Put up this matter on 06.05.2026.

Registrar (Judicial)
Lawzima Court