

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.1570 of 2023

**Sunil Kumar Pilla**

....

**Petitioner**

*Mr. N.C. Nayak, Advocate*

-versus-

**State of Odisha & another**

....

**Opp. Parties**

*Mr. B.P. Tripathy, AGA*

**CORAM:  
JUSTICE A.K. MOHAPATRA**

**ORDER  
27.01.2023**

**Order No.**

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

*“Under the premises as stated above, the humbly petitioner fervently prays that your Lordship may graciously be pleased to admit the case, call for the relevant papers, after being heard from both parties allow the writ petition to extent that;*

- i) *Issue appropriate writ/order/direction by directing the opp. parties more particularly O.P. No.2-Director of Horticulture, Govt. of Odisha, Bhubaneswar to take promptitude /effective steps in the matter to revise the pay of the petitioner in extending the benefit of financial upgradation that is 3<sup>rd</sup> R.A.C.P. with grade pay of Rs.4,600/- in the scale of pay Rs.10,290/- in the pay band-2 of Rs.9,300- Rs.34800/- w.e.f. 01/01/2013 & sanction / release deferential salary in the shape of arrears in the favour of the petitioner;*
- ii) *Issue appropriate writ/direction/order by directing the opp. parties to take effective steps in the matter of revision of pension of the petitioner from the date of*

*his retirement and release the arrears as due and admissible within a stipulated period.*

*iii) And pass such other order(s) / direction(s) as this Hon'ble Court deems fit and proper in the facts and circumstances of the case to give complete relief to the petitioner."*

4. It is submitted by learned counsel for the Petitioner that although the Petitioner has filed representation before the Opposite Party No.2 under Annexure-5, but the same is still pending before the said Opposite Party and the said Opposite Party has not taken any decision as of now.

5. Learned counsel for the State submits that he has no objection, if a direction is given to the authority concerned to consider the representation of the Petitioner in accordance with law within a stipulated period of time.

6. Considering the submissions made by the respective parties and without expressing any opinion on the merits of the case, this Court disposes of the writ petition at the stage of admission with a direction to the Opposite Party No.2 to consider the representation of the Petitioner under Annexure-5 in accordance with law within a period of two months from the date of production of certified copy of this order. It is needless to mention here that the representation of the Petitioner shall be considered and disposed of by passing a speaking and reasoned order. Any decision so taken on the said representation shall be communicated to the Petitioner within a period of two weeks thereafter.

7. Urgent certified copy of this order be granted on proper application.

**( A.K. Mohapatra )**  
**Judge**

Debasis