



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.30237 of 2023

Adarsh Kumar Chanda

....

Petitioner

Mr. A.K. Chhatoi, Advocate

-versus-

***State of Odisha and
Others***

....

Opposite Parties

Mr. C.K. Pradhan, AGA

Mr. R.K. Sarangi, Advocate for O.P. No.6

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

22.01.2026

Order No.

- 16.** 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
- 2.** Heard learned counsel for the parties.
- 3.** Learned counsel for the petitioner contended that even though petitioner appeared the recruitment process as a General Category Candidate and secured 82.5 marks and similarly situated U.R. candidates with 82.5 marks were provided with appointment but petitioner was discriminated.
- 4.** Basing on the stand taken in the counter affidavit, learned Addl. Govt. Advocate contended that petitioner though which is not disputed, has secured 82.5 marks



but since SEBC candidates were found to have secured more marks than the petitioner, by extending the benefit of age relaxation to those SEBC candidates who have been impleaded as private Opp. Parties, they were provided with such appointment.

5. Learned Addl. Govt. Advocate contended that such a step was taken basing on the decision of the Hon'ble Apex Court in the case of **Jitendra Kumar Singh Vrs. State of U.P. and Others**, (2010) 3 SCC 119.

6. Learned counsel for the petitioner relying on the decision of the Hon'ble Apex Court in the case of **Union of India and Others Vs. Sajib Roy**, contended that by extending the benefit of age relaxation, private Opp. Parties could not have been appointed as against U.R. vacancies. It is further contended that in the case of **Sajib Roy**, Hon'ble Apex Court has taken note of the decision in the case of **Jitendra Kumar Singh**, so relied on by the learned Addl. Govt. Advocate.

7. Learned Addl. Govt. Advocate prays for some time to come prepared.

8. As requested, list this matter on 06.02.2026.

(Biraja Prasanna Satapathy)
Judge

Signature Not Verified

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Location: High Court of Orissa, Cuttack
Date: 28-Jan-2026 17:57:46

