



IN THE HIGH COURT OF ORISSA AT CUTTACK

WA No.3274 of 2024

State of Odisha & Anr.

Appellants

Represented by Adv.-
Mr. S.K. Jee, AGA

-versus-

Sangita Badi & Ors.

Respondent

Represented by Adv.-
Mr. S. Mohanty, Adv.

CORAM:

**JUSTICE KRISHNA SHRIPAD DIXIT
JUSTICE CHITTARANJAN DASH**

ORDER

27.02.2026

WA No.3274 of 2024

&

I.A. No.8472 of 2024

**Order No.
01.**

This Appeal is filed after brooking a long delay of 908 days, an application supported by affidavit accompanies the appeal memo seeking condonation of delay. Learned counsel appearing for the Respondent-employee opposes the application.

We have heard learned AGA for the Appellants and learned counsel representing the Respondents. A very important question touching the Exchequer of the State is involved in the matter. That is, as to whether the persons appointed post 01.09.2025 are entitled to be covered under Sub-Rule (4) of Rule 3 of the Orissa Civil Service (Pension) Rules, 1992. No prejudice should be caused to anyone if application is allowed and delay is condoned on terms. Not condoning delay may result into laying down



arguably a wrong precedent that may hurt the purse of the State. Thus, there is merit in the main matter as well.

In the above circumstances, the application is allowed and delay is condoned subject to Appellants-State paying the private Respondent a sum of Rs.18160/- (Rupees Eighteen Thousand One Hundred Sixty) only (Rs.20 per day) within two weeks, failing which the application shall be deemed to have been dismissed and as a consequence the appeal as well.

Call this matter immediately after two weeks.

(Krishna Shripad Dixit)
Judge

(Chittaranjan Dash)
Judge

Prasant