



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.30181 of 2025

Lalit Kumar Panda

.... Petitioner

Mr.Anup Udaya Senapati, Advocate

-versus-

State of Odisha & Others

... Opposite Parties

Mr.D.N. Lenka, AGA

CORAM:

JUSTICE DIXIT KRISHNA SHRIPAD

ORDER

10.12.2025

Order No.

01

Petition prayer reads as under:-

"..... a writ of mandamus or on appropriate writ may be issued commanding the opposite parties to allow the petitioner to avail the leave benefits under the Orissa Education (Leave of Teachers and other Members of the Staff of Aided Educational Institutions) Rules, 1977, Retiral and Pensionary benefit under the Orissa Aided Educational Institutions' Employees Retirement Benefit Rules, 1981 and G.P.F. benefit under the Orissa Aided Educational Institutions Employees' General Provident Funds Rules, 1983, as he is employee of an aided educational institution...."

2. Learned AGA Mr. Lenka appearing for the opposite parties points out that Writ of Mandamus should be preceded by a demand and rejection, ordinarily. In support of this, he quotes Justice B.L. Hansaria's Writ Jurisdiction under the Constitution of India. There is force in the submission.



In the above circumstances, Writ Petition is disposed off reserving liberty to the petitioner to make an appropriate representation to the jurisdictional opposite parties and if one is made, decision shall be taken within a period of eight weeks thereon. All contentions are kept open.

It is open to the jurisdictional opposite parties to solicit any information or documents from the side of the petitioner, as required for taking a decision on the subject representation. However, in that guise delay shall not be brooked.

Now, no costs.

Web copy of order to be acted upon by all concerned.

(Dixit Krishna Shripad)
Judge

Basu