



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.34833 of 2025

Brajakishore Baliarsingh & Others **Petitioners**

Mr. J.K. Khuntia, Advocate

-Versus-

State of Odisha & Others **Opposite Parties**

Mr. S.B. Mohanty, AGA

CORAM:

JUSTICE DIXIT KRISHNA SHRIPAD

ORDER

08.12.2025

Order No.
01.

Petition prayer reads as under:

“It is therefore prayed that this Hon'ble Court may graciously be pleased to admit this writ application, call for the records, issue notice to the opp. parties and on hearing issue writ of mandamus directing the opp. parties more particularly opp. party No. 1 - Commissioner-Cum-Secretary to Govt., SC & ST Development Department and opp. party No. 2 - Principal Secretary, Finance Department, Govt. of Odisha to extend the benefits of RACP with grade pay of promotional post of Intermediate CT Teachers to the petitioners on completion of 10 years, 20 years and 30 years of service in terms of para- 1 and 10 of the Finance Department Resolution No. 3560 dated 06.02.2013 and refix their pay under ORSP Rules, 2017 and disburse the differential salary of the petitioners in the light of the order dated 10.07.2025 passed by the Hon'ble Court in W.P.(C) No. 13898 of 2021, within a time stipulated by the Hon'ble Court.”

It is a bit lengthy prayer, but makes sense.

2. Learned counsel for the petitioners submits that his clients are entitled to benefit of Co-ordinate Bench order dated 10.07.2025 rendered in W.P.(C) No.13898 of 2021 between Binod Chandra Das v. State of Odisha.



3. Learned AGA-Mr. Mohanty appearing for the OPs opposes the petition contending that for seeking a Writ of Mandamus, a representation is a must. In support of that, he quotes the treatise Writ Jurisdiction under the Constitution by Justice B.L. Hansaria. There is force in the submission. In retort, counsel for the Petitioners submits that his clients would make a representation within a period of two weeks and if a direction is issued to consider the same within a reasonable time, justice would be met. This is true.

In the above circumstances, writ petition is disposed off. Time for filing representation is two weeks' and considering the subject representation and informing result of such consideration to the Petitioners in writing, is eight weeks. All contentions are kept open.

It is open to the answering Opposite Parties to solicit any information or documents from the side of the Petitioners, as required for taking a decision on the subject representation. However, in that guise delay shall not be brooked.

Now, no costs.

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

(Dixit Krishna Shripad)
Judge