



IN THE HIGH COURT OF ORISSA AT CUTTACK
CONTC No. 7667 of 2024

Deeptimayee Panda

....

Petitioner

Represented by Adv.–

Mr. Ashutosh Mishra, Advocate

-Versus-

**Shalini Pandit, Commissioner-cum-
Secretary, School and Mass
Education Department**

....

Opposite Party

Represented by Adv.–

Mrs. Suman Pattanayak, Addl. Govt. Advocate

CORAM:
HON'BLE THE CHIEF JUSTICE
AND
HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

ORDER
12.09.2025

Order No.

04.

1. The affidavit filed by the alleged contemnor duly affirmed on 30th August, 2025 discloses the fact that despite dismissal of the special leave petition challenging the order; the violation thereof is alleged by the petitioner in the instant contempt application, the authorities could not implement the order as *SLP No.022401-022403 of 2017 (State of Odisha vs. Banamali Das)* is pending before the Supreme Court, where the similarly situated claim relating to absorption in Group-C post is pending.

2. According to learned counsel for the petitioner, several notifications and/or government orders have been issued by the relevant departments which would indicate that similarly circumstanced persons have been considered for absorption to



Group-C post despite the pendency of the special leave petition as referred hereinabove.

3. The tenet of the submissions is founded upon the assertion that the government cannot blow hot and cold at the same time and therefore, the explanation offered in the said affidavit is a mere sham one and they should be dealt with under the provision of the Contempt of Courts Act. In course of hearing, several notifications, the circulars, the orders are sought to be relied upon to which we feel that unless the same are brought on record in the form of an affidavit, it would not be prudent for the Court to proceed in arriving at the decision whether the act complained of is contemptuous one. We, therefore, permit the petitioner to file rejoinder to the affidavit filed by the alleged contemnor within a week from date.

4. List this matter on 29th September, 2025.

(Harish Tandon)
Chief Justice

(M.S. Raman)
Judge

S.K. Jena/Secy.