



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.33142 of 2021

CNR No. ODHC010714872021

Bijay Kumar Behera

....

Petitioner

Mr. G.M. Rath, Advocate

-versus-

State of Odisha & ors.

....

Opposite Parties

Mr. P.K. Ray, AGA

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

12.08.2026

Order No.

08.

This matter is taken up through hybrid mode.

2. Pursuant to order dated 23.07.2026, Mr. Ray, learned AGA files photocopy of the instruction received from the Additional Secretary to Government, Commerce & Transport Department imparted vide letter dated 07.08.2026 along with enclosures, which is taken on record.

3. From the said instruction imparted, it is revealed that State has decided to challenge the order dated 20.04.2026 passed in WPC(OAC) NO.1378 of 1994, so also W.P.(C) No.329 of 2012.

4. Hence, this Court is of the view that without waiting for the outcome of the proposed SLP, which is uncertain, since the Petitioner is at the verge of retirement, the writ petition needs to be heard and disposed of at the earliest.



5. Heard Mr. Rath, learned Counsel for the Petitioner so also Mr. Ray, learned Additional Government Advocate for the Opposite Parties.

6. Mr. Rath, learned Counsel for the Petitioner files date chart so also written notes of submission after handing over copies thereof to the learned Counsel for the State-Opposite Parties. The same are taken on record.

7. Mr. Ray, learned AGA files website copy of the Judgment passed in Civil Appeal No.1996 of 2024 (***Madan Singh and others Vs. State of Haryana and others***), downloaded from the website of Indian Kanoon, reported in 2026 INSC 379. The same is also taken on record.

8. Hearing is concluded.

9. Judgment is reserved.

Banita

(S.K. MISHRA)
JUDGE

Signature Not Verified

Digitally Signed
Signed by: BANITA PRIYADARSHINI PALEI
Designation: SR. STENOGRAPHER
Reason: AUTHENTICATION
Location: HIGH COURT OF ORISSA, CUTTACK
Date: 12-Aug-2026 20:14:10