



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C)No.29790 of 2025

Pravat Kumar Dash

....

Petitioner

Mr. P.K. Mohapatra, Adv.

-versus-

State of Odisha & Others

Opposite Parties

Mr. S. Das, ASC

CORAM:

THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

Order
No.

ORDER
16.12.2025

1. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
2. 2. Heard learned counsel appearing for the parties.
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3. 3. Petitioner has filed the present writ petition inter alia with the following prayer:-

It is therefore, humbly prayed that this Hon'ble Court may graciously be pleased to:-

i). direct the opp. parties to grant pension and pensionary benefits under the old rule by regularise him in service for a day prior to his superannuation notionally as has been given to similarly situated persons in the light of the decision in the case of Sarbeswar Bhujabal v. State of Odisha & others, O.A. No. 606/2015, which has been affirmed by this Hon'ble court in W.P.(C) No. 7680 of 2019 (decided on 15.11.2019) and Hon'ble Supreme court in Special Leave to Appeal (C) No. 7541 of 2020



(decided on 31.10.2022), Narusu Pradhan O.A. No. 1189(c)/2006, which has been confirmed in W.P.(C) No. 5377 of 2010, vide order dt. 19.12.2011 and SLP in Civil Appeal No. 22498 of 2012, vide order dt. 07.01.2013, Chandra Nandi v. State of Odisha and others, W.P.(C) No.19550 of 2011(decided on 03.02.2021), which has been affirmed by the Hon'ble Supreme court vide order dt. 06.05.2022 in SLP(c) No. 21180/2021 and State of Odisha vrs. Pitambar Sahoo, W.P.(c) No. 24041/2017 (decided on 20.12.2017), which has been affirmed in SLPO Diary No. 30806/2018 and recent decision of the Hon'ble Supreme Court in SLP (C) Diary No.33400 of 2023 and batch, decided vide order dated 24.07.2025;

(ii) Pass such other order/direction(s) as would be deem fit and proper;

And for which act of kindness, the Petitioner as in duty bound shall ever pray.

4. However, taking into account the claim raised in the present Writ Petition, liberty is granted to the Petitioner to make a fresh representation before Opp. Party No. 1 by enclosing all the relevant documents and citations in support of his claim, if any, within a period of 3 (three) weeks hence.

5. It is observed that if such representation is filed within the aforesaid time period, Opp. Party No. 1 shall do well to take a lawful decision on the same within a period of 3(three) months from the date of receipt of such representation. The order so passed by Opp. Party No. 1 be communicated to the Petitioner.

6. With the aforesaid observation and direction, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

sangita