



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.28867 of 2025

Sasmita Sahoo

....

Petitioners

Mr. K.K. Swain, Adv.

-versus-

State of Odisha & Others

....

Opposite Parties

Mr. A. Tripathy, AGA

COROM:
THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER
27.02.2026

Order
No

1. 1. This matter is taken up through Hybrid Mode.
2. Heard learned counsel appearing for the parties.
3. Pursuant to order dt.13.02.2026, learned counsel appearing for the Petitioner contended that Original Application submitted by the Petitioner in the prescribed format to get the benefit of appointment under the Rehabilitation Assistance Scheme on 27.02.2025 has been filed by the Petitioner by way of an additional affidavit.
4. The present Writ Petition has been filed inter alia with the following prayer:

Under the above circumstances, it is
humbly prayed that the writ petition may be
allowed;

(A) a writ of mandamus or an appropriate writ may be issued commanding the opposite parties to consider the case of the Petitioner for her appointment in a Group-C/Group-D post befitting to her qualification and she may be given appointment in a Group-C/Group-D post *under the Rehabilitation Assistance*



Scheme in accordance with the Odisha Civil Services (Rehabilitation Assistance) Rules, 1990 read with the Odisha Services (Rehabilitation Assistance) Amendment Rules, 2025 under Annexure: 7 and the notification dated 01.10.2024 issued by the Government of Odisha in General Administration and Public Grievance Department under Annexure 5, as her father died on 18.02.2013 i.e. before commencement of the Odisha Civil Services (Rehabilitation Assistance) Rules, 2020, within a time to be stipulated by this Hon'ble Court,

(B) And any other or order orders direction/directions may be issued so as to give complete relief to the petitioner:

And for this act of kindness, the petitioner shall as in duty bound remain ever pray

5. It is contended that after death of the deceased employee on 18.02.2013 so reflected in Annxure-2, Petitioner's mother initially made the application to get the benefit of appointment under the Rehabilitation Assistance Scheme on 16.07.2013 under Annexure-4. Even though such an application was made within the stipulated time period, but no decision was taken in providing appointment to the wife of the deceased employee.

5.1. Since in the meantime, Petitioner's mother suffered from various ailments and expressed her inability to take up any job, Petitioner made the application to get the benefit of appointment on 27.02.2025 so enclosed to the additional affidavit. It is contended that even though such application is pending before Opp. party No.4 since 27.02.2025, but no decision has been taken as yet. It is accordingly contended that Opp. party No.4 be directed



to take a decision on the Petitioner's claim in accordance with law within a stipulated time period.

6. Learned Addl. Govt. Advocate on the other hand contended that since Petitioner's mother had originally made the application on 16.07.2013, application submitted by the Petitioner, being the married daughter of the deceased employee on 27.02.2025, is not at all entertainable.

7. Having heard learned counsel appearing for the parties and considering the submission made, this Court finds that on the death of the deceased employee on 18.02.2013, wife of the deceased employee made the application in the prescribed format and within the stipulated time period on 16.07.2013 under Annexure-4. However, such an application when was not considered, Petitioner made the application on 17.02.2025 to get the benefit of compassionate appointment.

7.1. In view of such position and the fact that Petitioner's claim as made on 17.02.2025 is pending, this Court is inclined to direct Opp. party No.4 to take a lawful decision on the application made by the Petitioner on 27.02.2025 as expeditiously as possible preferably within a period of two(2) months from the date of receipt of this order with due communication to the Petitioner.

8. The Writ Petition accordingly stands disposed of.

(Biraja Prasanna Satapathy)
Judge

sangita