



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.31009 of 2024

Benabentura Singh

.....

Petitioner

Represented by Adv. –

M/s. Manmeet Singh Arora,
J.Kaur, P. Pradhan

-versus-

State of Odisha and others

.....

Opposite Parties

Mr. D.K. Sahoo, AGA

CORAM:

THE HON'BLE MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

23.02.2026

01. 1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned Additional Government Advocate appearing for the State-Opposite Parties. Perused the writ petition as well as the documents annexed thereto.
3. The present writ petition has been filed by the Petitioner with the following prayers:-

“It is therefore prayed that this Hon'ble Court may graciously be pleased to admit the writ petition and issue a writ of mandamus directing the Opposite Parties to release the pension and pensionary benefits in the light of Judgment in the case of Sarat Chandra Parida Vrs. State of Odisha and others reported in 2015(II) ILR CUT-94 & Hemant Kumar Chhotaray vs. State of Odisha & other 2024 (I) OLR-709.

And pass such other order/orders as would be deem fit and proper.”



4. The subject matter of this petition is substantially similar to the one in *Hemanta Kumar Chhotray v. State of Odisha & Others* reported in **2024 (1) OLR 709** and therefore, counsel for the Petitioner submits that the benefit given to litigants in the subject case should be extended her client as well.

5. Learned Additional Government Advocate appearing for the State-Opposite Parties submits that the said matter is subjudice in Writ Appeal No.197 of 2024. However, on being asked, he tells that there is no interim order staying the judgment of the learned Single Judge. This Court in a number of similar matters has already ordered extension of the said benefits subject to outcome of the Writ Appeal and therefore, the same course needs to be adopted here also, if there are no other legal impediments.

6. Ordered accordingly, without expressing any opinion on the merits of the matter, the writ petition is disposed of subject to outcome of the writ appeal mentioned above. Compliance within eight (8) weeks.

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

(Aditya Kumar Mohapatra)
Judge

Debasis