



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No. 30837 of 2025

Rabindra Nayak

.....

Petitioner

Mr. P.K. Mahapatra, Advocate

-versus-

State of Odisha & Ors.

.....

Opposite Parties

Mr. P.K. Panda, ASC

CORAM:

THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

12.12.2025

Order No. 02

1. This matter is taken up through hybrid mode.
2. Heard Mr. P.K. Mahapatra, learned counsel appearing for the Petitioner and Mr. P.K. Panda, learned Addl. Standing Counsel appearing for the Opp. Parties.
3. Even though the present writ petition has been filed seeking a direction on the Opp. Parties to extend the benefit of 2nd RACP and so also challenging order dtd.22.11.2023 under Annexure-6, wherein claim of the Petitioner to get the benefit of MACP has been rejected, but in course of hearing learned counsel appearing for the Petitioner fairly contended that he does not intend to challenge order dtd.22.11.2023 in view of the notification issued in the meantime on 13.02.2025. It is also contended that Petitioner confines his claim so far as extension of 2nd RACP is concerned.
4. Learned Addl. Standing Counsel further contended that since Petitioner claiming the benefit of RACP has never moved the authority, let him move the competent authority to get the benefit.



5. Having heard learned counsel appearing for the Parties and considering the submission made, this Court while disposing the writ petition, grants liberty to the Petitioner to make a fresh representation before Opp. Party No. 3 by enclosing all the relevant documents and citations in support of his claim, if any, within a period of three (3) weeks hence.

5.1. It is observed that if such representation is filed within the aforesaid time period, Opp. Party No. 3 shall do well to take a lawful decision on the same within a period of three (3) months from the date of receipt of such representation. The order so passed by Opp. Party No. 3 be communicated to the Petitioner.

6. With the aforesaid observation and direction, the Writ Petition as well as I.A. stand disposed of.

(BIRAJA PRASANNA SATAPATHY)
Judge

Sneha