

IN THE HIGH COURT OF ORISSA AT CUTTACK
EXP No.27 of 2024

1) Binodini Tripathy **Petitioners**
2) Bibhas Tripathy

Represented by Adv. –
Mr. Prafulla Chandra
Acharya

-versus-

1) State of Odisha **Opposite Parties**
2) Director, Elementary Education
3) Block Edu. Officer, Angul

Represented by Adv. –
Mr. S.J. Mohanty,
A.S.C.

CORAM:
REGISTRAR (JUDICIAL)

ORDER
24.06.2026

Order No.

19. Mr. Acharya, learned counsel for the petitioner and the learned A.S.C. are present. Perused the case records and disposed of order of Hon'ble Court dated 08.05.2023 passed in WP(C) (OAC) 1442 of 2011.

Upon going through the affidavit dated 10.12.2025 filed by the Director, Elementary Education, it reveals that the State Government has preferred writ appeal bearing number W.A. No.1917 of 2025 challenging the order passed in WP(C)(OAC) No. 1442 of 2011. It is also evident from the said affidavit that the order passed by the Hon'ble Court has not been complied with.

The learned counsel appearing for the petitioner submitted that the direction of the Hon'ble Court is categorically clear in granting all benefits to the petitioner immediately. Although more than 3 years have been elapsed the said order was not complied with

rather the State is sitting ideally over the issue by filing a writ appeal and there is nothing in the affidavit to show that the order passed by the Hon'ble Court in WP(C)(OAC) No. 1442 of 2011 was stayed in the writ appeal.

Heard both sides. Perused the case record and it reveals that despite a direction by the Hon'ble Court in WP(C)(OAC) No. 1442 of 2011 passed on 08.05.2023 the same was not executed. Though writ appeal was filed the order passed in WP(C)(OAC) No. 1442 of 2011 has not been stayed. This is an execution petition of the year 2024 and despite repeated directions compliance has not been made. In view of the above, it is felt proper that the order of the Hon'ble Court be executed through the process of the Court as per the provisions laid down in C.P.C. The execution petition reveals that the petitioner wants to execute the order of the Hon'ble Court through the mode of attachment and sale of the property of the opposite parties. In view of the above, the petitioner is directed to submit the list of property of the erring officers which are to be attached for execution of the Hon'ble Court's order dated 08.05.2023.

Put up this matter on 15.07.2026 for submission of the list of the property of the O.Ps. for attachment.

Registrar (Judicial)
Lawzima