



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.33954 of 2025

Ram Chandra Tudu

....

Petitioner

Mr. G. Namtoar, Adv.

-Versus-

State of Odisha & Ors.

....

Opposite Parties

Mr. U.C. Behura, AGA

CORAM:

JUSTICE DIXIT KRISHNA SHRIPAD

ORDER

19.12.2025

Order No.

01.

Petition prayer reads as under:

“Under these circumstances, the petitioner respectfully prays that this Hon'ble Court may graciously be pleased to issue a writ and writs in the nature of writ of Mandamus directing the Opp. parties, more particularly Opp. party No.4 to make payment of all the retiral benefits which includes regular pension, gratuity, CVP, unutilized leave salary and regularization of period of suspension; And pass any other writ/writs, order/orders, direction/directions as would be deem fit and proper which would give complete relief to the petitioner;”

2. Learned AGA appearing for the OPs submits that a Writ of Mandamus should be preceded by demand & rejection and in the absence thereof such writ is not maintainable. This view is according to our Standard Books on Law relating to Writs like the one by Prof. V.G. Rama Chandran.



In the above circumstances, writ petition is disposed off reserving liberty to the petitioner to make appropriate representation in respect of his prayer to the jurisdictional authority within two weeks and if one is made, the decision shall be taken by such authority within an outer limit of eight (8) weeks. All contentions are kept open.

It is open to the jurisdictional OP 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 and if brooked, shall be viewed very seriously. All contentions are kept open.

Now, no costs.

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

(Dixit Krishna Shripad)
Judge

Prasant