



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No.2118 of 2024

The Board of Governors represented through its Director, Indira Gandhi Institute of Technology *Appellant*

Mr. Nirod Kumar Sahu, Advocate

-versus-

Dharmananda Mallik and others *Respondents*

CORAM:

HON'BLE THE CHIEF JUSTICE
HON'BLE MISS JUSTICE SAVITRI RATHO

Order No.

ORDER
01.10.2024

I.A. No. 5572 of 2024

01. This matter is taken up through Hybrid mode.
2. Issue notice on the question of limitation to opposite parties No.1 and 3 by Speed/Registered Post with AD fixing a short returnable date, requisites for which shall be filed within a week.
3. Mr. M.K. Khuntia, learned Additional Government Advocate accepts notice on behalf of State-respondent No. 2. Let a copy of the present I.A. along with writ appeal be served upon him in course of the day.
4. List this matter on 05.11.2024.


(Chakradhari Sharan Singh)
Chief Justice


(Savitri Ratho)
Judge



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No. 2118 of 2024

The Board of Governors, represented *Appellant*
through its Director, Indira Gandhi
Institute of Technology

Mr. Sidharth Sahu, Advocate

-versus-

Dharmananda Mallik and others *Respondents*

Mr. Umakant Sahoo, Advocate for Respondent No.1

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MISS JUSTICE SAVITRI RATHO

Order No.

ORDER
05.11.2024

I.A. No.5572 of 2024

02. This matter is taken up through Hybrid mode.

2. This application has been filed by the applicant/appellant seeking condonation of delay of 97 days in preferring the present intra-court appeal.

3. Heard Mr. Sidharth Sahu, learned counsel appearing on behalf of the appellant and Mr. Umakant Sahoo, learned counsel appearing on behalf of respondent No.1.

4. Considering the reasons assigned in this application and as Mr. Umakant Sahoo, learned counsel for the respondent does not have any objection to the prayer for condonation of delay, this application is allowed.



5. Consequently, the aforesaid delay of 97 days in filing the present writ appeal stands condoned.

6. The I.A. stands disposed of.

W.A. No.2118 of 2024

7. Mr. Sidharth Sahu, learned counsel appearing on behalf of the appellant undertakes to serve a copy of the memorandum of appeal on Mr. Umakant Sahoo, learned counsel appearing on behalf of the respondent within three working days.

8. List this matter on 12.11.2024.


(Chakradhari Sharan Singh)
Chief Justice


(Savitri Ratho)
Judge

S. Behera

IN THE HIGH COURT OF ORISSA

Case No. - WA / 2118 / 2024

OFFICE NOTES

Sl. No. of Order for Compliance	Date of Order for compliance	Notes and action taken on order with signature of Dealing Assistant and Superintendent
1	2024-08-29	<p>I. I.A No.-5572 of 2024 is at flag-A for Condonation of Delay.</p> <p>For Orders</p> <p>Along With W.P(C)-29507/2019 D.B</p> <p>(WRIT APPEAL SEAT - 7, Date & Time: 2024-08-29 14:43:36.031644)</p>
1	2024-10-01	<p>Memo No-20054,20055</p> <p>Date- 22.10.2024</p> <p>Notice on limitation matter issued to the respondent no-1 & 3 by R.P with A.D fixing on 29.10.2024 for appearance & show cause.</p> <p>M/S Umakant Sahoo & his associate entered appearance for the respondent-1.</p> <p>Order No.-1</p> <p>i. Further order on I.A No.-5572 of 2024 is at flag-"A" for Condonation of Delay.</p> <p>ii. Neither A.D nor undelivered notice issued to the respondent No.-3 returned unserved yet, in this regard postal tracking report showing "Item delivered (Addressee)" is at flag-"M".</p> <p>For Orders</p>

Refer to the disposed case no. W.P(C)-29507/2019 D.B Adj. to 05.11.2024	
(WRIT APPEAL SEAT - 7, Date & Time: 2024-10-29 11:15:09.408202)	
3	2024-11-13
Order No-02 for fresh admission i)receipt showing service copy of the appeal memo along with all annexure on counsel for the respondent filed. W.P(C)-29507/2019 (a disp. of case) for reference. D.B Adjn.case	
(WRIT APPEAL SEAT - 7, Date & Time: 2024-11-13 12:02:50.728926)	
2	2024-11-05
For fresh admission i)Counter affidavit filed by the respondent-1 is at flag-"B". (Copy Served vide receipt) W.P(C)-29507/2019 (a disp. of case) for reference. D.B Ref in W.A-2119/2024 (Adj. to 03.12.2024)	
(WRIT APPEAL SEAT - 7, Date & Time: 2024-11-29 10:57:17.592323)	
2	2024-11-05
Order No-02 For Fresh Admission i)Counter affidavit filed by the respondent-1 is at flag-"B". (Copy Served vide receipt) W.P(C)-29507/2019 (a disp. of case) for reference. D.B	

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ORISSA HIGH COURT
FILING ACKNOWLEDGEMENT SLIP

CNR	ODHC010540622024
Filing No	D- WA/0031855/2024
Date and Time	24/07/2024-11:55:37
Case No	WA/2118/2024
Registration Date and Time	03/08/2024
Misc Case/IA	5572/2024
Petitioner Name	BOARD OF GOVERNORS, I.G.I.T,SARANG
Petitioner Advocate Name	NIROD KUMAR SAHU
Respondents Name	DHARMANANDA MALLIK
Respondents Advocate	
Amount	
Police Station	
FIR	-



Saturday 03rd of August 2024 11:57:52 AM

D-WA/31855/2024
IN THE HIGH COURT OF ORISSA

Case No. **WA-2118/2024**

OFFICE NOTES

Sl. No. of Order for compliance	Date of Order for compliance	Notes and action taken on order with signature of Dealing Assistant and Superintendent



CNR
Filing No
Date and Time
Case No
Registration Date and Time
Misc Case/IA
Petitioner Name
Petitioner Advocate Name
Respondents Name
Respondents Advocate
Amount
Police Station
FIR

ORISSA HIGH COURT
FILING ACKNOWLEDGEMENT SLIP

ODHC010540622024

D- WA/0031855/2024

24/07/2024-15:34:56

5572/2024

BOARD OF GOVERNORS

NIROD KUMAR SAIHU

DHARMANANDA MALLIK



Wednesday 24th of July 2024 03:38:28 PM

STAMP REPORT

Case No.- D-WA / 31855 / 2024

LIMITATION

Date of Judgement Awards : 2024-03-19

Date of Valid Presentation : 2024-07-24

Total period Occupied : 127 day

Limitation : 30 day

Certified Copy Period : day

Delay in filing : 97 day

1. In time : No Expired on 2024-04
2. Period of Delay : 97days ,IA for condonation of delay filed.
3. Court Fee : Rs.12/- paid
4. Authentication fee due on the
 - (a) Copy of Trial Court Judgement
Rs : x Decree Rs :x
 - (b) Appellate Court Judgement Rs : x
Decree Rs : x
5. (a) Copy of Trial Court Judgement / Order : x
(b) Appellate Court /Revisional Order Judgement : C copy of impugned order not filed,IA filed.
 - (c) Second Copy Petition :
 - (d) Receipt showing copy on A.G. : x
 - (e) Vakalatnama properly stamped,
Executed and accepted : Appearance memo .filed.
6. (a) Cause Title : In order
(b) Provisional of Law : Furnished
7. Code : Indicated
8. Single Judge / Division Bench Case : Division
9. Other Defects :
10. Roster : Writ Appeals (WA) from 2020 onwards.

STAMP REPORTER

(Bikram Sethy, Date & Time: 2024-07-30 04:06:43pm)
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D-WA/31855/2024

NIROD KUMAR SAHU
(ADVOCATE)
Mob-9937167902
A/C 9776234087

1. RFA/RSA/FAO/SAO/LPA/SPA/CRP/ Review Pet/O. Ref/EXFA/EXSA/SM/APP/ Tr. P (c) WP (c) WA/SCLP Co. Appl/Co. Pet/Co.Case /Co App / Bkg. P/Mat . A/ Mat Ref/RP (FAMCT) Test Case / intest . Case /L.A. Ref/RCFA / L.A.A. / RCSA / RE Rev / MAC / MAC APP / EL pet / ELAPP / Arb, P / Arb . A / insurance Ref/ Cont. Cas (c) /Coutd . App (c) MFA(name of the Act) MSA/ SP.JC (name of the Act)Crl A / Crl .Rev / CKL.M.C / BLAPL / Cal .MAPPI /WP (crl) CUSREF STREV

Case Type W-A. No 2118 / 2024 Date of Regn

2. if 'state' is party, Name of the Deptt : {pet, Res} [put Mark]

if public Undertakings (Specify Name) : (Pet) (Res) [put Mark]

3. (a) Number of Category under Which the matter Fails :

3 1 0 1 0 0

if others, Specify the Subject

(b) Which is applicable ? [put Mark]

(Single Bench /Div .Bench / Three Judge Bench / Five Judge Bench)

4. Article of the constitution /Act (Central /state) [Put Mark]

Article 4 of the Orissa High Court Order, 1948

5. section/Sub-Section involved

6. Rules involved An Appeal under the clause 10 of the letters patent Constituting the High Court of Judicature at Patna.

7. Whether any other Matter is pending in this court on the same point of law :

if So, give the Number of matter :

8. Whether any other Matter is pending against the impugned order/ Judgment ?

if So, give the Number of matter :

9. Whether the Matter is covered by any Judgment of the supreme Court, this

Court or any other high Court, if so, give the details of the Judgment

10. point of law involved in the matter An appeal against order passed by the

learned single judge in W.P.(c)-29507 of 2019 disposing
the writ petition in the light of judgement passed in
W.A no. 659/2023

Date 23.07.2024

Signature of the Advocate

IN THE HIGH COURT OF ORISSA;CUTTACK

W.A.No. **2118** of 2024

(Arising out of W.P.(C) No. 29507 of 2019)

Board of Governors, IGIT Sarang

.....Appellants

-Versus-

Dharmananda Mallik & *Ons*Respondents

INDEX

SL.NO.	DESCRIPTION OF DOCUMENTS	PAGE NO.
1.	SYNOPSIS	A
2.	LIST OF DATES AND EVENTS	B - C
3.	WRIT APPEAL	1 to 20
4.	<u>ANNEXURE-1</u> Copy of the order of appointment dtd.30.09.1989 issued by the Institute	- 21 -
5.	<u>ANNEXURE-2</u> A copy of the decision of the Government in the Industries Department dated 11.01.2000	- 22 -
6.	<u>ANNEXURE-3</u> Copy of the circular dated 29.01.2000	- 23 -
7.	<u>ANNEXURE-4</u> Copy of the option dtd.29.06.2000 exercised by the Respondent-Petitioner	
8.	<u>ANNEXURE-5</u> Copy of the Circular dtd.04.07.2002 issued by the Registrar, IGIT Sarang	- 25 -
9.	<u>ANNEXURE-6</u> Copy of the Circular dtd.06.04.2004 issued by the Registrar, IGIT Sarang	- 26 -
10.	<u>ANNEXURE-7 SERIES</u> Copy of the applications given by the 5 staff	27 - 31

Amal
Adv

	members	
11.	<u>ANNEXURE-8</u> Copy of the Resolution dated 30.09.2004	- 32 -
12.	<u>ANNEXURE-9</u> Copy of the Letter dated 06.10.2004 vide No-PA/8/40-395	- 33 -
13.	<u>ANNEXURE-10 SERIES</u> A copy of the Letter dated 16.11.2004 vide no IGIT/ACCTS/221	34-42
14.	<u>ANNEXURE-11</u> Copy of the Approval Letter dated 22.03.2005	- 43 -
15.	<u>ANNEXURE-12 SERIES</u> Copy of the Resolution passed in 47 th Meeting of the Board of Governors and Copy of the Letter dated 12.01.2011	44-49
16.	<u>ANNEXURE-13</u> Copy of the Letter No. V.FEII-27/2011/2543/I dated 14.02.2011	- 50 -
17.	<u>ANNEXURE-14</u> Copy of the Order dtd.16.09.2019 issued by the Skill Development & Technical Education, Government of Odisha	- 51 -
18.	<u>ANNEXURE-15 Series</u> Copy of the documents showing the benefits received by the Respondent-Petitioner	52-54
19.	<u>ANNEXURE-16</u> Copy of the order dtd.12.07.2024 passed by the Hon'ble Supreme Court in SLP(Civil) Diary No.(s) 22957 of 2024	- 55 -
20.	<u>ANNEXURE-17</u> Copy of the Judgment dtd.19.03.2024 passed by this Hon'ble court in W.P.(C) No. 29507 of 2019	56-57
21.	<u>VAKALATNAMA</u>	

Cuttack

Date: 23.07.24

Advocate

for the Appellants
ASHUTOSH MODI
En-o-1030/2023

8



IN THE HIGH COURT OF ORISSA;CUTTACK

W.A.No. **2118** of 2024

(Arising out of W.P.(C) No. 29507 of 2019)

Board of Governors, IGIT Sarang

.....Appellants

-Versus-

Dharmananda Mallik & Ors.Respondents

SYNOPSIS

That, the Appellants have preferred the present appeal as they are aggrieved by the order dtd.19.03.2024 passed by the Learned Single Judge disposing the impugned Writ Petition bearing W.P.(C) No.29507 of 2019 in light of the Judgment dtd.06.02.2024 passed in W.A. No. 659 of 2023, as a consequence the Appellant Institute has no other option but to disburse pension benefits to the Respondent-Petitioner w.e.f. 31.05.2021 i.e. next day of his date of retirement notwithstanding the fact that he had already received CPF-Cum-Gratuity benefits amounting to Rs.22,62,883/- after his retirement.

Cuttack

Date: 23-07-2024

Advocate

Ashutosh Modi
for the Appellants
ASHUTOSH MODI
En.-o- 1030/2023

(B)

APPENDIX-II

IN THE HIGH COURT OF ORISSA;CUTTACK

W.A.No. **2118** of 2024

(Arising out of W.P.(C) No. 29507 of 2019)

Board of Governors, IGIT Sarang

.....Appellants

-Versus-

Dharmananda Mallik & Ors.Respondents

LIST OF DATES AND EVENTS

DATE	DESCRIPTION OF EVENTS
29.01.2000	Option was invited from all the regular employees of IGIT Sarang to opt for Pension-cum-Gratuity Scheme or CPF-cum-Gratuity Scheme.
29.06.2000	Respondent-Petitioner exercised option for CPF-cum-Gratuity Scheme.
04.07.2002	Fresh Options were again invited from all the regular employees.
06.04.2004	The Institute issued a circular asking all the employees to give their option for CPF-cum-Gratuity Scheme or Pension-cum-Gratuity Scheme within 05.05.2004.
16.11.2004	The Appellant Institute sent the final list of the employees who have exercised option for CPF-cum-Gratuity and Pension-cum-Gratuity to the Government for approval.
23.03.2005	Government approved the final list sent by the Institute.

*Amal
Aali*

(C)

14.02.2011	Government rejected the prayer of the Respondent-Petitioner to switch over from CPF-cum-Gratuity Scheme to Pension – cum-Gratuity.
16.09.2019	Government again rejected the case of the Respondent-Petitioner.
31.05.2021	The Respondent-Petitioner retired from the Institute.

Cuttack

Date: 23.07.2024

Advocate

Amod
for the Appellants
ASHUTOSH MODI
En-0-1030/2023



IN THE HIGH COURT OF ORISSA; CUTTACK

W.A. No. **2118** of 2024

Code No - 310/00

(Arising out of W.P.(C) No. 7810 of 2018)

In the matter of:

An appeal under Clause -10 of the Letters Patent constituting the High Court of Judicature at Patna read with Article 4 of the Orissa High court Order, 1948.

AND

In the matter of:

An Appeal against the order dtd.19.03.2024 passed by the Learned Single Judge in W.P.(C) No. 29507 of 2019 disposing the Writ Petition in the light of the judgment passed on 06.02.2024 in W.A. No, 659 of 2023 as a consequence of which the Appellants are bound to release the pensionary benefits to the Respondent-Petitioner w.e.f.31.05.2021 despite the fact that the Respondent-Petitioner had already received the CPF-cum-Gratuity benefits after his retirement.

AND

*Amol
Adv*

In the matter of:

1. The Board of Governors represented through its Director, Indira Gandhi Institute of Technology, Sarang, Parjang, Dist: Dhenkanal.

....Appellants

(OP No.2 in the Writ Petition)

-Versus-

1. Dharmananda Mallik aged about 64 years, S/o-Late Alekha Malik, At/PO: Naraj, Via: Munduli Colony, Cuttack-6

.....Respondent

2. State of Odisha, represented through Commissioner-cum-Secretary, Department of Skill Development & Technical Education, Secretariat Building, Bhubaneswar.
3. Registrar, Indira Gandhi Institute of Technology, Sarang, Parjang, Dist: Dhenkanal

....Proforma Respondent

(OP No.1 and 3 in the writ petition)

S-Sahu
Adv.



(OP No.1 in the writ petition)

The matter out of which this Writ Appeal arises was before this Hon'ble Court in W.P.(C) No.29507 of 2019 which was disposed of on 19.03.2024.

MEMORANDUM OF APPEAL:

1. That, the Appellants have preferred the present appeal as they are aggrieved by the order dtd.19.03.2024 passed by the Learned Single Judge disposing the impugned Writ Petition bearing W.P.(C) No.29507 of 2019 in light of the Judgment dtd.06.02.2024 passed in W.A. No. 659 of 2023, as a consequence the Appellant Institute has no other option but to disburse pension benefits to the Respondent-Petitioner w.e.f. 31.05.2021 i.e. next day of his date of retirement notwithstanding the fact that he had already received CPF-Cum-Gratuity benefits amounting to Rs.22,62,883/- after his retirement. It is humbly submitted that the Respondent-Petitioner cannot be extended pension benefits after his retirement, moreover, after receiving all the retiral benefits under the CPF-cum-Gratuity Scheme

Dr. S. K. Adhikari

in as much as the position of law is well settled that **if the request for such belated exercise of option is accepted, the effect would be to permit the respondent to secure the double benefit of both provident fund scheme as also pension scheme, which is unjust and impermissible.** The Appellant Institution in no circumstances is liable to pay pension benefits to the an employee after his retirement who has already voluntarily received benefits under CPF-cum-Gratuity Scheme in as much as the position of law is well settled that **on receipt of the entire CPF Amount, the relationship between the employee and employer ceases to exist without leaving any further legal right or obligation qua each other.**

It is absolutely pertinent to mention here that the Respondent-Petitioner with the intention of getting double benefits has filed the impugned writ petition despite receiving all the benefits under the CPF-cum-Gratuity Scheme which shows the greedy and illegal conduct of the Respondent-Petitioner therefore no further benefits should be granted to the Respondent-Petitioner as it would be perverse and impermissible in the eye of law. Thus, from the legal position as stated above, the order dtd.19.03.2024 passed by the Learned Single Judge allowing the prayer made by the

Prudh
Ade

Respondent-Petitioner in W.P.(C) No.29507 of 2019 is a nullity in eye of law and is liable to be quashed in limine.

The Learned Single Judge has disposed of the impugned writ petition vide order dtd.19.03.2024 by relying upon the judgment dtd.06.02.2024 passed in W.A. No. 659 of 2023. The Division Bench of this Hon'ble Court in its judgment dtd.06.02.2024 has upheld the judgment dtd.25.01.2023 passed by the Learned Single Judge in W.P.(C) No.2317 of 2018, allowing the prayer made by Dr.Subhra Keshari Biswal, petitioner in the instant case, who was also a faculty of the Appellant Institution. In the aforementioned writ petition an identical prayer was made as in the impugned writ petition and the Learned Single Judge held that if five employees of the Institute were allowed to change the option from CPF-cum-Gratuity Scheme to Pension-cum-Gratuity Scheme then similar benefit should be given to the Petitioner as a result the writ petition stands allowed. The judgment dtd.25.01.2023 passed by the Learned Single Judge in W.P.(C) No. 2317 of 2018 was upheld by the Division Bench of this Hon'ble Court in W.A. No.659 of 2023 vide judgment dtd.06.02.2024 which is pending for adjudication in the Hon'ble Apex Court and the operation of the judgment dtd.06.02.2024 has

Dr. Subhra
Keshari

-6-

been stayed by the Hon'ble Apex Court vide order dtd.12.07.2024 passed in SLP (Civil) Diary No.22957/2024. . However, the impugned writ petition should not have been disposed of by relying upon the judgment dtd.06.02.2024 passed in W.A. No.659 of 2023 since the aforesaid judgment is not applicable to the present case in toto. The Division Bench of this Hon'ble Court rejected the appeal bearing W.A. No.659 of 2023 filed by the present Appellant on the primary ground that there was no document available on record to show the cut-off date fixed by the Institute for changing option from CPF-cum-Gratuity Scheme to Pension-cum-Gratuity Scheme and the order of rejection passed by the Government against the representation made by the Respondent-Petitioner is not communicated to him.

In the instant case, the Petitioner-Respondent has annexed the Circular dtd.06.04.2004 which clearly shows that final date for exercising option for CPF-cum-Gratuity Scheme or Pension-cum-Gratuity Scheme is 05.05.2004. The Respondent-Petitioner exercised his option for CPF-cum-Gratuity Scheme on 29.06.2000. Henceforth no application has been made by the delinquent employee to the Appellant Institute to change his option to pension-cum-

Prakash
Ade

- 7 -

gratuity. The Government being the competent authority under the O.C.S. (Pension) Rules, 1992 rightly rejected the representation dtd. 14.12.2005 vide order dtd. 14.02.2011 with the reasoning that once the option is exercised it cannot be re-opened again which has been communicated to the Respondent-Petitioner. The Government of Orissa again issued order dtd. 23.02.2018 rejecting the prayer of the Respondent-Petitioner which was communicated to the Director, IGIT Sarang and forwarded to all the HOD/HOOs for wide circulation among all employees.

Thus, in view of the facts and circumstances as mentioned above, the judgment dtd. 25.01.2023 passed in W.P.(C) no. 29507 of 2019 which was confirmed by the Hon'ble Division Bench vide judgment dtd. 06.02.2024 in W.A. No. 659 of 2024 cannot act as precedent to the issue involved in the present case although the issues involved in both the writ petitions are identical since the position of law is well settled that **a little difference in facts or additional facts may make a lot of difference to the precedential value of a decision. A judgment of the Court is not to be read as a statute, as it is to be remembered that judicial utterances have been made in setting of facts of a particular case. One Additional**

Prakash
Ade

or different fact may make a world of difference between the conclusions in two cases. Disposal of cases by blindly placing reliance upon a decision is not proper. Thus, from the aforesaid legal point of view, the impugned order dtd.19.03.2024 under Annexure-18 passed by the Learned Single Judge allowing the writ petition by relying upon the judgment dtd.06.02.2024 passed in W.A. No. 659 of 2023 is ex-facie illegal and is liable to be quashed.

2. That IGIT Sarang (hereinafter referred to as the "Institute") previously known as Orissa College of Engineering, is a premier institute in the State of Odisha offering engineering courses at the undergraduate and post-graduate level and is equipped with highly qualified faculties and state of the art laboratories. The Institute imparts technical education with courses and curriculum approved by AICTE, IE and ISTE and has NBA (AICTE) accreditation. The institute was previously managed directly by the Government of Odisha and, since 1987 is managed by the IGIT Society- An autonomous body.

3. That, the Respondent-Petitioner was appointed as Teaching Assistant in Electrical Engineering Department on 30.09.1989 w. The

Dr. P. K. Sahoo
Adv

Respondent joined in the designated post after accepting all the terms and conditions in the order of appointment.

Copy of the order of appointment dtd.30.09.1989 issued by the Institute is annexed herewith as **Annexure-1.**

4. That the management of the society in its 27th meeting took the decision for implementation of CPF/GPF and Pension-cum-gratuity rules for the employees of IGIT Sarang w.e.f. 01.04.1996. The said scheme was approved by the Government in its communication dated 11.01.2000. The Government in the aforementioned communication has conveyed that the State Government will not bear any additional financial liability due to introduction of this scheme over and above the normal grant-in-aid that would have been paid to the Institute had the CPF scheme continued.

A copy of the decision of the Government in the Industries Department dated 11.01.2000 is annexed herewith as **Annexure-2.**

5. That by circular dated 29.01.2000 all the regular employees of the institute were informed to exercise their option for accepting either CPF-cum-Gratuity or pension-cum-gratuity in the prescribed form within a period of six months from the date of circulation.

Dr. S. S. S.
Ade

Copy of the circular dated 29.01.2000 is annexed herewith as

Annexure-3.

6. That, the Respondent-Petitioner exercised his option for CPF-cum-Gratuity Scheme on 29.06.2000 in response to the circular dtd.29.01.2000 issued by the Government of Orissa.

Copy of the option dtd.29.06.2000 exercised by the Respondent-Petitioner is annexed herewith as **Annexure-4.**

7. That, fresh options were again invited from the employees of the Institute to choose either the CPF-cum-Gratuity Scheme or Pension-cum-Gratuity Scheme through a circular dtd.04.07.2002 issued by the Registrar, IGIT Sarang. No option was exercised by the Petitioner as he decided to continue under the CPF-cum-Gratuity Scheme.

Copy of the Circular dtd.04.07.2002 issued by the Registrar, IGIT Sarang is annexed herewith as **Annexure-5.**

8. That, the Institute again invited fresh options vide circular dtd.06.04.2004 from the employees to select either CPF-cum-Gratuity Scheme or Pension-cum-Gratuity Scheme and the last date for exercising the option was fixed at 05.05.2004. Respondent-Petitioner did not exercise any option and remained under under the CPF-cum-Gratuity Scheme.

Dr. A. K. Adhikari

Copy of the Circular dtd.06.04.2004 issued by the Registrar, IGIT Sarang is annexed herewith as **Annexure-6**.

9. That, although, 05.05.2004 was fixed as the cut-off date to submit the options for selecting either CPF-cum-Gratuity Scheme or Pension-cum-Gratuity Scheme, the Institute in order to give its employees adequate opportunities continued to accept representations from employees who wanted to change the option from CPF-cum-Gratuity Scheme to Pension-cum-Gratuity Scheme. After exercising the option for CPF-cum-Gratuity, five staff members of the Institute through proper channel from 05.05.2004 to 18.10.2004 submitted their application to Appellant No.1 for changing of option from CPF-cum-Gratuity Scheme to Pension-cum-Gratuity Scheme. These applications were filed by none other than those five members namely Jayanta Kumar Ganthia, Sukadeb Sahoo, Pradip Kumar Dash, Sheshadev Bhuyan and Padma Charan Rout.

Copy of the applications given by the 5 staff members is Annexed herewith as **Annexure-7 Series**.

10. That in the 40th meeting of the Board of Governors, I.G.I.T Sarang dated 30.09.2004 the implementation of pension-cum-Gratuity scheme was discussed in detail. It was resolved that the existing

Ans. 9
10/11



employees may be allowed pension-cum-Gratuity or CPF-cum-Gratuity as per the option already exercised. However, fresh employees to be recruited henceforth should be covered under CPF-cum-Gratuity without any scope for opting towards pension scheme.

Copy of the Resolution dated 30.09.2004 is annexed under Annexure-8.

11. That pursuant to the resolution dated 30.09.2004, a letter Vide No- PA/8/40-395 was sent by the Principal to the Registrar for submitting the List of Staff members who have opted to remain under pension-cum-Gratuity or CPF-cum-Gratuity scheme for Approval of the Government.

Copy of the Letter dated 06.10.2004 vide No- PA/8/40-395 is annexed herewith as Annexure-9.

12. That in furtherance to the communication made by the Registrar, in order to give justice to its employees, the Appellants put all its effort and allowed all the employees to rethink about their option either they will continue under the CPF-cum-Gratuity or Pension-cum-Gratuity scheme according to their choice. The staff members were allowed to exercise their choice on 15.11.2004. The Institute vide letter no. IGIT/ACCTS/221 sent the list of employees who have opted for

*Dr. Prady
P. V.*

pension scheme and CPF Scheme to the Commissioner-cum-Secretary, Industries Department, Government of Orissa, Bhubaneswar. In the above communication it was mentioned that out of 209 staff members who exercised their option, 177 staff members have opted for the Pension-Cum-Gratuity Scheme while 32 staff members opted for the CPF-cum-Gratuity Scheme in which list the name of the Respondent No.1 was included. This list was submitted after giving all possible opportunity to the employees with regard to exercising of their option according to their choice. Thus, the option exercised by the Respondent No.1 to remain under CPF-cum-Gratuity Scheme was a conscious and voluntary decision according to his own choice. Five employees who were mentioned in the additional affidavit of the Respondent had exercised their option to opt for Pension-cum-Gratuity Scheme much before the government approved the Resolution of the BOG and List submitted by the Appellant.

A copy of the Letter dated 16.11.2004 vide no IGIT/ACCTS/221 is annexed herewith as Annexure-10.

13. That the Industries Department of the Government of Orissa taking into consideration the approval made in resolution dated 30.09.2004 in the 40th Board of Governors Meeting directed the Principal, I.G.I.T

*Pradeep
Ade*

Sarang for the implementation of the Pension Scheme in respect of the five employees who had exercised their option and retired in the meantime to remain under the Pension Scheme along with other 172 Employees who have not retired but opted for the Pension Scheme as per the List submitted by the Appellant vide Letter dated 16.11.2004. This List was approved by the Government on 22.03.2005.

Copy of the Approval Letter dated 22.03.2005 is annexed herewith as Annexure-11.

14. That however, the Appellant No.1 on receipt of such applications through Letter dated 12.01.2011 vide No. PA/8-47/18 sent the list of 20 employees including the Respondent to be included in the Pension-cum-Gratuity Scheme instead of CPF-cum-Gratuity Scheme to the Principal Secretary to Government, Industries Department with reference to the minutes of 46th meeting of the Board of Governors in the 47th Meeting of the Board of governors held on 25.09.2010.

The Board in the 47th Meeting resolved as under:

*“The individual cases have been examined and
put up in Annexure-I for perusal of the Board.
Board advised the Director to request the*

*Amol
Ade*

Government for consideration to include in pension-cum-Gratuity Scheme”.

Copy of the Resolution passed in 47th Meeting of the Board of Governors and Copy of the Letter dated 12.01.2011 is annexed herewith as **Annexure-12 Series.**

15. That the Government in reply to Letter dated 12.01.2011 vide No. PA/8-47/18 intimated the Appellant No.1 that the Government has nothing to say about the inclusion of employees who have opted or CPF-cum-Gratuity into Pension-cum-Gratuity scheme now, as this Department will not bear any financial liability on it. The Government further directed that once the option is exercised it is final and it should not be re-opened again.

Copy of the Letter No. V.FEII-27/2011/2543/I dated 14.02.2011 is annexed herewith as **Annexure-13.**

16. That, it is further submitted that the Government of Orissa vide order dtd.16.09.2019 again rejected the prayer of the Respondent-Petitioner to switch from CPF-cum-Gratuity to Pension-cum-Gratuity Scheme and it was also communicated to the concerned employees.

*Dr. Achyut
Ade*

Copy of the Order dtd.16.09.2019 issued by the Skill Development & Technical Education, Government of Odisha is annexed herewith as **Annexure-14**.

17. That, it is appropriate to mention here that the Respondent-Petitioner retired on 31.05.2021. After retirement, the Respondent-Petitioner voluntarily accepted the benefits under CPF-cum-Gratuity Scheme amounting to Rs.22,62,883/-. The total amount of Rs.22,62,883/- as CPF-cum-Gratuity benefits was received by the Respondent-Petitioner under the following heads:.

- (i) Leave Salary amounting to Rs.9,36,000/- credited through Cheque on 11.08.2021.
- (ii) Gratuity amounting to Rs.14,74,200 /- credited on 21.09.2021 through Cheque.

Copy of the documents showing the benefits received by the Respondent-Petitioner is annexed herewith as **Annexure-15**

Series.

18. That ,the Respondent filed W.P.(C) No. 29507 of 2019 stating his pension has not yet been released and this action of the Opp.party is discriminatory, *ultra vires* and violative of fundamental rights guaranteed under Article 14,19 and 21 of the Constitution of India

Pradeep
Adv



and Pension Rules too. The Respondent No.1 filed this writ application by suppressing many material facts which has been disclosed in the preceding paragraphs.

19. That, at this juncture it is appropriate to mention here that the judgment dtd.06.02.2024 passed by this Hon'ble Court in W.A. No 659 of 2023 which has been relied upon by the Learned Single Judge while disposing the impugned writ petition has been stayed by the Hon'ble Apex Court vide its order dtd.12.07.2024 passed in SLP (Civil) Diary No.(s) 22957/2024.

Copy of the order dtd.12.07.2024 passed by the Hon'ble Supreme Court in SLP(Civil) Diary No.(s) 22957 of 2024 is annexed herewith as **Annexure-16**.

20. That the learned Single Judge of this Hon'ble Court without properly examining the facts and the materials available on record as stated above has erroneously allowed the writ petition filed by the respondent and passed the impugned order dtd.19.03.2024 with the following observation:

“ In view of the same the Court is inclined to dispose of the writ petition in the light of the

Dr. A. K. S. Adhikari

-17-

*judgment passed on 06.02.2024 in W.A. No.
659 of 2023."*

Copy of the Judgment dtd.19.03.2024 passed by this Hon'ble
court in W.P.(C) No. 29507 of 2019 is annexed herewith as
Annexure-17.

Being aggrieved by the order
dtd.19.03.2024 passed by the
Learned Single Judge in W.P.(C)
No.29507 of 2019, the appellants
preferred the aforesaid writ appeal
on the following amongst other:-

GROUND

A) For that the Learned Single Judge has committed material irregularity in
allowing the Respondent-Petitioner to get pension benefits after he had
voluntarily received the benefits amounting to Rs.22,62,883/- under the
CPF-cum-Gratuity Scheme. The position of law is well settled that the **on
receipt of the entire CPF Amount, the relationship between the
employee and employer ceases to exist without leaving any further**

*Amoli
Ade*

legal right or obligation qua each other, thus, no direction can be made to the Appellant to release the pension benefits to the Petitioner after he had already received benefits under CPF Scheme.

- B) For that the Learned Single Judge has passed the impugned order without application of mind in as much as no employee is allowed to get pension benefits after he had voluntarily exercised option to receive benefits under CPF-cum-Gratuity and has already received the entire amount after his retirement. Such an erroneous order passed by the Learned Single is contrary to the settled position of law **if the request for such belated exercise of option is accepted, the effect would be to permit the respondent to secure the double benefit of both provident fund scheme as also pension scheme, which is unjust and impermissible.**
- C) For that the Learned Single Judge has committed gross irregularity in disposing the impugned writ petition by relying upon the judgment dtd.06.02.2024 passed in W.A. No. 659 of 2023 since the facts in the present impugned writ petition are not exactly identical to the facts involved in the writ appeal. The Courts should generally not dispose of writ petitions by relying upon an order passed in an identical matter without properly verifying the facts in as much as the position of law is well settled that **a little difference in facts or additional facts may make a lot of**

Amol
Ade

difference to the precedential value of a decision. A judgment of the Court is not to be read as a statute, as it is to be remembered that judicial utterances have been made in setting of facts of a particular case. One Additional or different fact may make a world of difference between the conclusions in two cases.

D) For that the Learned Single Judge has failed to take into account the vital aspect that the Respondent-Petitioner has filed the impugned writ petition after six years of his retirement with an ulterior motive to get double benefits after the Institute had already granted the benefits under the CPF-cum-Gratuity Scheme to the Respondent after his retirement as per the option already exercised by the Petitioner. The aforesaid conduct of the Petitioner not only is a proof of delay and laches on his part but also raises grave suspicion of malafide intention.

E) For that the Learned single judge has committed gross irregularity in allowing pension-cum-gratuity benefits to the Respondent-Petitioner without taking into account the vital fact the Government had approved the final list of options on 23.03.2005. The Respondent-Petitioner had exercised his option for CPF-cum-Gratuity Scheme on 29.06.2000 and despite getting two opportunities on 04.07.2002 and 06.04.2004 to change his option, the Respondent-Petitioner did not exercise the same.

Amol
Adv

RELIEF SOUGHT FOR

- (i) The appeal be admitted,
- (ii) LCR be called
- (iii) And after hearing, the appeal be allowed by setting aside the impugned order dated 19.03.2024 passed by the Learned Single Judge in W.P. (C) No.29507 of 2019 under Annexure- 17.

CUTTACK

DATE : 29.07.2024

Advocate

for the Appellant

ASHUTOSH MODI
En-0-1030/2023

CERTIFICATE

The ground set forth in the appeal memo are good grounds and I undertake to support the same at the time of hearing and further certified that due to non-availability of cartridge papers this appeal has been typed in thick white papers.

Advocate

ASHUTOSH MODI
En-0-1030/2023

INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG (TALCHER)-759100-ORISSA

No. IGIT/Estt- 2534

Dated, 28.9.89
30

OFFER OF APPOINTMENT

Shri Dharmananda Mallik is offered appointment as Teaching Asst. on temporary basis in the Department of Elect. Engg. Deptt. at the Indira Gandhi Institute of Technology, Sarang (Talcher) on an initial pay of Rs. 1050/- p.m. in the time scale of Rs. 1050-35-1120-40-1320-EB-40-1560-EB-45-1785-50-2085/-. He will in addition, be paid Dearness Allowance as may be sanctioned by the Board of Governors of the Institute from time to time. He will be governed by the Bye-laws of the Indira Gandhi Institute of Technology, Sarang (Talcher) relating to service conditions of the employees of the Institute as amended from time to time.

He should submit his joining report in triplicate in the prescribed form together with the Medical Report in duplicate regarding his health and physical fitness for service from Medical Officer of the Institute.

He should furnish the enclosed attestation form in duplicate duly filled in and three of the Pass port size photographs alongwith the joining report.

He should join the post on any working day on or before 19.10.89, failing which the offer of appointment will stand automatically cancelled.

The appointment being on temporary basis, this may be terminated with one month's notice on either side. He will be assigned any duty by the authority of the Institute from time to time.

c.c. to :-

ADMINISTRATIVE OFFICER

(1) Sri Dharmananda Mallik P.O. Naraj, Dist, Cuttack-754006

- (2) Accounts Officer for information & necessary action.
(3) Personal file (4) H.O.D. Concerned.
(5) Estate Engineer (6) Medical Officer
(7) P.A. to Principal.

Steno//

Dharmananda Mallik

True Copy
Amol
Adi

-22-1/

GOVERNMENT OF ORISSA
INDUSTRIES DEPT. TMENT

FILED
24 JUL 2004
ANNEXURE - 2
(71)
306

No.V-T.T.I.-1/99. 698 /I. Bhubaneswar the 11th January, 2000.

From

Shri G. Routray,
Joint Secretary to Govt.

To

The Principal,
I.G.I.T., Saranga.

Sub:- Adoption of Terminal benefit(Pension-cum-Gratuity) Scheme of IGIT, Saranga.

Sir,

I am directed to invite a reference to your letter No.727 dt.28.9.95 on the above subject and to say that Government after careful consideration have been & pleased to approve the CPF/GPF & Pension-cum-gratuity rules as annexed hereunder for introduction of pension scheme of the employees of IGIT, Saranga in place of the existing scheme of C.P.F. with the stipulation that State Govt. shall not bear any additional financial liability due to introduction of this scheme over & above the normal grant-in-aid that would have been paid to the Institute had the CPF scheme continued. The scheme would be operated through Bank but not through the Controller of Accounts & Treasury. This has been concurred in by Finance Deptt. vide their UOR No.227 C.S.III dt.8.7.99.

You are, therefore, requested to take necessary follow-up action in accordance with this approved rules.

Yours faithfully,

Joint Secretary to Govt.

Memo No. _____ /I. Bhubaneswar the 11th January, 2000.
Copy to Director of Technical Education & Training, Orissa
Cuttack for information and necessary action.

Joint Secretary to Govt.

Memo No. _____ /I. Bhubaneswar the 11th January, 2000.
Copy to Finance Deptt/Accountant General(A&E), Orissa
Bhubaneswar for information with reference to their UOR No.2183
dt.20.11.99 of Finance Department.

Joint Secretary to Govt.

Memo No. _____ /I. Bhubaneswar the 11th January, 2000.
Copy to Plan & Budget Section/Section Officer, T.T-II
Section for information.

Joint Secretary to Government.

crp

True Copy
Anush
Adi

-23-

1978

ANNEXURE-3

124
INSTR. GOVT. DEPT. OF TECHNOLOGY

REGT/Estt/Pen/157

dt. 29-01-2000

CIRCULAR

In pursuance of the decision of the Board of Governors of I.G.I.T., Sarang taken in their 27th meeting held on 10.7.95 and approval of the Govt. of Orissa in Industries Department accorded vide letter No.V-T.T.I-1/99/698/I dt.11.1.2000, it is circulated for information of all concerned that the scheme of Terminal benefits of GPF/GFF and Pension-cum-Gratuity rules of the employees of I.G.I.T., Sarang will be implemented in the Institute w.e.f. 1.4.96. A copy of the aforesaid scheme alongwith copy of the "procedure for sanction of Pension and Gratuity to retired Institute employees" is enclosed herewith for information of all concerned.

All the regular employees of the Institute are therefore required to exercise their option for accepting either G.P.F.-cum-Gratuity or Pension-cum-Gratuity in the prescribed form within a period of 06 months from the date of this circulation.

Encl:- As above.

Copy to :-

- 1) All H.O.D./H.O.s for information with a request to circulate the circular among the members of the staff working under their control and send the option form to be received by the undersigned within six months from the date of issue of this circular.
- 2) Accounts Officer & Secretary, Board of Trustees(GPF) for information and necessary action.
- 3) P.A. to Principal for kind information of the Principal.

pln/

True copy
Amal
Adl

ANNEXURE 4

Annexure-V

Form No. IGIT/PFR-25

FORM OF APPLICATION FOR OPTION

TO

THE REGISTRAR:

I.G.I.T. SARANG. (Through proper channel)

SUBJ

EXERCISING OPTION ~~FOR THE PENSION SCHEME~~ OR
FOR THE C.P.F. SCHEME.

Sir,

As provided under Rule 6 of the Pension-cum-Gratuity Scheme of Indira Gandhi Institute of Technology, Sarang, I hereby exercise my option for

* The Pension Scheme as applicable to the State Govt. employees as ammended from time to time.

* ☒ The contributory Provident Fund Scheme
(* strike off what is not applicable)

I note that under rule 6 of the aforesaid scheme the above option is final.

In this connection, I am to state that my date of joining in Institute Service 30.9.1989.

Yours faithfully,

Date. 29.6.2000

Name Sharmananda Malik
Designation Sr. T.A. Elect
Present Address: I.G.I.T, Sarang
Pargana
Dist - Bhubaneswar
Pin - 759146

Accepted and recorded in
the Service Book.

Registrar. 20/6/2000

NE: Either Orissa Civil Service Pension Rules Form NS.3 May be used

2473
2.8.2000

PKP/

True copy
Dated
Adh

-25-

ANNEXURE-5

INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG

Validity/Date: 4th July 2002
Dated, the 4th July 2002

CIRCULAR

In pursuance of the decision of the Board of Governors of I.G.I.T., Sarang taken in their 37th meeting held on 20.5.2002, it is circulated for all concerned that fresh options are invited for C.P.F.-cum-Gratuity Scheme instead of Pension Scheme as the Govt. is not in a position to give any grant aid to support pension scheme. There would be delay or complete deadlock in implementing pension scheme in this Institute due to paucity of funds.

In view of this, the staff members are encouraged to opt for C.P.F.-cum-Gratuity scheme in lieu of pension scheme.

REGISTRAR

C.C. to :-

- 1) All H.O.D./H.O.s for information with a request to circulate the circular among the members of the staff working under their control.
- 2) Accounts Officer and Secretary, Board of Trustees(CPF) for information and necessary action.
- 3) P.A. to Principal for kind information of the Principal.

True copy
Amr
Adh

- 26 -

ANNEXURE-6

INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG

No.IGIT/Estt. 392

Dated the 6th April '04

CIRCULAR

This is for information of all the staff members that although the Pension-cum-Gratuity scheme has been introduced in this Institute, due to financial stringency and lesser amount of interest accrued on pension contribution, operation of this scheme is not yet operated. This fact was placed before the Board of Governors in their 37th meeting held on 20.05.2002 in anticipation of Govt. financial support to operate the scheme. The Board of Governors after discussion felt that the Govt. is not in a position to give any grant-in-aid for supporting the pension scheme and therefore the Board has taken a decision to encourage staff members for the C.P.F.-cum-Gratuity scheme in place of Pension-cum-Gratuity scheme.


Although late, now the Institute is going to operate the pension scheme and it has been decided to ask for further options in case anybody earlier opted for the pension may now change over to C.P.F. scheme.

It is therefore circulated to all concerned that in case any staff member is interested to come under C.P.F. scheme may do so latest by 5th May, 2004. Staff members already opted for C.P.F. is not necessary for further option. Only employees opted for pension scheme earlier and now want change from pension to C.P.F. may submit their option afresh on or before 05.05.2004.


REGISTRAR

C.C. to :-

- 1) All H.O.D./H.O.s for information and wide circulation the staff members working under the control.
- 2) P.A. to Principal for kind information of the Principal.

True copy

Adv

FORM OF APPLICATION FOR OPTION

-27-

ME/418
28/7/2000To
The Registrar,
I.G.I.T., Sarang.

ANNEXURE-7 Series

(Through proper channel)

Sub:- Exercising option either for the Pension Scheme or for the C.P.F. Scheme.

Sir,

As provided under Rule 6 of the Pension-cum-Gratuity Scheme of Indira Gandhi Institute of Technology, Sarang, I hereby exercise my option for

* The Pension Scheme as applicable to the State Government employees as amended from time to time.

* The Contributory Provident Fund Scheme
(*Strike off what is not applicable)

I note that under rule 6 of the aforesaid scheme the above option is final.

In this connection, I am to state that my date of joining in Institute service 1/2/1985.

Yours faithfully,

Name

Pancha Ch. Prati

Designation

Ferro Printer

Present Address

Dept of Mechanical
Engineering
IGIT, SarangAccepted and recorded
in the Service Book

Registrar

20/7/2001

3418
29.7.2000

N.B: Either Orissa Civil Service Pension Rules Form No.3 may be used.

FORM OF APPLICATION FOR OPTION

To
The Registrar,
I.G.I.T., Sarang.

(Through proper channel)

Sub:- Exercising option either for the Pension Scheme or for the C.P.F. Scheme.

Sir,

As provided under Rule 6 of the Pension-cum-Gratuity Scheme of Indira Gandhi Institute of Technology, Sarang, I hereby exercise my option for

* ~~The Pension Scheme as applicable to the State Government employees as amended from time to time.~~

* The Contributory Provident Fund Scheme
(*Strike off what is not applicable)

I note that under rule 6 of the aforesaid scheme the above option is final.

In this connection, I am to state that my date of joining in Institute service 31.8.91.

Sheshadav Bhuyem.
Yours faithfully,

Date. 29/7/2000

Name Sheshadav Bhuyem.
Designation Inst. Cum Mech. Gr. III
Present Address A7- Sarang, P.O.- IGIT
Sarang, via- IGIT, Sarang,
Dist- Bhubaneswar. 751006.

Accepted and recorded
in the Service Book

Registrar

24/8
29.7.2000

20/2/2001

N.B: Either Orissa Civil Service Pension Rules Form No.3 may be used.

FORM OF APPLICATION FOR OPTION

To
The Registrar,
I.G.I.T., Sarang.

(Through proper channel)

Sub: Exercising option either for the Pension Scheme or for the C.P.F. Scheme.

Sir,

As provided under Rule 6 of the Pension-cum-Gratuity Scheme of Indira Gandhi Institute of Technology, Sarang, I hereby exercise my option for

* The Pension Scheme as applicable to the State Government employees as amended from time to time.

() The Contributory Provident Fund Scheme
(*Strike off what is not applicable)

I note that under rule 6 of the aforesaid scheme the above option is final.

In this connection, I am to state that my date of joining in Institute service 2.3.1984.

Yours faithfully,

Name

Designation

Present Address

Pradip Kumar Das
Sr. Typist
27 No. F/41

Accepted and recorded
in the Service Book

Registrar

-30-

Annexure - V

Form No. IGIT/PFR-25

FORM OF APPLICATION FOR OPTION

h
20/2/2001

To:
The Registrar,
I.G.I.T., Sarang.

(Through proper channel)

Sub: - Exercising option either for the Pension Scheme or for the G.P.F. Scheme.

Sir,

As provided under Rule 6 of the Pension-cum-Gratuity Scheme of Indian Gandhi Institute of Technology, Sarang, I hereby exercise my option for

☒ The Pension Scheme as applicable to the State Government employees as amended from time to time.

☒ The Contributory Provident Fund Scheme
(Strike off what is not applicable)

I note that under rule 6 of the aforesaid scheme the above option is final.

In this connection, I am to state that my date of joining in Institute service 16.1.86

Yours faithfully,

Sukadeb Sahoo

Date. 23.6.2000

Name

Designation Sr. Instructor-cum-

Present Address IGIT, Sarang,
Dhenkanal.

Accepted and recorded
in the Service Book

Registrar

20/2/2001

N.B. Either Orissa Civil Service Pension Rules Form No. 3 may be used.

16/11/01
20/11/01

-31-

21/7/2000

Annexure-V

Form No. IGIT/PFR-25

FORM OF APPLICATION FOR OPTION

TO

THE REGISTRAR:

I.G.I.T. SARANG. (Through proper channel)

SUBJ.

EXERCISING OPTION EITHER ~~FOR THE PENSION SCHEME OR~~
FOR THE C.P.F. SCHEME.

Sir,

As provided under Rule 6 of the Pension-cum-Gratuity Scheme of Indira Gandhi Institute of Technology, Sarang, I hereby exercise my option for

- * ~~The Pension Scheme as applicable to the State Govt. employees as ammended from time to time.~~
- * ☒ The contributory Provident Fund Scheme
(* strike off what is not applicable)

I note that under rule 6 of the aforesaid scheme the above option is final.

In this connection, I am to state that my date of joining in Institute Service 21.12.1982.

Yours faithfully,

Date. 20.06/00

Name Jayanta Kumar Goud
 Designation Lab. Asst.
 Present Address:-
IGIT, Sarang, Talcher.
Bhenkanal. (ORISSA)

Accepted and recorded in the Service Book.

20/7/2000
 Registrar *[Signature]*

NE: Either Orissa Civil Service Pension Rules Form No.3 May be us

2488
2.8.2000

True Copy
[Signature]
[Signature]

DPD/

Extracts of the minutes of the 40th meeting of the Board of Governors, I.G.I.T., Sarang field on 30.9.2004 at 11.00 A.M. in the office chamber of the Hon'ble Minister, Industries, R.D. & Law, Govt. of Orissa, BBSR.

XXX

XXX

XXX

stature

3. Payment of honorarium to the Selection Committee members.

Resolved that the payment of honorarium to the Expert Members and outside special invitees attending the Selection Committee meeting Rs.300/- per sitting be ratified.

ral
Orissa.

D.1/40. Sanction of Dearness Allowance.

The Board ratified the payment of Dearness Allowance as per office Memorandum No. CS/IV-16/2003-5374/F. dt. 7.2.2004 and No. CS/IV-16/2003-7226/F. dt. 21.2.2004 of Finance Department, Govt. of Orissa in favour of the institute employees.

F.1/40. Implementation of Pension-cum-Gratuity Scheme.

Item on introduction of Pension-cum-Gratuity Scheme was discussed in detail. It was resolved that the existing employees may be allowed Pension/GPF as per the option already exercised. However, fresh employees to be recruited henceforth should be covered under GPF-cum-Gratuity without any scope for opting towards Pension scheme. The institute may request Govt. of Orissa to allocate required funds to extend Pensionary benefits in the annual budget as like U.C.E., Burla and introduce scheme after obtaining approval of Govt.

F.5/40. Disposal of Institute vehicles.

Resolved that the institute Bus ORD-5948 and Car ORD-6640 may be disposed off and a new Diesel Car be procured. However, the Car may be used till procurement of a new Car. The shortfall amount may be met out of Internal revenue. Further, it was resolved that the Institute Minibus- ORD- 8765 may continue within minimum expenditure till alternative arrangement is made.

XXX

XXX

XXX

INDIRA GANDHI INSTITUTE OF TECHNOLOGY- SARANG

MemoNo. PA/8-40- 420 / Dt. 2.11.2004.

Copy forwarded to Registrar/Accounts Officer for information and necessary action.

21/11/2004
DIRECTOR

True Copy
Approved
Adv

-33-

MINUTE - 7-
ANNEXURE - 9

SACESH

8
07/10/04

URGENT/IMMEDIATE

INDIRA GANDHI INSTITUTE OF TECHNOLOGY: SARANG

No. PA/8-40- 395 /
Dated, the 6th October, 2004.

Registrar

The list of staff members who have already exercised for opting Pension scheme alongwith their Resignation, Date of birth, Date of superannuation, Date of joining in the institute, present scale of pay, Present pay availed may please be prepared and submit to the undersigned for further necessary action at this end.

[Signature] 6/10/2004
PRINCIPAL

c.c.to:

Accounts Officer for information and necessary action.

2012
7.10.2004

SACESH
O.S

We may include names of all staff who have already opted for pension in the pension list.
[Signature] 11/10/04

True copy
Amrinder
Adi



-34- ANNEXURE-10 Series

☎ : (06760) 24
24
Fax : (06760) 24

INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG (PARJANG), DIST.- DHENKANAL
PIN CODE - 759146 (ORISSA)

Ref. No. 191T/ACCTS/221

Date: 16/11/04

To

The Commissioner-cum Secretary,
Industries Department,
Government of Orissa,
Bhubaneswar.

Registrar
23/11/2004

File
0/5
Pension bil
R.
23/11

Sub:

Adoption of Terminal benefit (Pension-cum-gratuity) scheme at I.G.I.T, Sarang.

Ref:

Resolution on the 40th Meeting of Board of Governors of I.G.I.T, Sarang held on 30-09-2004.

ii) Letter No. 10873 (3) dated, 31-07-1993 of D.T.E & T, Orissa

Sir,

Orissa College of Engineering, Sarang was brought up during January, 1983 with the banner of Government of Orissa. The employees were appointed as Govt. staff by transfer from other Govt. Institutions and through direct recruitment. In the year 1984, to expedite the development of the Institute, Government decided to handover the management of the Institute to an autonomous registered Society. Subsequently the registered society was formed. Since then the Institute is managed, administered, and run by a Governing Body headed by the Hon'ble Minister of Industries under Society Registration Act, 1860. Government is providing the required funds for Recurring and Non-Recurring expenses in shape of Grant-in-aid. A copy of the resolution No. VTTI. 30/03 -6407 /I dated, 16th March, 1983 of Industries Department, Government of Orissa is enclosed herewith for your kind perusal.

It is an obligation of the Institute to extend the terminal benefits to staff members those who were recruited / appointed and brought on deputation from Government organizations and subsequently merged with the Institute service.

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Fax: (06760) 240544



INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG (PARJANG), DIST.- DHENKANAL
PIN CODE - 759146 (ORISSA)

(5)

Date

Ref. No.

In fact, the Government had approved the scheme of "Pension-cum-Gratuity Scheme" to extend the Terminal Benefits to the staff members of the Institute from its own resources, which were seen to be not viable due to the falling down of the interest rate at national level, on investment.

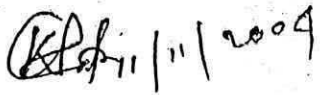
The Board of Governors in its 40th Meeting held on 30-09-2004, once again resolved and recommended that the existing employees may be allowed Pension/CPF-cum-Gratuity Scheme as per option already exercised like U.C.E, Burla (Copy enclosed) and fresh employees to be recruited should be covered under C.P.F-cum-gratuity without any scope for opting towards pension scheme. As per the decision of the Govt. of Orissa in Industries Department vide letter No. VITI-1/99-698 dt 11.01.2000 the scheme will be implemented with effect from 01-01-1996 and options have already been received from the employees of the Institute.

In this connection, it is to mention here that out of 209 nos of total employees 32 nos. have opted for Contributory Provident Fund-Gratuity Scheme and 177 have opted for Pension-cum-Gratuity Scheme and it is calculated that an amount Rs.4,62,908.00 is required under Pension/CPF-cum-Gratuity Scheme during the year 2005-06.

In the mean time, a few employees have been retired from the Institute on superannuation. They have already exercised their option for getting pensionary benefits. Due to paucity of funds the Institute is unable to pay the pensionary benefits till date. As a result a few of them have taken shelter in the Court of Law and representing the higher authorities from time to time.

In view of the above I would, request to kindly accord Government permission to implement the Scheme in this Institute.

Yours faithfully,


PRINCIPAL

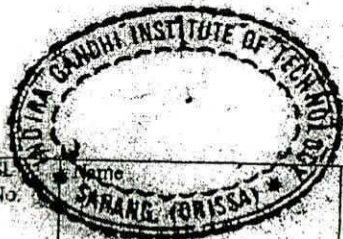


LIST OF STAFF MEMBERS OF I.G.I.T., SARANG WITH RETIREMENT OPTION FOR PENSION SCHEME

1

Sl.No.		Present Designation	Date of Ist Joining	Date of Birth	Date on which the incumbent attains 58 yrs	Date of Retirement (on 60 yrs)	Present Basic pay (Rs)	Date of increment	Joining date of next Higher post	Scale of pay	
1	Sri Kapil Chandra Barik	SIM-Gr.I	29.01.1986	01.03.1946	28.02.2004	28.02.2006	6350/-	01.03.2003	02.03.1989	5000-150-8000	(P)
2	Sri Jagannath Moharana	Sr.Lecturer Civil	14.01.1986	05.03.1946	31.03.2004	31.03.2006	12,275/-	01.01.2003	14.01.1992	10000-325-15200	(P)
3	Dr. Krishna Ch. Singh	Professor (Mech)	20.02.1988	20.03.1947	31.03.2005	31.03.2007	19,550/-	01.01.2003		16400-450-20900-500-22400	(P)
4	Dr. Kartik Ch. Patra	Professor (Elect)	12.06.1988	20.03.1947	31.03.2005	31.03.2007	19,550/-	01.01.2003		16400-450-20900-500-22400	(P)
5	Sri Nerendra Kr. Jena	Bearer	25.09.1989	01.04.1948	31.03.2006	31.03.2008	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
6	Sri Nalu Belhera	Bearer	31.01.1985	20.02.1950	28.02.2008	28.02.2010	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
7	Sri Kantha Naik	Sweeper	02.11.1984	25.05.1950	31.05.2009	31.05.2010	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
8	Sri Bishnu Pr. Barik	Office Supdt.	19.11.1985	13.02.1951	28.02.2009	28.02.2011	7300/-	01.01.2003	14.12.1993AN	5900-200-9700	(P)
9	Sri Nimain Ch. Samal	Lab. Attendant	10.12.1971	19.04.1951	30.04.2009	30.04.2011	3380/-	01.05.2003	MPT	2750-70-3800-75-4400	(P)
10	Sri B.B. Mohanty	Bearer	01.03.1986	30.05.1951	31.05.2009	31.05.2011	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
11	Sri Abani Kumar Rath	P.T.O	01.04.1987	01.09.1952	31.08.2010	31.08.2012	8300/-	01.01.2003	19.01.1991	6500-200-10500	(P)
12	Dr. A. M. Panda	Professor (Elect)	17.12.1986	12.03.1952	31.03.2010	31.03.2012	17,750/-	10.03.2003	Professor AN	16400-450-20900-500-22400	(P)
13	Sri B.C Mohapatra	Accounts Officer	09.05.1985	16.03.1953	31.03.2011	31.03.2013	8300/-	10.03.2003	09.03.2000AN	6500-200-10500	(P)
14	Sri Balaram Lenka	Lab. Attendant	01.03.1986	04.04.1953	30.04.2011	30.04.2013	3235/-	01.11.2003	01.11.1989	2650-65-3300-70-4000	(P)
15	Sri Gatikrishna Sahoo	Orderly	16.08.1997	02.06.1954	30.06.2012	30.06.2014	2900/-	16.08.2003		2550-55-2660-60-3200	(P)
16	Dr. Basant K. Mishra	Asst. Prof.(Chem.)	01.07.1987	26.03.1954	31.03.2012	31.03.2014	17,880/-	01.01.2003	17.01.1991	12000-420-18300	(P)
17	Smt. Jambu Naik	Bearer	20.10.1989	15.04.1954	30.04.2012	30.04.2014	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
18	Sri Seshadev Bhuyan	JIM-Gr.III	01.12.1986	07.04.1954	30.04.2012	30.04.2014	3880/-	01.08.2003	30.08.1991	3200-85-4900	(P)
19	Sri Pravakar Das	Driver	01.10.1987	07.10.1954	31.10.2012	31.10.2014	4600/-	01.05.2003		3600-100-5600	(P)
20	Sri Akshaya Kr. Saran	SIM-Gr.II	20.01.1986	08.03.1954	31.03.2012	31.03.2014	5875/-	01.05.2003	02.03.1989	4750-125-7500	(P)
21	Sri Padma Charan Rout	Ferro printer	31.01.1985	22.09.1954	30.09.2012	30.09.2014	3800/-	01.11.2003	01.11.1989	3050-75-3950-80-4590	(P)
22	Sri Prassan Kr.panda	Jr. Asst.	03.01.1990	10.04.1954	30.04.2012	30.04.2014	3725/-	01.01.2003		3050-75-3950-80-4590	(P)
23	Sri Bidur Kumar Sahoo	SIM-Gr. II	06.03.1986	10.04.1954	30.04.2012	30.04.2014	5500/-	01.04.2003	01.04.1997	4750-125-7500	(P)
24	Sri R. N Tripathy	Watchman	08.12.1997	01.06.1955	31.05.2013	31.05.2015	2900/-	08.12.2003		2550-55-2660-60-3200	(P)
25	Sri Palau Sahoo	JIM-Gr.III	01.04.1987	04.04.1955	30.04.2013	30.04.2015	3795/-	01.01.2003	09.03.1994	3200-85-4900	(P)
26	Sri Iswar Ch. Parida	Lab. Attendant	09.02.1976	05.04.1955	30.04.2013	30.04.2015	3380/-	18.05.2003	01.01.1985MP	2750-70-3800-75-4400	(P)
27	Dr. Smrutij Mohanty	Asst. Prof.	27.01.1983	16.05.1955	31.05.2013	31.05.2015	17,460/-	24.04.2003	22.04.1992	12000-420-18300	(P)
28	Dr. B. B. Maharathi	Sr. Lecturer	05.12.1987	09.02.1955	28.02.2013	28.02.2015	12,275/-	01.01.2003	05.12.1993	10000-325-15200	(P)
29	Sri Bipra Charan Mallik	Sr. Asst.	24.12.1982	09.11.1955	30.11.2013	30.11.2015	5875/-	01.11.2003	01.11.1989	4750-125-7500	(P)
30	Dr. S.N. Pradhan	Asst. Prof.(Eco.)	27.01.1983	20.09.1955	30.09.2013	30.09.2015	14,520/-	19.12.2003	19.12.1997	12000-420-18300	(P)

(P) : Pension Scheme



LIST OF STAFF MEMBERS OF I.G.I.T., SARANG WITH RETIREMENT OPTION FOR PENSION SCHEME

Sl. No.	Name	Present Designation	Date of Ist Joining	Date of Birth	Date on which the incumbent attains 58 yrs.	Date of Retirement (on 60 yrs)	Present Basic pay (Rs)	Date of increment	Joining date of next Higher post	Scale of pay	
31	Sri Dharmananda Das	SIM-Gr.II	06.12.1985	11.04.1955	30.04.2013	30.04.2015	5875/-	01.11.2003		4750-125-7500	(P)
32	Sri Basanta Naik	Sweeper	01.08.1984	11.04.1955	30.04.2013	30.04.2015	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
33	Sri Tushar Kanti Rath	P.A.	01.04.1984	01.03.1956	29.02.2014	29.02.2016	7700/-	23.09.2003	23.09.1991	5900-200-9700	(P)
34	Sri K.Ch. Nath Sharma	Sr.Asst.	11.11.1985	04.02.1956	29.02.2014	29.02.2016	5875/-	01.11.2003	01.11.1989	4750-125-7500	(P)
35	Sri Pradip Kumar Dash	Sr. Typist	02.03.1987	22.11.1956	30.11.2014	30.11.2016	4600/-	01.04.2003	01.04.1997	4000-100-6000	(P)
36	Sri Niranjana Jena	Bearer	25.09.1989	17.05.1956	31.05.2014	31.05.2016	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
37	Dr. Antrami Mishra	Professor	04.06.1988	01.06.1957	31.05.2015	31.05.2017	18,650/-	10.03.2003	Professor	16400-450-20900-500-22400	(P)
38	Sri Guru Ch. Das	Lab. Attendant	29.03.1982	01.11.1957	31.10.2015	31.10.2017	3380/-	01.05.2003	18.05.1983	2650-65-3300-70-4000	(P)
39	Mrs. Bishnu Priya Nayak	Librarian	07.03.1983	18.01.1957	31.01.2015	31.01.2017	9375/-	07.03.2003		8000-275-13500	(P)
40	Sri Sapneswar Biswal	Bearer	01.04.1986	03.03.1957	31.03.2015	31.03.2017	2960/-	01.01.2003	MPT	2550-55-2660-60-3200	(P)
41	Sri Laxmidhar Bhanj	Try. Sarker	10.12.1985	28.04.1957	30.04.2015	30.04.2017	3380/-	26.12.2003		2750-70-3800-75-4400	(P)
42	Sri Muradhar Behera	SIM-Gr.II	02.01.85	25.05.1957	31.05.2015	31.05.2017	5500/-	01.04.2003	01.04.1997	4750-125-7500	(P)
43	Sri Sukadev Sahoo	SIM-Gr.II	16.01.1986	27.06.1957	30.06.2015	30.06.2017	5875/-	01.05.2003	02.03.1989	4750-125-7500	(P)
44	Sri Biswanath Sahoo	Bearer	25.09.1989	27.10.1957	31.10.2015	31.10.2017	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
45	Sri Sudam Behera	Bearer	01.02.1985	12.12.1957	31.12.2015	31.12.2017	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
46	Sri Jayant Ku. Ganthia	Lab. Attendant	01.08.1984	01.04.1958	31.03.2016	31.03.2018	8235/-	01.11.2003	01.11.1989	2650-65-3300-70-4000	(P)
47	Sri Manu Behera	Bearer	25.09.1989	01.06.1958	31.05.2016	31.05.2018	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
48	Dr. Bidyapati Sarangi	Asst. Prof. (T&P)	26.09.1994	02.05.1958	31.05.2016	31.05.2018	13,260/-	22.09.2003	22.09.2000	12000-420-18300	(P)
49	Sri Shiba Pr. Tudu	Jr. Asst.	28.12.1993	08.02.1958	28.02.2016	28.02.2018	3575/-	01.01.2003		3050-75-3950-80-4590	(P)
50	Sri Sarat Ch. Samal	Sr. Asst.	01.01.1986	10.01.1958	31.01.2016	31.01.2018	5625/-	01.01.2003	24.06.1994	4750-125-7500	(P)
51	Sri C.S. Mohapatra	Asst. Prof. (Phy.)	20.11.1984	20.10.1958	31.10.2016	31.10.2018	13,680/-	01.11.2003	01.11.1999	12000-420-18300	(P)
52	Sri Giridhar Khatua	Bearer	01.12.1986	03.04.1959	30.04.2017	30.04.2019	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
53	Sri Srikantha Sahoo	Pharmacist	29.08.1985	04.01.1959	31.01.2017	31.01.2019	5125/-	29.08.2003		4000-100-6000	(P)
54	Sri Bharambar Behera	Lib. Attendant	01.04.1986	22.04.1959	30.04.2017	30.04.2019	3030/-	01.01.2003	MPT	2610-60-3150-65-3540	(P)
55	Sri Pratap Singh	Sr. Asst.	17.04.1986	31.07.1959	31.07.2017	31.07.2019	5875/-	01.05.2003	01.05.1992	4750-125-7500	(P)
56	Sri Satyapriya Rath	Sr. Asst.	01.01.1986	08.03.1959	31.03.2017	31.03.2019	5625/-	01.01.2003		4750-125-7500	(P)
57	Sri Padma Ch. Sahoo	Bearer	01.04.1986	08.06.1959	30.06.2017	30.06.2019	2960/-	01.01.2003	MPT	2550-55-2660-60-3200	(P)
58	Sri Kulamani Roul	Lab. Attendant	31.01.1985	10.10.1959	31.10.2017	31.10.2019	3235/-	01.11.2003	01.11.1989A	2650-65-3300-70-4000	(P)
59	Sri Basant Kr. Sahoo	Bearer	01.04.1986	23.10.1959	31.10.2017	31.10.2019	2960/-	01.01.2003	MPT	2550-55-2660-60-3200	(P)
60	Sri D.N. Satpathy	Sr. T.A	10.01.1986	01.07.1960	30.06.2018	30.06.2020	6530/-	01.04.2003	01.04.1997	5500-175-9000	(P)

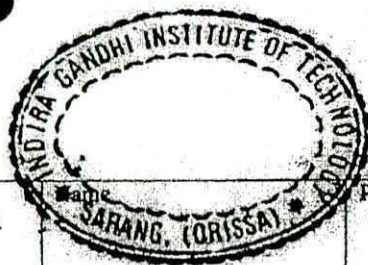
(P) - Pension Scheme

14 -38-

LIST OF STAFF MEMBERS OF L.G.I.T., SARANG WITH RETIREMENT OPTION FOR PENSION SCHEME

Name	Present Designation	Date of Ist Joining	Date of Birth	Date on which the incumbent attains 58 yrs.	Date of Retirement (on 60 yrs)	Present Basic pay (Rs)	Date of increment	Joining date of next Higher post	Scale of pay	
61 Sri Kunthu Ch. Pradhan	Lab. Attendant	27.03.1982	25.01.1960	31.01.2018	31.01.2020	3170/-	01.04.2003	01.04.1997MPT	2650-65-3300-70-4000	(P)
62 Sri Hernant Kr. Pani	Jr. Asst.	03.01.1990	04.10.1960	31.10.2018	31.10.2020	3725/-	01.01.2003		3050-75-3950-80-4590	(P)
63 Sri Karunakar Naik	Bearer	01.04.1986	20.05.1960	31.05.2018	31.05.2020	2960/-	01.01.2003	MPT	2550-55-2660-60-3200	(P)
64 Sri Pramod Kr. Baral	Bearer	01.03.1986	30.05.1960	31.05.2018	31.05.2020	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
65 Sri Kanhu Charan Sahoo	Driver	26.08.1983	08.05.1960	31.05.2018	31.05.2020	4600/-	01.05.2003		4000-100-6000	(P)
66 Sri Radhanath Mishra	Lab. Attendant	18.05.1983	13.08.1960	31.08.2018	31.08.2020	3235/-	01.11.2003	01.11.1989 MPT	2650-65-3300-70-4000	(P)
67 Sri N.K. Maharana	JIM-Gr.III	23.02.1994	22.08.1960	31.08.2018	31.08.2020	3880/-	01.02.2003		3200-85-4900	(P)
68 Sri Makara Sahoo	Carpenter	05.07.1993	14.10.1960	31.10.2018	31.10.2020	3775/-	01.01.2003		3200-85-4900	(P)
69 Sri Dayasagar Das	Sr. Asst.	08.04.1983	12.07.1960	31.07.2018	31.07.2020	5875/-	01.11.2003	01.11.1989	4750-125-7500	(P)
70 Sri Mandar Sahoo	Mali	16.08.1997	02.03.1961	31.03.2019	31.03.2021	2900/-	16.08.2003		2550-55-2660-60-3200	(P)
71 Sri D.B. Pradhan	Lab. Attendant	01.02.1984	13.02.1961	28.02.2019	28.02.2021	3105/-	01.04.2003	01.04.1997 MPT	2650-65-3300-70-4000	(P)
72 Sri Bipin Bihari Biswal	Lineman cum	27.07.1987	03.11.1961	30.11.2019	30.11.2021	3880/-	01.08.2003	30.08.1991	3200-85-4900	(P)
73 Sri Sri Khatua	Bearer	04.10.1989	20.05.1961	31.05.2019	31.05.2021	834/-	25.03.1997		2550-55-2660-60-3200	(P)
74 Sri Sudhendra Kr. Sahoo	Vehicle Mech	01.02.1989	29.06.1961	30.06.2019	30.06.2021	1640/-	15.03.2003	Pre Revised	1200-30-1560-EB-40-2040	(P)
75 Sri Babaji Ch. Sahoo	Lab. Attendant	29.03.1982	16.08.1961	31.08.2019	31.08.2021	3380/-	01.05.2003	MPT	2650-65-3300-70-4000	(P)
76 Sri Durgaprasad Das	Storekeeper	01.04.1987	17.09.1961	30.09.2019	30.09.2021	5500/-	01.04.2003	01.04.1997	4750-125-7500	(P)
77 Sri Nira Gachhayat	Sweeper	26.03.1982	10.05.1961	31.05.2019	31.05.2021	2960/-	01.01.2003	MPT	2550-55-2660-60-3200	(P)
78 Sri Malaya Ku Berma	SIM-Gr.II	02.08.1994	01.01.1962	31.12.2019	31.12.2021	5500/-	01.04.2003	01.04.1997	4750-125-7500	(P)
79 Sri Laxmidhar Sahoo	L.man cum W.C	01.02.1986	01.06.1962	31.05.2020	31.05.2022	4200/-	01.11.2003	01.07.1987	3200-85-4900	(P)
80 Sri Hrushikesh Rath	Lab. Asst. (Phy)	28.08.1985	01.08.1962	31.07.2020	31.07.2022	6350/-	28.08.2003		5300-150- 8300/-	(P)
81 Sri Bikram Mohanty	JIM-Gr.III	01.06.1987	20.01.1962	31.01.2020	31.01.2022	1075/-	01.05.1993	Pre-revised	3200-85-4900	(P)
82 Sri Rajkishore Nayak	Auditor	09.01.1986	19.02.1962	28.02.2020	28.02.2022	5500/-	01.04.2003	01.04.1997	4750-125-7500	(P)
83 Sri Anang Ch. Sahoo	Bearer	01.12.1986	03.08.1962	31.08.2020	31.08.2022	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
84 Sri Pramod Ch. Pradhan	Bearer	07.05.1993	20.03.1962	31.03.2020	31.03.2022	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
85 Sri Akhya Kumar Jena	Bearer	09.07.1990	24.03.1962	31.03.2020	31.03.2022	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
86 Sri Kumuda Ch. Pal	Sr. Steno	21.01.1987	04.03.1962	31.03.2020	31.03.2022	5625/-	01.01.2003	03.03.1993	4750-125-7500	(P)
87 Sri Sarat Ch. Mohapatra	Hel. Electrical	31.05.1993	05.07.1962	31.07.2020	31.07.2022	3030/-	01.01.2003		2610-60-3150-65-3540	(P)
88 Smt. Draupadi Sethi	Bearer	14.11.1996	05.07.1962	31.07.2020	31.07.2022	2960/-	14.11.2003		2550-55-2660-60-3200	(P)
89 Sri Kumud Ch. Dash	Orderly	01.07.1987	26.05.1962	31.05.2020	31.05.2022	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
90 Sri Mahendra K Patanaik	Jr. Asst.	10.05.1987	23.06.1962	30.06.2020	30.06.2022	3965/-	10.05.2003		3050-75-3950-80-4590	(P)

(P) : Pension Scheme



LIST OF STAFF MEMBERS OF I.G.I.T., SARANG WITH RETIREMENT OPTION FOR PENSION SCHEME

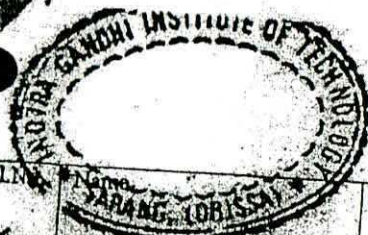
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Sl. No.	Name	Present Designation	Date of Ist Joining	Date of Birth	Date on which the incumbent attains 58 yrs.	Date of Retirement (on 60 yrs)	Present Basic pay (Rs)	Date of increment	Joining date of next Higher post	Scale of pay	
91	Sri Khageswar Sahoo	Mason	01.01.1987	07.05.1962	31.05.2020	31.05.2022	4000/-	01.01.2003		3200-85-4900	(P)
92	Sri Subash Chandra Bal	Plumber	11.10.1999	07.06.1962	30.06.2020	30.06.2022	3540/-	12.10.2003	A.N	3200-85-4900	(P)
93	Sri Rushinath Parida	Driver	21.07.1983	20.07.1962	31.07.2020	31.07.2022	4600/-	01.05.2003	MPT	4000-100-6000	(P)
94	Sri R.N. Samantsinhar	JIM-Gr.III	03.03.1989	10.08.1962	31.08.2020	31.08.2022	4050/-	01.05.2003		3200-85-4900	(P)
95	Sri Kusdwaj Behera	Watchman	01.10.1990	12.01.1962	31.01.2020	31.01.2022	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
96	Sri Bibhuti Bhusan Rout	Jr. Asst.	26.03.1987	29.12.1962	31.12.2020	31.12.2022	3965/-	10.05.2003		3050-75-3950-80-4590	(P)
97	Sri G.B.Sahoo	Khansama	12.07.1994	01.03.1963	28.02.2021	28.02.2023	3030/-	01.01.2003		2610-60-3150-65-3540	(P)
98	Dr. Suresh Ch. Pattanaik	Asst.Prof(Mett.)	29.09.1997	01.07.1963	30.06.2021	30.06.2023	13,260/-	10.03.2003	15.03.2000	12000-420-18300	(P)
99	Sri Sankar Sahoo	Lab.Attendant	18.05.1983	03.05.1963	31.05.2021	31.05.2023	3235/-	01.11.2003	01.11.1989 MPT	2650-65-3300-70-4000	(P)
100	Dr. Sudeep Kr. Chand	Asst. Prof (C)	08.09.1989	20.03.1963	31.03.2021	31.03.2023	14,100/-	10.08.2003	10.08.1998	12000-420-18300	(P)
101	Sri Patitapaban Pradhan	Watchman	01.10.1990	21.03.1963	31.03.2021	31.03.2023	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
102	Dr. Bidyadhar Subudhi	Asst.Prof(Elect.)	13.03.1990	25.04.1963	30.04.2021	30.04.2023	12,420/-	21.03.2003	21.01.2002	12000-420-18300	(P)
103	Sri Nirmal Kumar Aich	Jr. Asst.	07.05.1990	15.05.1963	31.05.2021	31.05.2023	3725/-	01.05.2003		3050-75-3950-80-4590	(P)
104	Sri Bijaya Ku.Bhutia	Mason	01.11.1987	22.05.1963	31.05.2021	31.05.2023	3965/-	01.05.2002		3200-85-4900	(P)
105	Sri Krushna Ch. Sahoo	Bearer	01.12.1986	06.01.1963	31.01.2021	31.01.2023	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
106	Sri Sankar Kr.Nahak	Jr.Asst.	03.01.1990	13.08.1963	31.08.2021	31.08.2023	3725/-	01.01.2003		3050-75-3950-80-4590	(P)
107	Sri Maheswar Maharana	Sr.Lecturer ,C	06.09.1989	09.04.1963	30.04.2021	30.04.2023	12,275/-	01.01.2003	06.09.1995	10000-325-15200	(P)
108	Dr. Sukant Kr Serlapati	Sr.Lectr(Mech)	07.09.1989	09.05.1963	31.05.2021	31.05.2023	12,275/-	01.01.2003	07.09.1995	10000-325-15200	(P)
109	Sri Ranjan Kr. Swain	Asst. Prof.	30.09.1989	09.06.1963	30.06.2021	30.06.2023	12,420/-	15.01.2003	15.01.2002	12000-420-18300	(P)
110	Sri G.N. Panigrahi	Sr. Asst.	01.01.1986	24.11.1963	30.11.2021	30.11.2023	5875/-	01.11.2003	01.11.1989	4750-125-7500	(P)
111	Sri Birabar Nayak	SIM-Gr.II	13.09.1991	01.04.1964	31.03.2022	31.03.2024	5500/-	01.04.2003	01.04.1997	4750-125-7500	(P)
112	Sri Somanath Pradhan	Jr.Draftsman	13.09.1991	01.05.1964	30.04.2022	30.04.2024	1300/-	01.09.2003	Pre Revised	975-25-1150-EB-30-1660	(P)
113	Sri R. C. Mohanty	Jr.Asst.	25.03.1987	28.01.1964	31.01.2022	31.01.2024	3965/-	10.05.2003		3050-75-3950-80-4590	(P)
114	Sri Pratap Ch. Baral	Jr.Ste. cum Ty	01.09.1986	04.01.1964	31.01.2022	31.01.2024	4600/-	01.04.2003	01.04.1997	4000-100-6000	(P)
115	Dr. Manoj Kumar Dash	Sr.Lecturer	06.12.1989	05.02.1964	29.02.2022	29.02.2024	11,950/-	15.03.2003	15.03.1997	10000-325-15200	(P)
116	Dr. Md. Najoor Khan	Lecturer(Phy.)	02.09.1994	15.05.1964	31.05.2022	31.05.2024	9,925/-	01.01.2003		8000-275-13500	(P)
117	Sri Ajay Kumar Singh	Jr.Asst.	20.12.1996	06.05.1964	31.05.2022	31.05.2024	3350/-	20.12.1999		3050-75-3950-80-4590	(P)
118	Sri Ananda Ch. Pradhan	Technician	06.07.1990	30.06.1964	30.06.2022	30.06.2024	4800/-	01.07.2003		4000-100-6000	(P)
119	Sri Pramod Kumar Sutar	JIM-Gr.III	24.07.1993	09.09.1964	30.09.2022	30.09.2024	3795/-	01.01.2003		3200-85-4900	(P)
120	Dr. Anurag Nayak	Asst.Prof	20.09.1989	11.03.1964	31.03.2022	31.03.2024	14,520/-	12.12.2003	13.12.1997	12000-420-18300	(P)



LIST OF STAFF MEMBERS OF I.G.I.T., SARANG WITH RETIREMENT OPTION FOR PENSION SCHEME

Sl No.	Present Designation	Date of Ist Joining	Date of Birth	Date on which the incumbment turns 58 yrs.	Date of Retirement (on 60 yrs)	Present Basic pay (Rs)	Date of increment	Joining date of next Higher post	Scale of pay	
121	Sri Kishor Ch. Pattanaik	SIM-Gr.II	11.08.1989	01.05.1965	30.04.2023	30.04.2025				
122	Sri Nrusingh Pani	Jr.Engineer(E)	30.08.1991	01.07.1965	30.06.2023	30.06.2025	5875/-	11.08.2003		
123	Sri Pratap Kr. Pani	Sr.Lecturer, C	22.06.1992	02.03.1965	31.03.2023	31.03.2025	6050/-	01.01.2003	A.N	4750-125-7500
124	Dr. Biksh Ch. Panda	Sr.Lecturer, C	17.02.1992	02.04.1965	30.04.2023	30.04.2025	11,625/-	26.06.2003	22.06.1998	5000-150-8000
125	Sri Santosh Kr. Parida	Jr.Asst.	28.04.1990	05.03.1965	31.03.2023	31.03.2025	11,625/-	17.02.2003	17.02.1998	10000-325-15200
126	Sri Gandharba Sahoo	Bearer	31.01.1985	05.05.1965	31.05.2023	31.05.2025	3725/-	01.04.2003		10000-325-15200
127	Sri Ratiranjana Dash	Asst.Prof Mech)	07.09.1989	20.05.1965	31.05.2023	31.05.2025	2960/-	01.01.2003	A.N	3050-75-3950-80-4590
128	Sri Pravat Mishra	SIM-Gr.II	21.04.1989	28.05.1965	31.05.2023	31.05.2025	12,420/-	04.01.2003	04.01.2002	2550-55-2660-60-3200
129	Sri Saroj Kr.Nayak	Jr.Asst.	28.04.1990	13.06.1965	30.06.2023	30.06.2025	5500/-	01.04.2003	01.04.1997	12000-420-18300
130	Dr. Pitambar Das	Lecturer(Math.)	19.12.1994	14.06.1965	30.06.2023	30.06.2025	3725/-	01.04.2003		4750-125-7500
131	Sri Ratnakar Khuntia	Lab.Attendant	31.10.1984	07.06.1965	30.06.2023	30.06.2025	9,925/-	01.01.2003		3050-75-3950-80-4590
132	Dr. Prasanta K. Satpathy	Sr.Lecturer(Elec)	29.05.1990	19.07.1965	31.07.2023	31.07.2025	3235/-	01.11.2003	01.11.1989 A.N	8000-275-13,500
133	Sri Chittaranjan Sahoo	Lecturer (C)	08.01.2000	12.01.1965	31.01.2023	31.01.2025	12,275/-	29.05.1996		2650-65-3300-70-4000/-
134	Sri Pramod Ch.Khuntia	Hel.Electrical	31.05.1993	01.06.1966	31.05.2024	31.05.2026	8,825/-	08.01.2003		10000-325-15200
135	Dr. Arabinda Mishra	Asst.Prof(Elect.)	01.11.1989	14.01.1966	31.01.2024	31.01.2026	3030/-	01.01.2003		8000-275-13500
136	Dr. Bidyadhar Sahoo	Wshop Supdt.	20.09.1990	22.01.1966	31.01.2024	31.01.2026	12,420/-	04.02.2003	04.02.2002	2610-60-3150-65-3540
137	Sri Sarojananda Mishra	Sr.Lecturer(CSA)	10.08.1990	21.05.1966	31.05.2024	31.05.2026	13,260/-	13.03.2003	13.03.2000	12000-420-18300
138	Sri M. M. Dehury	Orderly	01.07.1987	08.01.1966	31.01.2024	31.01.2026	12,275/-	10.08.2003	10.08.1996	12000-420-18300
139	Dr. Anjan Kumar Swain	Lecturer,Electro	18.05.1993	09.07.1966	31.07.2024	31.07.2026	2960/-	01.01.2003		10000-325-15200
140	Sri Gurudayal Verma	SIM-Gr.II	16.09.1991	15.09.1966	30.09.2024	30.09.2026	9,925/-	01.01.2003		2550-55-2660-60-3200
141	Sri Medimi Srinivas	Sr.Lecturer(CSA)	20.02.1990	19.10.1966	31.10.2024	31.10.2026	5500/-	01.04.2003	01.04.1997	8000-275-13500
142	Sri Rama Ch. Mohanty	Bearer	01.12.1986	25.12.1966	31.12.2024	31.12.2026	11,625/-	12.07.2002	12.07.1997	4750-125-7500
143	Mrs. Pranati Das	Sr.Lecturer(Elec)	03.04.1991	01.05.1967	30.04.2025	30.04.2027	2960/-	01.01.2003		10000-325-15200
144	Mrs. Ashima Rout	LecturerComm.	24.07.2000	01.06.1967	31.05.2025	31.05.2027	11,950/-	17.02.2003	12.02.1997	2550-55-2660-60-3200
145	Sri Rabindra Kr. Send	Lab Asst(Chem)	14.03.1989	26.02.1967	28.02.2025	28.02.2027	8,825/-	24.07.2003		10000-325-15200
146	Sri Arkhit Behera	Bearer	01.12.1986	21.03.1967	31.03.2025	31.03.2027	6050/-	01.01.2003		8000-275-13500
147	Sri Satyabrata Mohanta	Asst.Prof	09.11.2000	26.03.1967	31.03.2025	31.03.2027	2960/-	01.01.2003		5000-150-8000
148	Sri Santosh K. Maharana	Lecturer(Mech)	09.12.1994	31.07.1967	31.07.2025	31.07.2027	13,260/-	10.11.2003		2550-55-2660-60-3200
149	Sri Tuahar Kr.Nath	Sr.Lecturer	20.04.1992	11.06.1967	30.06.2025	30.06.2027	9,650/-	01.01.2002		12000-420-18300
150	Sri Debajyoti Mishra	Lecturer, Comm.	10.08.2000	28.02.1968	29.02.2026	29.02.2028	11,625/-	20.04.2003	20.04.1998	8000-275-13500
							8,825/-	10.08.2003		10000-325-15200
										8000-275-13500



LIST OF STAFF MEMBERS OF I.G.I.T., SARANG WITH RETIREMENT OPTION FOR PENSION SCHEME

Sl. No.	Name	Present Designation	Date of 1st Joining	Date of Birth	Date on which the incumbent attains 58 yrs	Date of Retirement (on 60 yrs)	Present Basic pay (Rs)	Date of increment	Joining date of next Higher post	Scale of pay	
151	Sri B. P. Panigrahi	Sr. Lecturer	30.04.1992	05.06.1968	30.06.2026	30.06.2028	11,625/-	30.04.2003	30.04.1998	10000-325-15200	(P)
152	Sri Padmanava Behera	Jr. Asst.	28.06.1994	27.06.1968	30.06.2026	30.06.2028	3575/-	01.01.2003		3050-75-3950-80-4590	(P)
153	Sri Damburudhar Samal	JIM-Gr. III	15.03.1994	01.12.1969	30.11.2027	30.11.2029	3795/-	01.01.2003		3200-85-4900	(P)
154	Sri Rajkishore Sasmal	Lecturer (Mech)	22.02.1991	28.03.1969	31.03.2027	31.03.2029	2,500/-	01.02.1997	Pre-Revised	8000-275-13500	(P)
155	Sri Pravakar Naik	Jr. Steno	25.09.1990	28.04.1969	30.04.2027	30.04.2029	4900/-	01.04.2003	01.04.1997	4000-100-6000	(P)
156	Sri Meghanad Sahoo	Bearer	16.08.1997	06.03.1969	31.03.2027	31.03.2029	2960/-	16.08.2003		2550-55-2660-60-3200	(P)
157	Sri Ashok Kr. Maharana	Teaching Asst.	29.08.1991	17.07.1969	31.07.2027	31.07.2029	6050/-	01.01.2003		5000-150-8000	(P)
158	Sri Dilip Ku. Mohanty	Watchman	01.10.1990	11.07.1969	31.07.2027	31.07.2029	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
159	Sri Bati Naik	Bearer	06.10.1989	25.05.1970	31.05.2028	31.05.2030	2960/-	01.01.2003		2550-55-2660-60-3200	(P)
160	Sri Srinivas Sethi	Lecturer (CSA)	08.01.2000	15.06.1970	30.06.2028	30.06.2030	8,825/-	10.01.2003		8000-275-13500	(P)
161	Sri Ranjan Kumar Dash	JIM-Gr. III	30.08.1993	08.06.1970	30.06.2028	30.06.2030	3795/-	01.01.2003		3200-85-4900	(P)
162	Sri Minaketan Sahoo	Teaching Asst. (C)	17.11.1993	14.05.1971	31.05.2029	31.05.2031	6050/-	01.01.2003		5000-150-8000	(P)
163	Sri Sandeep Kr. Singh	Lecturer (Civil)	10.01.2000	16.06.1971	30.06.2029	30.06.2031	8,825/-	01.01.2003		8000-275-13500	(P)
164	Sri Debasis Tripathy	JIM-Gr. III	10.03.2000	26.10.1971	31.10.2029	31.10.2031	3455/-	10.03.2003		3200-85-4900	(P)
165	Sri Jagabandhu Dalai	Jr. Asst.	14.08.1997	15.03.1972	31.03.2030	31.03.2032	3275/-	14.08.1999		3050-75-3950-80-4590	(P)
166	Sri Prahalad Behera	T. A. (M)	03.09.1991	19.04.1972	30.04.2030	30.04.2032	6050/-	01.01.2003		5000-150-8000	(P)
167	Sri Debaraj Behera	Computer Prog.	04.12.1998	10.06.1973	30.06.2031	30.06.2033	5750/-	04.12.2003		5000-150-8000	(P)
168	Sri S. Kr. Mansingh	T. A. (E)	15.10.1998	10.07.1974	31.07.2032	31.07.2034	5750/-	15.10.2003		5000-150-8000	(P)
169	Sri Nityananda Nayak	Technician (Met)	15.10.1998	12.03.1975	31.03.2033	31.03.2035	5750/-	15.10.2003		5000-150-8000	(P)
170	Sri B.B. Mishra	Ex-Estate Manager	05.11.1987	09.11.1942	30.11.2000	30.11.2002	8500/-	01.05.2002	Relieved on 30.11.2002 (AN)	6500-200-10,500/-	(P)
171	Sri B.M. Karan	Ex-Foreman (Mech)	03.02.1986	02.06.1940	30.06.1998	30.06.2000	8100/-	01.05.2000	Relieved on 30.06.2002 (AN)	6500-200-10,500/-	(P)
172	Sri B.B. Jena	Ex-Dresser	16.03.1999 01.10.1961 (Govt.)	21.08.1941	31.08.1999	31.08.2001	3540/-	01.01.1999	Relieved on 31.08.2001 (AN)	3200-85-4900/-	(P)
173	Mr. R.C. Tripathy	Ex-S.I.C.M.-Gr (I)	01.10.1986	05.09.1941	30.09.1999	30.09.2001	6200/-	01.10.2000	Relieved on 30.09.2001 (AN)	5000-150-8000/-	(P)
174	Late D.G. Dalai	Ex-Watchman	01.10.1990	14.10.1949			2550/-		Expired on 17.11.1996	2550-55-2660-3200/-	(P)
175	Late Dr. R.C. Tripathy	Ex-Medical Officer	17.10.1992	20.02.1943			7500/-		Expired on 02.05.1999	6500-200-10500/-	(P)
176	Late K.C. Bhanda	Ex-Driver	08.08.1984	07.04.1935			4400/-	01.05.2001	Expired on 18.11.2001	3600-100-5600/-	(P)
177	Late K.C. Jena	Ex-Bus Helper	01.01.1987	25.02.1964			2960/-	01.01.2003	Expired on 23.01.2003	2250-55-2660-60-3200/-	(P)

(P): Pension Scheme

18

-42-

LIST OF STAFF MEMBERS OF I.G.I.T., SARANG WITH RETIREMENT OPTION FOR CPF SCHEME

4

Sl. No.	Name	Present Designation	Date of Ist Joining	Date of Birth	Date on which the incumbent attains 58 yrs.	Date of Retirement (on 60 yrs)	Present Basic pay (Rs)	Date of increment	Joining date of next Higher post	Scale of pay	
1	Sri Chaitanya Khuntia	Daftary	01.04.1997	25.10.1948	31.10.2006	31.10.2008	3030/-	01.04.2003	31.01.1985	2610-60-3150-65-3540	(C)
2	Sri B.B. Mohanty	Bearer	01.03.1986	30.05.1951	31.05.2009	31.05.2011	2960/-	01.01.2003		2550-55-2660-60-3200	(C)
3	Dr. J. Pr. Behera	Asst.Prof. (Civil)	12.10.1984	23.10.1952	31.10.2010	31.10.2012	17,880/-	01.01.2003		12000-420-18300	(C)
4	Sri Judhistira Rout	SIM-Gr.II	01.04.1987	11.04.1952	30.04.2010	30.04.2012	6350/-	01.01.2003		5000-150-8000	(C)
5	Mrs. Pravabati Das	Staff Nurse	25.02.1991	18.11.1952	30.11.2010	30.11.2012	5375/-	01.01.2003		4500-125-7000	(C)
6	Sri Biswanath Pradhan	Lab. Attendant	31.01.1985	05.08.1953	31.08.2011	31.08.2013	3235/-	01.11.2003	01.11.1989	2550-55-2660-60-3200	(C)
7	Sri Sudhakar Rath	Dy.Registrar	14.09.1985	07.08.1954	31.08.2012	31.08.2014	8500/-	01.04.2003	12.04.1990	6500-200-10500	(C)
8	Dr. N.K.Choudhury	Asst. Prof..)	02.11.1984	10.12.1955	31.12.2013	31.12.2015	14,520/-	16.05.2003	16.05.1997	12000-420-18300	(C)
9	Dr. S.K. Biswal	Asst.Prof.(Chem.	28.01.1983	04.01.1957	31.01.2015	31.01.2017	14,520/-	19.03.2003	19.03.1997	12000-420-18300	(C)
10	Dr. (Mrs) Nijukta Padhi	Asst. Prof.(Eng.)	27.01.1983	10.04.1957	30.04.2015	30.04.2017	14,940/-	11.10.2003	11.10.1996	12000-420-18300	(C)
11	Sri Ramakanta Pani	Bearer	01.03.1986	25.05.1958	31.05.2016	31.05.2018	2960/-	01.01.2003		2550-55-2660-60-3200	(C)
12	Sri S.K. Pradhan	Jr. Asst.	26.03.1987	08.06.1960	30.06.2018	30.06.2020	3965/-	10.05.2003		3050-75-3950-80-4590	(C)
13	Sri Dharmananda Malik	Sr. TAt	30.09.1989	06.05.1961	31.05.2019	31.05.2021	6550/-	01.04.2003	01.04.1997	5500-175-9000	(C)
14	Sri Sarat Ch. Nayak	Dup. Mache Op.	01.09.1987	16.05.1963	31.05.2021	31.05.2023	3030/-	01.01.2003		2610-60-3150-65-3540	(C)
15	Mrs. Namita Mishra	Lecturer(Math.)	28.01.1989	20.06.1963	30.06.2021	30.06.2023	9,925/-	01.01.2003		8000-275-13500	(C)
16	Sri Srinibas Padhy	Asst. Librarian	27.11.1989	10.12.1963	31.12.2021	31.12.2023	5875/-	27.11.2003		4750-125-7500	(C)
17	Sri Prasanta Kr. Panda	Teaching Asst	27.11.1989	14.04.1964	30.04.2022	30.04.2024	5600/-	01.01.2000	A.N	5000-150-8000	(C)
18	Mrs. Nandarami Dash	Jr. Asst.	03.01.1990	25.04.1964	30.04.2022	30.04.2024	3725/-	01.01.2003		3050-75-3950-80-4590	(C)
19	Dr. Arun Prasad	Sr.Lecturer(Civil	11.12.1989	10.10.1964	31.10.2022	31.10.2024	12,275/-	01.01.2003	11.02.1995	10000-325-15200	(C)
20	Sri L.D. Mohapatra	Hel.Plumber	01.03.1986	12.05.1964	31.05.2022	31.05.2024	2350/-	01.01.2003		2550-55-2660-60-3200	(C)
21	Dr. Sabyasachi Pattnaik	Sr.Lecturer(CSA	03.03.1990	01.07.1965	30.06.2023	30.06.2025	12,275/-	03.03.2003	03.03.1996	10000-325-15200	(C)
22	Sri Rabisankar Subudhi	Sr.Lecturer(Elec	29.10.1990	18.09.1966	30.09.2024	30.09.2026	12,275/-	29.10.2003	29.10.1997	10000-325-15200	(C)
23	Mrs. Sasmita Mishra	Lecturer (CSA)	27.09.1994	28.10.1967	31.10.2025	31.10.2027	9,925/-	01.01.2003		8000-275-13500	(C)
24	Mrs. Urmila Bhanja	Sr.Lecturer,Elect	01.05.1992	18.06.1968	30.06.2026	30.06.2028	11,625/-	01.05.2003	01.05.1998	10000-325-15200	(C)
25	Sri Padmanav Acharya	Sr.Lecturer(Mec	14.08.1990	19.07.1968	31.07.2026	31.07.2028	11,625/-	14.08.2001	14.08.1996	10000-325-15200	(C)
26	Mrs Aruna Tripathy	Lecturer,Electro	02.02.1994	20.08.1969	31.08.2027	31.08.2029	9,925/-	01.01.2003		8000-275-13500	(C)
27	Sri Trilochan Baral	Watchman	01.10.1990	15.03.1971	31.03.2029	31.03.2031	2960/-	01.01.2003		2550-55-2660-60-3200	(C)
28	Sri Radhakanta Rath	Teaching Asst.(M)	06.09.1991	16.04.1971	30.04.2029	30.04.2031	5900/-	01.01.2002		5000-150-8000	(C)
29	Sri Deepak Ch. Sau	Lecturer(Cheical)	12.09.2000	08.02.1974	28.02.2032	29.02.2034	11,125/-	12.09.2003		8000-275-13500	(C)
30	Mrs. Diptimayee Nayak	Jr. Asst.	04.07.1994	09.04.1974	30.04.2032	30.04.2034	3725/-	01.01.2003		3050-75-3950-80-4590	(C)

True copy
Anjali
Aali

(C) : CPF Scheme

- 43 -

ANNEXURE-11



INDIRA GANDHI INSTITUTE OF TECHNOLOGY, SARANG

NOTE SHEET

(16/5)

79

: 3 :

Kind endorsement prepage.

The Principal, I.G.I.T., Sarang has moved for formal implementation of Pension Scheme for the employees of I.G.I.T., Sarang. Board of Governor has already approved the proposal in their 40th Meeting held on 30.09.2004. Altogether, 5 employees have already been retired and waiting for the pension as informed by the Principal and 177 employees, who have not been retired have opted for the Pension Scheme.

In this connection, Government has already given the permission during the year, 2004 (Page-16/C) to go ahead with the implementation of the Pension Scheme subject to the condition that no additional burden will lie on Government, over and above the normal grant-in-aid that would have been paid to the institution as the C.P.F Scheme continued. This has been concurred in by the Finance Department.

Necessary approval may be accorded to the Principal, I.G.I.T., Sarang to implement the Scheme, subject to the condition stipulated in Government order placed at Page-16/C and under no circumstances, additional requirement, over and above the grant-in-aid will be entertained by the Government as well as the Finance Department.

COMMISSIONER-CUM-SECRETARY

(R.N Rout)
Joint Secretary

May kindly be approved

Minister & Chairman A.B.

12/3/05
Secy., Indus.
Comm. cum. Secy. to Govt.
Industries Department

Registrar/A/P

This be implemented with immediate effect.

28/3/2005

18/4/05
Minister, Industries
and Law, Orissa

True copy
Amulya
Ade

- 44 -

ANNEXURE-12-Services

Resolutions of 47th meeting of Board of Governors of IGIT, Sarang Society held on Dt.25-9-2010 in the office Chamber of Honourable Minister, Industries, Steel and Mines and Parliamentary Affairs, and Chairman Board of Governors at 11.00 AM in the Secretariat, Govt of Orissa

Chaired by : |||| Sri Raghunath Mohanty, Honourable Minister, Industries, Steel and Mines and Parliamentary Affairs, Govt. of Orissa

Members Present:

1. Sri Tathagat Satpathy, MP, Dhenkanal
2. Dr.N.C.Sahu, MLA, Parjang
3. Sri Brajakishore Pradhan, MLA, Talcher
4. Prof. J.K.Satpathy, VC, BPUT
5. Prof.M.S.Chakravarty, Director, IIT, Bhubaneswar
6. Sri S.Ganguli, IAS, Commissioner cum Secretary, Industries Department
7. Sri R.K.Mishra, Additional Secretary, Finance Department
8. Sri Girdh S.N., IAS, District Magistrate and Collector, Dhenkanal
9. Prof.Mrs. B.Mohanty, Professor, IGIT, Sarang
10. Dr.C.R.Dash, Lecturer, IGIT, Sarang
11. Sri D.K.Mallik, Dy. Director, Representative of DTET, Orissa
12. Sri S.C.Padhi, Director(Personnel), Representative of CMD, MCL, Burla
13. Dr.A.Mishra, Director and Member Secretary

Special invitee: |||| H.K.Singh, GM(P&W), MCL, Burla

||| D.K.Panigrahi, Sr.Manager (Welfare), MCL, Burla

The following resolutions were taken after detailed discussion on the notes on agenda

47/1. Welcome to the new members

At the outset the Board welcome the following members and expect that the institute will be highly benefited from their timely , effective guidance to progress further in the field of academic excellence.

		<p>regularization and the Director will move to the Govt. for recreation of these regular posts and regularization of their services.</p> <p>Board approved the above proposal and ratified the decision of the Govt.</p>
e.	45/13. Land requirement	<p>Application has been submitted to Tahasildar, Parjang for alienation of 35.5 acres of non forest land. The demarcation by RI has been done but official permission has not been taken up at the District /RDC level.</p>
f.	Grant of advance increment on account of acquiring higher degree qualification	<p>The committee so constituted with DTET and Principal have already submitted the report to the govt. Decision is awaited</p>
g.	Inclusion of employees in Pension cum gratuity scheme in stead of CPF cum Gratuity scheme	<p>The individual cases have been examined and put up in Annexure-I for perusal of the Board. Board advised the Director to request the Govt. for reconsideration to include in pension cum gratuity scheme.</p>
h.	Enhancement of fees for ID cards and Prospectus	<p>Implemented</p>
i.	Disciplinary Action Committee	<p>Implemented</p>

- 46 -

11th to 14th April 2010. The proceedings were duly approved by the Chairman, BOG and offers were issued to the selected candidates. All of them have joined. The board ratified the decision of the Chairman.

Further 16 posts, mostly of reserve category are lying vacant. Re advertisement may be done for the third time for filling up these posts.

47/18. Appointment/Creation of contractual posts against retirement, resignation, & termination of services of employees

It is seen from the records that a good number of non teaching employees will retire during 2012-17. Under above circumstances it will be difficult to manage the departments specifically Academic, Examination, Accounts, Establishment and laboratories. It is suggested that either replacements may be allowed for existing vacancies or create contractual posts against such vacancies created or to be created in future with due approval of the Govt.

It is to mention here that six number of non teaching posts are lying vacant due to retirement of employees and termination of services.

Board allowed to move to the Govt. for necessary approval for filling up these posts either in regular basis or on contractual basis.

47/19. Legal matters

Sri B.B.Jena, Ex dresser has filed writ petition in the honourable high court of Orissa for finalization of pension both for the services at Govt. and IGIT, Sarang. Further Contempt case has also been filed for disposal of the matter. The court has been informed through affidavit by Govt and IGIT as well. The Commissioner cum Secretary has also written to the AG Orissa for early disposal. Other pending matters are being followed up.

Noted by the Board.

47/20. Additional notes on agenda could not be discussed due to lack of time and deferred to the next Board meeting.


The meeting ended with thanks to the Chair.


(Sri S. Garg, IAS)

Commissioner Cum Secretary
Industries Department
Govt. of Orissa


(Dr. A. Mishra)

Director and Member secretary


(Sri Raghunath Mohanty)

Honourable Minister, Industries, Steel and Mines
And Parliamentary Affairs & Chairman Board of Governors
IGIT Sarang Society

Encl: As above-Annexures-I, II, III and IV

-47-

INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG, DHENKANAL



No.PA/8-47/ 18 /
Dated, the 12th January, 2011.

To
The Principal Secretary to Govt.
Industries Department
Govt. of Orissa
Bhubaneswar.

Sub: Inclusion of employees in pension-cum-Gratuity scheme in stead of CPF-cum-Gratuity Scheme.

Sir,

With reference to the above it is to inform you that while confirming the minutes of 46th meeting of the Board of Governors in the 47th meeting of the Board of Governors held on 25.09.2010, the Board resolved as under:

"The individual cases have been examined and put up in Annexure - I for perusal of the Board. Board advised the Director to request the Govt. for consideration to include in pension -cum- Gratuity scheme."

Government decision in the matter may kindly be communicated for implementation in the institute.

With regards.

Encl: As above.

Yours faithfully,


DIRECTOR

c.c.to:

Registrar for information.

- 48 -

Representation of Institute employees to change the option from CPF-cum-Gratuity to Pension-cum-Gratuity Scheme

As per decision of the 40th meeting of the Board of Governors held on 30.09.2004 the Pension-cum-Gratuity Scheme have been introduced and implemented in the institute with effect from 1.4.1996. Basing on the above decision options were invited from employees and in response most of the staff members had opted for Pension-cum-Gratuity Scheme and few staff members opted for CPF-cum-Gratuity Scheme. Now they are representing the Principal to be covered under Pension-cum-Gratuity Scheme instead of CPF-cum-Gratuity Scheme. The list of such names is given below.

Sl. No.	Name of the employee with designation	Date of option exercised	Remarks
1	Sri Sarat Chandra Nayak, Duplicating Machine Operator	7-10-2004	
2	Dr. S.K. Biswal Professor in Chemistry	16-4-2005	
3	Dr. J.P. Behera Professor in Civil Engineering	14-12-2005	
4	Sri R.S. Subudhi Asst. Professor in Electrical Engg.	12-3-2005	
5	Sri J. Rout Sr. Instructor-cum-Mechanic Gr. II	10-5-2005	
6	Sri T. Baral Watchman	9-8-2005	
7	Sri S.K. Rath, Deputy Registrar	21-12-2005	
8	Sri P.K. Panda Teaching Asst. CS&A Deptt.	17-12-2005	
9	Sri R.K. Pani Bearer	21-12-2005	
10	Sri L. Mohapatra Helper	3-12-2008	
11	Sri C. Khuntia Ex-Daftary	22-10-2008	

12	Sri B.N.Pradhan Lab.Attendant	18-11-2008	
13	Sri B.B.Mohanty Bearer	7-11-2008	
14	Mrs. P.Das Staff Nurse	18-12-2007	
15	Sri S.Padhi Asst. Librarian	14-11-2007	
16	Sri S.Pradhan Jr. Asst.	30-4-2009	
17	Dr. N.K.Choudhury Professor in Mathematics	16-11-2007	
18	Dr(Mrs) N.Padhi, Professor, English	3-9-2009	
19	Mrs D.M.Nayak, Jr Asst	14-8-2005	
20	Mrs N.Mishra, Lecturer, SG, Mathematics	20-4-2009	

The Board of Governors in its 40th meeting held on 30.09.2004 have resolved and recommended that the existing employees may be allowed Pension/CPF as per the option already exercised like U.C.E., Burla and fresh employees to be recruited should cover under CPF-cum-Gratuity Scheme without any scope for opting Pension Scheme. As per the above decision the fresh recruits have been allowed CPF-cum-Gratuity Scheme without any scope for opting Pension Scheme.

A few of the above staff members have requested to change their option from CPF-cum-Gratuity scheme to Pension-cum-Gratuity Scheme.

This has been discussed in the Executive Committee meeting of the institute held on 08.11.2006. The Committee resolved as under :

"After discussion in detail, the Committee advised the Principal to refer the proposal for change of option from C.P.F. to Pension Scheme to the Government."

The above resolution was also placed and discussed in the 43rd meeting of the Board of Governors held on 14.12.2006 and approved.

Accordingly their representation has been forwarded to Industries Department, Government of Orissa vide this office letter No.PA/8-43 -37 Dated 05.02.2007 and No.Estt-1112 Dated 30.09.2007. No reply has been received in this regard.

[Signature]
12/2/10

True copy
Proved
Add

- 50 -

ANNEXURE-13

Government of Orissa
Industries Department

No.V.FEII-27/2011 2843 /A., Bhubaneswar, dated the 14.2.11
From

To
Shri A. Mallick,
Deputy Secretary to Government.

✓ The Director, IGIT, Sarang.

-- Sub: Inclusion of employees in pension-cum-Gratuity Scheme instead of CPF- cum- Gratuity Scheme.

Sir,

I am directed to invite a reference to your letter No.18 dt.12.1.2011 on the above subject and to say that State Govt. have nothing to say about inclusion of employees who had opted for CPF-cum-Gratuity into pension-cum-Gratuity scheme now. as this Department will not bear any financial liability on it. Moreover, as per stipulation of the Scheme, option once exercised is final and it should not be re-opened again.

Yours faithfully,

[Signature]
Deputy Secretary to Government.

DIARY No. 312
DATE 23/02/2011

True Copy
Amogh
Adv

- 51 - ANNEXURE-14

ORISSA HIGH COURT

2ND

27 JUL 2020

CLEARANCE

DEPUTY REGISTRAR

URGENT

GOVERNMENT OF ODISHA
SKILL DEVELOPMENT & TECHNICAL EDUCATION DEPARTMENT

No. ETET-FE-FEV-0054-2014- 4319, Bhubaneswar, dated 16/09/19

From

Shri S. K. Raysardar, OAS,
Deputy Secretary to Government

To

The Director,
IGIT, Sarang

Sub: Inclusion of employees of IGIT, Sarang in Pension-cum-Gratuity instead of
CPF-cum-Gratuity Scheme.

Sir,
In inviting reference to your letter No. 259, dated 23.02.2018 on the subject
mentioned above, I am directed to inform that the Finance Department has
observed that there is hardly any scope left out for employees of the Institution to
get into the pension scheme as it is time barred. They are to continue with CPF-
cum-Gratuity scheme.

Yours faithfully

Deputy Secretary to Government

Memo No. IGIT/EST/1148 dt 22-10-19

copy forwarded to All HOD/HOOS for
wide circulation among all the employees

REGISTRAR

Indira Gandhi Institute of Technology
SARANG (ORISSA)

DIARY No. 527

DATE 29/10/19

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Adi

-52-

ANNEXURE-15 Series

INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG- DHENKANAL 759146

No.IGIT/ESTT- 820

Date- 21/09/2021

OFFICE ORDER

Sanction is here by accorded for payment of Rs.14,74,200/- (Rupees Fourteen Lakh Seventy Four thousand two hundred only) towards retirement gratuity in favour of Sri Dharmananda Mallik, Ex-Sr.Technical Assistant, Electrical Engineering Department of this Institute on his retirement from Institute service on attaining the age of superannuation on 31.05.2021. (A.N)

The expenditure is chargeable from "Gratuity" head.

Paid with cheque N- 738932
dt- 29.09.2021


21/9/2021
REGISTRAR

Copy to:-

- 1) Mr.Dharmananda Mallik, Ex-Sr.T.A. Electrical Engg., Department , IGIT.Sarang for information.
- 2) Accounts Officer for information & necessary action
- 3) HOD, Elect. Engg., for kind information.
- 4) P.A to Director for kind information of the Director.

- 53 -

**INDIRA GANDHI INSTITUTE OF TECHNOLOGY
SARANG: DHENKANAL- 759146**

No. IGIT/Estt.- 530

Date 8/7/2021

OFFICE ORDER

In accordance with Finance Department Memorandum No.55423 Date, 14.11.1986 read with resolution item No. C/5 taken by the Board of Governors in their 11th meeting held on 16.10.87 Sanction is hereby accorded for payment of cash equivalent to the leave salary in favour of Mr.Dharamanada Mallik, Ex-Sr.T.A. Elect. Engg Department of this Institute in lieu of the un-utilized Earned Leave for a period of 300 days at his credit as on the date of relieve from the Institute service i.e. on 31.05.2021(AN) on superannuation. His last Pay is Rs.80,000/-(Rupees eighty thousand)only as on 31.05.2021, level-12, Cell-12 is on the date of retirement.

① Leave Salary Rs. 936000/-
Paid vide cheque No- 738911
date - 11.08.2021

② CPF Amt - 22,62,883/-

ih 8/7/2021
REGISTRAR
01/07/2021

Copy to:-

- 1) Mr. Dharamanada Mallik, Ex- Sr.T.A., Elect. Engg Department of I.G.I.T.Sarang, for information.
- 2) Accounts Officer for information & necessary action.
- 3) HOD Elect Engg Department
- 4) P.A to Director for kind information of the Director.

-54-

INDIRA GANDHI INSTITUTE OF TECHNOLOGY, SARANG, DHENKANAL, ODISHA
PIN-759146
FOR THE FINANCIAL YEAR 2021 -2022

ACCOUNT NO.187 NAME **SRI DHARMANANDA MALLIK** DESIGNATION **SR.T..A. ELECTRICAL**

CPF SCHEME **CPF SCHEME** **RATE OF INTEREST**

MONTH	S.Contb.	S.Cont. Bal	ARREAR ENTILED	ENTILED	ARREAR	REFUND THROUG H	REFUND THROUG H BANK	TOTAL	WITHDRAWALS			IBB	Rate of Interest	
									Outstanding loan upto Feb.Salary					
(A)	(B)	©	(D)	(E)	(F)	(G)	(H)	(I)	(J)	(K)	(L)	(M)	(N)	

OPENING BALANCE		1383820	OPENING BALANCE			Temp Adv	Balance	Part Final	805254
-----------------	--	---------	-----------------	--	--	----------	---------	------------	--------

April,21	7,770	1391590	0	7770	0	7972	0	15742	0	17742	9770	820996	7.1
May,21	8,000	1399590	0	8000	0	7972	0	15972	0	9770	1798	836968	7.1
June,21	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
July,21	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
August,21	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Sept,21	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Oct,21	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Nov,21	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Dec,21	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Jan,22	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Feb,22	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Mar,22	0	1399590	0	0	0	0	0	0	0	1798	1798	836968	0
Total Rs	15770	16787080	0	15770	0	15944	0	31714	0	45492	1798	0	10027644

Retirement on 31.05.2021	15770	Balance from 2020-2021	31714	
paid Rs. 22,62,883/-	16515	Diposits and Refunds as above	9810	
A/C Ch.No217297		Interest for 2021-22	0	
Dt.20.05.2021	1416105	Deduct withdrawals as above	846778	(own share)
Letter No. IGIT/Acct/1816 Dt. 31.05.2021		Balance on 31st March 2022	2262883	(own share + society share)
		Total balance (For C.P.F) on 31st March 2022		

True copy
Amulya
Adv



SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 22957/2024

(Arising out of impugned final judgment and order dated 06-02-2024
in WA No. 659/2023 passed by the High Court Of Orissa At Cuttack)

THE BOARD OF GOVERNORS & ANR.

Petitioner(s)

VERSUS

SUBHRA KESHARI BISWAL & ANR.

Respondent(s)

(IA No.141148/2024-CONDONATION OF DELAY IN FILING)

Date : 12-07-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH

HON'BLE MR. JUSTICE PRASANNA BHALACHANDRA VARALE

For Petitioner(s) Mr. Arunav Patnaik, Adv.
Ms. Bhabna Das, AOR
Mr. Nirbhay Nitya Nanda, Adv.
Ms. Anju Rani, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

Issue notice, returnable within four weeks.

In the meantime, there shall be stay of the
impugned order 06.02.2024 passed by the High Court in
WA No.659 of 2023.(NEETU KHAJURIA)
ASTT. REGISTRAR-cum-PS(RANJANA SHAILEY)
COURT MASTERTrue copy
Bhabna
Adv

Dis-1
2 sheets
13.05.24



61652
1-56-

IN THE HIGH COURT OF ORISSA, CUTTACK
(ORIGINAL JURISDICTION CASE)

ANNEXURE-17

W.P. (C) No 29507 OF 2019

Code No 310100

In the Matter of: An application under Article 226 of the Constitution of India.

AND

In the Matter of: An application challenging the order of the state disallowing to include the petitioner's name under the scheme of "the Pension-cum-Gratuity" instead of "the CPF-cum-Gratuity" on the ground of time barred illegally and

Presented on
discriminately.
21/12/19
Deputy Registrar (Judl.)

AND

In the Matter of:

Dharmananda Mallik aged about 58 years S/o Late Alekha Mallik, AT/PO-Naraj, Via-Munduli Colony, Cuttack-6 presently working as the Senior Technical Assistant in Electrical Engineering Department, Indira Gandhi Institute of Technology, Sarang, Parajang, Dist-Dhenkanal

... .. **Petitioner**

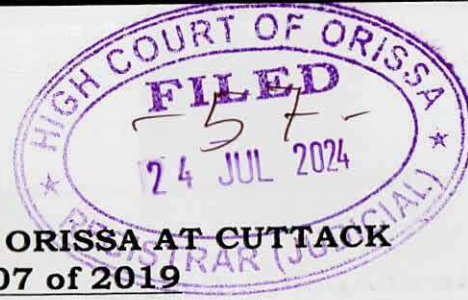
Versus

1. State of Odisha, represented through Commissioner-cum-Secretary, Department of Skill Development & Technical Education, Kharavela Bhawan, Bhubaneswar, Dist-Khurda, Pin-751001;
 2. The Board of Governors represented by its Director, Indira Gandhi Institute of Technology, Sarang, Parajang, Dist-Dhenkanal
- **Opposite Parties**



28410





IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) NO.29507 of 2019

Dharmananda Mallik

Petitioner
Mr. U. Sahoo, Adv.

-versus-

**State of Odisha &
Another** ...

Opp. Parties
State Counsel
Mr. N.K. Sahu, Adv.
(for Opp. Party Nos.2 & 3)

CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY

Order
No

ORDER
19.03.2024

17. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
2. Heard Mr. U. Sahoo, learned counsel for the Petitioner, Mr. N.K. Sahu, learned counsel appearing for Opp. Party No.2.
3. Learned counsel for the Petitioner contended that even though the claim of the Petitioner is covered by an order passed by this Court in W.A. No.659 of 2023, but learned counsel for Opp. Party No.2 contended that Petitioner is not covered by the said order.
4. However, this Court after going through the order passed by this Court on 03.07.2023 and order passed in WA No.659 of 2023 is of the view that the issue involved is similar to the issue in WA No.659 of 2023.
5. In view of the same, this Court is inclined to dispose of the Writ Petition in the light of the judgment passed on 06.02.2024 in WA No.659 of 2023.

The Writ Petition is accordingly disposed of.

Sd- B. P. Satapathy, J.

sangita

Comp by
Rush
16.5.24



Date of Application :- 19.4
 Date of Notification :- 14.5
 Date of Supply :- 20.6
 Date of Ready :- 20.6
 Date of Delivery :- 20.6

C.A. No- 35936 / 2024

MEMO OF COSTS

	Rs.	P.
Application Fee.....	7	00
Searching Fee.....	—	—
Folios / No. Pages 2	4	00
Hologram Fee 2	2	00
Photo Copier Fee 2	2	00
For Typed Copies 5	—	—
Total	15	00

(Rupees Fifteen only)
 20/06/2024
 ASO

EXAMINER OF COPIES
 CUM
 SUPERINTENDENT
 COPYING SECTION

CERTIFIED TO BE A TRUE COPY
 Assistant Registrar (Estt.)
 HIGH COURT OF ORISSA
 Authorised Under Section-76, Act-I of 1872





VAKALATNAMA

IN THE HIGH COURT OF ORISSA, CUTTACK

W.A. No. **2118**

Between Board of Governors, IGIT Sarang and Another of 2024
Appellant
Petitioner

Dharmmananda Mallick and Anr AND
Opp. party
Respondent

Know all men by these presents, that by this Vakalatnama

I/We Satyabrata Mohant, Director (IGIT) Sarang
Dist - Dhenkanal,

Appellant/ Respondent / Petitioner / opposite party in the
aforesaid original application petition/ review do hereby appoint and retain,
NIROD KUMAR SAHU, ENO - 0-239/1986, Mob-9937167902, MBHAGYADHAR SWAIN,
SIDDHARTH SAHU, SASWATI SOUMYA SAHU, ASHUTOSH MODI Advocate (s),
to appear for me/ us, in the above case, and to conduct and prosecute (or defend) the same and
all proceedings, that may be taken in respect of any application connected with the same, or any
decree or order passed therein including all applications for return of documents or receipt of any
moneys that may payable to me/ us in the said case and also in application for review in appeals
under Orissa High Court Order and in applications for leave to appeal Supreme Court. I/ we
authorize my/ our Advocate (s) to admit any compromise lawfully entered in the said case.

Dated... 23/07/2024

Received from the executant (s) satisfied and
accepted as I/ We hold no brief for the other side.

Accepted as above

Advocate

Accepted as above

Advocate

Accepted as above

Advocate

EN-0-10012019
Mob-9434873903

Accepted as above

Advocate

Accepted as above

Advocate

EN-0-1403/1994
Mob-9861149098

Accepted as above

Advocate

Accepted as above

Advocate

Accepted as above

Advocate

Signature of the Executant (s)

Director

Indira Gandhi Institute of Technology
Sarang, Dt. Dhenkanal





IN THE HIGH COURT OF ORISSA; CUTTACK

I.A. NO. 5572 of 2024

(Arising out of W.A. No. **2118** of 2024)

D - WA / 31855 / 2024

In the matter of:

An Application under Section 5 of the
Limitation Act for condonation of delay in the filing of appeal.

AND

In the matter of:

Board of Governors, IGIT Sarang

& Anr

...Petitioner

-Versus-

Dharmanada Mallik & Anr

...Opp. Parties

To

The Hon'ble the Chief Justice of the High Court of Orissa
and his Lordships' other Companion Judges of the said Hon'ble
Court

Pradipta
Adv


Pr
PRADIPTA KUMAR MOHANTY
Notary, Cuttack Town
Regd.No-ON-04/1995

The humble petition of
the above named
Petitioner;

MOST RESPECTFULLY SHEWETH

1. That, the Appellants have preferred the present appeal as they are aggrieved by the order dtd.19.03.2024 passed by the Learned Single Judge disposing the impugned Writ Petition bearing W.P.(C) No.7810 of 2018 in light of the Judgment dtd.06.02.2024 passed in W.A. No. 659 of 2023, as a consequence the Appellant Institute has no other option but to disburse pension benefits to the Respondent-Petitioner w.e.f. 01.05.2012 i.e. next day of his date of retirement notwithstanding the fact that he had already received CPF-Cum-Gratuity benefits amounting to Rs.12,29,315/- after his retirement.
2. That the impugned judgment was passed on 19.03.2024 and including the period of obtaining the certified copy of the impugned judgment, the present appeal was to be filed before this Hon'ble Court on or before 18.04.2024.

Pradipta
File


PRADIPTA KUMAR MOHANTY
Notary, Cuttack Town
Regd.No-ON-04/1995

3. That the appellants being a Government-Aided Autonomous Institute, it is necessary on the part of the Institute to get the approval of the Government before challenging the order dtd.19.03.2024 passed by the Learned Single Judge in Writ Appeal. The Government communicated the decision to prefer an appeal against the order dtd.19.03.2024 to the appellant Institute on 25.06.2024. Thereafter, the Appellant Institute after collecting all the necessary documents and records relating to the issue involved in the present appeal reached the office of the Counsel appearing for the Institute on 19.07.2024. The Counsel after receiving all the documents drafted the appeal on 20.07.2024 which is being filed today.
4. That due to the facts and circumstances stated above, there is delay of 124 days which is not attributable to the Appellants. The said delay is not intentional or deliberate on part of the Appellants but rather due to aforesaid bonafide reasons as stated above.

Pradipta
Kumar

Pradipta
PRADIPTA KUMAR MOHANTY
Notary, Cuttack Town
Regd.No-ON-04/1995

5. That in the above facts and circumstances, the Appellant humbly beg that the delay of 124 days in filing of the Writ Appeal be condoned.

P R A Y E R

It is, therefore, prayed that the Hon'ble Court may graciously be pleased to pass an appropriate order, condoning the delay caused in filing of the appeal.

And for this act of kindness, the petitioner shall as in duty bound ever pray.

Cuttack

Date 23-07-24

By the petitioner through

Ashutosh Modi
Advocate
ASHUTOSH MODI
Eno-1030/2023

Pradipta Kumar Mohanty
PRADIPTA KUMAR MOHANTY
Notary, Cuttack Town
Regd.No-ON-04/1995

-5-

IN THE HIGH COURT OF ORISSA; CUTTACK

I.A. NO. **5572** of 2024

(Arising out of W.A. No. **2118** of 2024)

Board of Governors,

IGIT Sarang & Anr

...Petitioner

-Versus-


Dharmananda Mallik

& Anr

...Opp. Parties

AFFIDAVIT

1. I, Sri Satyabrata Mahanta, working as Director, IGIT ~~Sarang~~ ^{Sarang} RSP, aged about 57 years, PO/PS: Sarang Dist: Dhenkanal
2. Father's Name: Late Dinakrushna Mohanta
3. Number of proceedings pending in the High Court or would be instituted (Caveat) : No
4. Statement of facts: As per averments in the present petition from Paragraph No.1 to 5.
5. The facts stated are true to the best of the knowledge and belief.


PRADIPTA KUMAR MOHANTY
Notary, Cuttack Town
Regd.No-ON-04/1995


Anand

- 6 -



DECLARATION

I, Sri Satyabrata Mohanata, the deponent above named do hereby solemnly affirm that the facts stated in paragraph no. 1 to 5 are true to my own knowledge and in paragraphs No.1 to 5 are true to the best of my information which I obtained from my personal sources and from the materials on record;

I believe the information to be true for the following reasons: Basing upon official records and information.

Solemnly declare at Cuttack and above said this 23 day of July, 2024.

Director

Indira Gandhi Institute of Technology
Sarang, Dt. Dhenkanal

Identified by

Advocate

DEPONENT

Solemnly affirmed before me by , who is identified

before me by ASHUTOSH MODI (Advocate),

Enrl.No. O-1031/2023, whom I personally know.

This the 23 day of July, 2024.

23/07/2024
Notary Public, Cuttack

PRADIPTA KUMAR MOHANTY
Notary, Cuttack Town
Regd No-ON-0411995



CERTIFICATE

Certified that due to non-availability of catridge papers this petition has been typed in thich white papers and further undertake to submit the English translation of Oriya annexures as and when required by this Hon'ble Court.

Cuttack

Date: 23-07-24

Advocate
Advocate
ASHUTOSH MODI
En-0-1030/2023



Pradipta
23/07/2024
PRADIPTA KUMAR MOHANTY
Notary, Cuttack Town
Regd.No-ON-04/1995

**COMPUTERISED FILING COUNTER
& ORISSA HIGH COURT,CUTTACK
ACKNOWLEDGEMENT SLIP**

Seat No : 7

Branch No : WRIT APPEAL(paperless)

Receipt No : 129077/2024

Date Of Receiving : 09/10/2024

Time : 03:29:07 PM

Filing No : D- WA 31855/2024

Case No : WA 2118/2024

Received From : Petitioner

Filed By: ADVOCATE FOR THE PETITIONER

Document(s) Filed :

2- REQUISITE FOR OPS --- (Misc Case No- 5572/2024) --- Postal Fee -Rs.80

In the High Court of Orissa: Cuttack
BA.No-5572/2024

(Arising Out of W.A.No-2118/2024)

Board of Governors, IGIT, Sarang

- versus -

..... Petitioner

Dhanmandada Mallick

& Another

..... Respondent

memo

ad per the order of this hon'ble
Court. for service of notice to the
Respondent No-2 & 3, Regd post
with AD. and postal stamp Rs 40 x 2 = 80

Cuttack

Date-09.10.24



N. Mohan
Advocate for the
Appellant

**COMPUTERISED FILING COUNTER
ORISSA HIGH COURT,CUTTACK
ACKNOWLEDGEMENT SLIP**

Seat No : 7

Branch No : WRIT APPEAL(paperless)

Receipt No : 133629/2024

Date Of Receiving : 29/10/2024

Time : 11:34:16 AM

Filing No : D- **WA 31855/2024**

Case No : **WA 2118/2024**

Received From : Respondent (1)

Filed By: M/S UMAKANT SAHOO

Document(s) Filed :

3- Vakalatnama --- Court Fee -Rs.12 (31551/2024)



VAKALATNAMA

IN THE HIGH COURT OF JUDICATURE, ORISSA, CUTTACK

W.A. No 2118 of 2024

Between

Board of Governors, GAGT, Sarey
2 anchor

Appellant

... Applicant / Petitioner

Versus

Dharmendra Melik
2 anchor

... Respondent / Opposite Parties

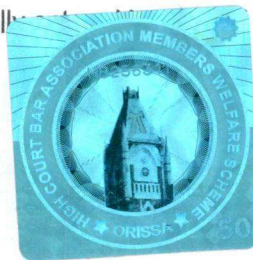
Know all men by the presents, that by this Vakalatnama I / We

Dharmendra Melik, S/o. Late Alekhe Melik
AT/PO - Narej, Vr - Mundoli Colony, Cuttack - 6
Respondent No-1

Appellant / Respondent / Petitioner / Opposite Party the aforesaid revision / Appeal Case do hereby appoint retain **MR. UMAKANT SAHOO, MR. H.K.DASH. MR. J.K. NANDA, MRS S.**

DAS Advocate(s) to appear for me/us, in the above case and to conduct and prosecute (or defend) the same all proceeding that may be taken in respect of any application connected with the same or any decree or order passed therein including all application for return of documents or receipt of any moneys that may be payable to me / us in the said case and also in applications to review in appeals under Orissa High Court Order and in applications for leave to appeal to Supreme Court. I / we authorized my/our advocate(s) to admit any compromise lawfully in case.

Dated the 28/10 - 2024
Received from the executants
satisfied and accepted as I hold no
brief for the other side.



MR. Umakant Sahoo), BCE No O-354/2000
ADVOCATE, Cell 9437318637,
Accepted as above

Accepted as above

(Signature)

(Mr. Jayanta Kumar Nanda, BCE No O-234/16) (Mr. H.K.Dash, BCE No-O-234/16)

Cell No-7008250699

Cell No 9853492208)

Advocate

Dharmendra Melik
EXECUTANTS



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* Indicates a required field.

* Consignment Number

RO198766595IN

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Article Type	Delivery Location	Delivery Confirmed On
Registered Letter	Igit Sarang S.O	25/10/2024 15:29:29

Event Details For : RO198766595IN**Current Status : Item Delivered(Addressee)**

Date	Time	Office	Event
25/10/2024	15:29:29	Igit Sarang S.O	Item Delivered(Addressee)
25/10/2024	10:52:45	Igit Sarang S.O	Out for Delivery
25/10/2024	10:50:16	Igit Sarang S.O	Item Received
24/10/2024	21:57:49	Dhenkanal TMO	Item Dispatched
24/10/2024	21:32:08	Dhenkanal TMO	Item Received
24/10/2024	20:50:15	Dhenkanal Sorting - L2R	Item Dispatched
24/10/2024	20:21:42	Dhenkanal Sorting - L2R	Item Bagged
24/10/2024	15:14:08	Dhenkanal Sorting - L2R	Item Received
24/10/2024	14:27:42	Dhenkanal Sorting - L2U	Item Dispatched
24/10/2024	01:13:18	Dhenkanal TMO	Item Dispatched
24/10/2024	01:09:30	Dhenkanal TMO	Item Received
23/10/2024	20:50:55	Cuttack CRC L1R	Item Dispatched
23/10/2024	20:30:53	Cuttack CRC L1R	Item Bagged
23/10/2024	19:17:47	Cuttack CRC L1R	Item Received

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7 (P)

IN THE HIGH COURT OF ORISSA: CUTTACK

WA. No. 2118/2024

(Arising out of W.P. (C) No. 29507/2019)

Board of Governors, IGIT, Sarang

versus -

Dhanamananda Mallick & others

Appellant

Respondent

Receipt

Received a copy of appeal memo
along with copy of all annexures, as per
order of this hon'ble court.

Cuttack
Date - 08/11/24



Advocate for the
Respondent.



1

IN THE HIGH COURT OF ORISSA, CUTTACK
(CIVIL APPELLATE JURISDICTION)

W.A. No 2118/2024
(Arising Out of W.P.(C) No 29507 of 2019)

Board of Governors, IGIT, Sarang Appellants

Versus

Dharmanand Mallik & Others Respondents

✓
OBJECTION/COUNTER AFFIDAVIT FILED BY THE RESPONDENT NO-1

Dharmananda Mallik

I, Dharmananda Mallik aged about 63 years S/o Late Alekha Mallik, AT/PO-Naraj, Via-Munduli Colony, Cuttack-6 a retired Senior Technical Assistant in Electrical Engineering Department, Indira Gandhi Institute of Technology, Sarang, Parajang, Dist-Dhenkanal do hereby solemnly affirm and state on oath as under:

1. That, I am the Respondent No-1 in this present W.A. and petitioner in the writ petition before the Hon'ble Single Judge of the Hon'ble Orissa High Court. I have gone through the averments with grounds taken in the W.A.
2. That, in light of the ruling in **W.P.(C) No. 29507/2019**, which was disposed of based on the judgment in **W.A. No. 659 of 2023**, it is evident that the present appeal in **W.A. No. 2118/2024** involves an identical matter with similar issues. As there is no new argument or undisputed fact presented in this case, the grounds raised in the current appeal have already been fully adjudicated in **W.A. No. 659**

MR. UMAKANT SAHOO, ADVOCATE,
OSBCE NO O-354/2000, M-9437318637

22.11.24
AMBIKA PRASAD RAY
NOTARY, CUTTACK TOWN
REGD. NO-ON-56/2004

of 2023. Therefore, this **W.A. No. 2118/2024** lacks a fresh cause of action and should be dismissed to maintain judicial consistency and uphold the principles established in the earlier decision.


3. That, In **Ground-A**, the appellant argues that the respondent has already received retirement benefits under the CPF-cum-Gratuity Scheme. However, the appellant, as the respondent's employer, failed to properly account for or deposit CPF contributions, thus depriving the respondent of eligibility for benefits under either the Pension-cum-Gratuity Scheme or the CPF-cum-Gratuity Scheme. The appellant lacks any documentary evidence proving the respondent's coverage under the CPF-cum-Gratuity Scheme, and as a non-authorized institution, the appellant was not legally entitled to hold or manage CPF contributions. Therefore, the appellant's claim that the respondent received retirement benefits under CPF is baseless and unsupported by law, as any amount purportedly received cannot be deemed lawful CPF benefits. This failure to fulfil statutory obligations makes the appellant's grounds untenable, rendering the current W.A. without merit and subject to dismissal.

4. That in **Ground-B** the appellant argues that the Respondent's case differs from that of five other employees allowed to switch to the Pension-cum-Gratuity Scheme due to unique circumstances. However, it rightly points out that no specific cut-off date for reversing the CPF option was

Sharmarada Malik



MR. UMAKANT SAHOO, ADVOCATE,
OSBCE NO O-354/2000, M-9437318637

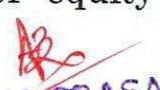

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communicated, leaving room for fair re-evaluation. The precedent of extending benefits to similarly situated employees establishes a standard of equitable treatment, and denying Respondent's request on procedural grounds would violate principles of fairness and parity. Contrary to the appellants' claim that Respondent No-1 would receive "double benefits" by switching, the respondent has in fact been deprived of any pension coverage under either the Pension-cum-Gratuity Scheme or CPF-cum-Gratuity Scheme. Therefore, the appellant's arguments lack merit, and **Ground B** in the current W.A. is baseless and unsustainable in law, justifying the dismissal of the appeal.

5. That, in **Grounds C and D**, the appellants argue that Respondent's case is not identical to **W.A. No. 659/2023** and cite delay, as the writ petition was filed six years after his retirement. However, this claim is incorrect: His **W.P.(C) No. 29507 of 2019** was filed before his retirement on 31.05.2021, making it identical in context and cause to **W.A. No. 659/2023**, involving the same employer and issue of changing the pension option. Furthermore, the matter of pension constitutes a continuous cause of action. In **Civil Appeal No. 4134 of 2022** (*Rushibhai Jagdishchandra Pathak vs. Bhavnagar Municipal Corporation*), the Hon'ble Supreme Court affirmed that delay does not bar legitimate pension claims, especially where no third-party rights are affected, and highlighted the need for equity and justice in cases



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involving state pensioners. Thus, the delay in filing for pension benefits cannot be grounds for dismissal, and the present W.A. should be dismissed as unsustainable.

6. That, in **Ground E**, the appellant claims that the government approved a final list of options on 23.03.2005 and asserts that the respondent chose the CPF-cum-Gratuity Scheme on 29.06.2000, with opportunities to change this option on 04.07.2002 and 06.04.2004, which he did not utilize. However, this ground is flawed as there was no formal notification specifying a cut-off date for switching from CPF-cum-Gratuity to the Pension-cum-Gratuity Scheme. Without a defined cut-off date, there was no clear restriction on changing options, leaving room for re-evaluation based on equitable grounds. Consequently, the appellant's argument lacks validity, and **Ground E** fails to support the appeal, which should therefore be dismissed.

7. **Establishing Parity with Precedents**

- The argument relies heavily on the precedent set in W.P.(C) No. 2317 of 2018, upheld by the Division Bench in W.A. No. 659 of 2023.
- Highlight that the court in these cases recognized the right of similarly situated employees to change their scheme preference, affirming that when a group of employees has been allowed to switch to a pension scheme, equity demands extending similar relief to all others in the same category.
- Stress the principle of non-discriminatory treatment and equal application of benefits among similar employees, which is in line with
- Article 14 of the Constitution of India.

Sharmasandra Malik

Cel

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OSBCE NO O-354/2000, M-9437318637

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8. Response to the CPF-cum-Gratuity Scheme Argument

- While the appellant argues that accepting CPF benefits finalizes employer-employee relations, highlight that:
 - The decision to accept CPF benefits did not fully reflect the Respondent's preference for a secure retirement benefit scheme.
 - The option to switch to the pension scheme would provide long-term stability and is justifiable given the subsequent developments and precedents allowing for such a switch in analogous cases.
 - Courts have, in similar cases, ruled that if the option exercise period was unclear or not well-communicated, affected employees should have the chance to reassess their choice, particularly when pension regulations impact retirement security.

9. Delay in Representation and Cut-off Date Issue

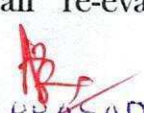
- Respond to the appellant's claim that Respondent's representation to switch schemes was made post cut-off by underscoring the **lack of proper and timely communication from the institute** regarding this final decision date.
- If it can be shown that this Respondent or others like him were not clearly informed of a hard deadline, the delayed representation should be considered as legitimate, as the right to a secure pension cannot be nullified solely due to procedural ambiguity.
- Emphasize that administrative errors and lack of transparency should not disadvantage employees seeking fair retirement benefits.

10. Rejection of "Double Benefit" Argument

- Address the allegation that this Respondent is pursuing "double benefits" by requesting a pension. Make it clear that this is not an attempt at "double dipping" but rather a fair re-evaluation of the



MR. UMAKANT SAHOO, ADVOCATE,
OSBCE NO O-354/2000, M-9437318637



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REGD. NO-ON-56/2004

retirement benefits to align with the **retirement security framework applied to similarly situated employees.**

- Reiterate that this request is grounded in fairness and the principle of parity, not greed, and it aligns with the precedent where other employees were allowed to switch schemes despite initially receiving CPF benefits.

11.. Supreme Court Stay and Impact

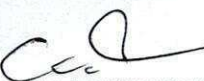
- Acknowledge that the **Supreme Court stay on W.A. No. 659 of 2023** temporarily halts the precedent's applicability. However, argue that this stay does not undermine the rationale or the substantive legal basis behind the High Court's initial ruling favoring the switch to the pension scheme.
- Emphasize that the pending status does not negate the High Court's consistent stance on providing pension benefits, particularly when fairness and non-discrimination are at stake. The respondent's claim remains valid until a final decision is reached.

12.. Legal Principles of Consistency and Equity

- Highlight that the courts prioritize consistency and equity in employment benefits. The respondent's request to change from the CPF to the Pension Scheme follows these principles, especially given his prolonged service and retirement rights.
- Courts have supported employees' rights to equitable retirement benefits, even if it requires revisiting initial decisions to achieve fairness and security.

13. That in conclusion, the counter should assert that the Respondent's request for pension benefits aligns with prior judicial decisions, respects the principles of fairness, and upholds his right to a secure retirement.

His case does not constitute an exception but rather conforms to


MR. UMAKANT SAHOO, ADVOCATE,
OSBCE NO O-354/2000, M-9437318637

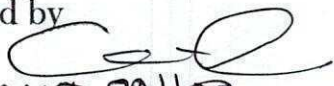

AMBIKA PRASAD RAY
NOTARY, CUTTACK TOWN
REGD. NO-ON-56/2004

Sharmaranda Malik

established legal precedents allowing equitable treatment of employees in similar situations. The dismissal of the W.A. appeal should be advocated, with emphasis on the respondent's long-standing contributions and the fundamental right to equal treatment under established retirement schemes.

14. That the respondent denies the points and grounds raised in the present Writ Appeal as baseless and unsustainable in law. Each ground asserted by the appellant lacks merit, particularly in light of established legal principles and precedents on pension rights and equitable treatment. The respondent respectfully submits that the issues presented in this Writ Appeal are identical to those previously adjudicated, rendering the current appeal liable for dismissal. However, should the Hon'ble Court deem it necessary, the respondent prays for the liberty to file a detailed counter-affidavit to address and clarify any specific points raised in the Writ Appeal. The facts state above are true to the best of my knowledge and belief.


Identified by

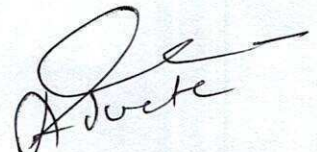

MR. UMAKANT SAHOO
ADVOCATE
BCE No. O-354/2000 12-11-24
Cell. 943731 8632

Sharmaranda Malik
DEPONENT/Respondent

CERTIFICATE

Due to readily non-availability of cartridge paper this matter is printed on thin paper


12-11-24


Advocate

Sharmaranda Malik
The above named deponent being identified by V.K. Sahoo Adv solemnly affirm and states before me that the contents of this affidavit are true to the best of his/her/their knowledge and belief.

MR. UMAKANT SAHOO, ADVOCATE,
OSBCE NO O-354/2000, M-9437318637

AMBIKA PRASAD RAY
NOTARY, CUTTACK TOWN
Regd. No.-ON-56/2004

Sharmaranda Malik

OFFICE OF THE ADVOCATE GENERAL, ODISHA

SLNO: 448131

Date: 13-Nov-24

TIME: 11:45

CASETYPE: WA

No: 2118

YEAR: 2024

PETITIONER / APPELLANT: BOARD OF GOVERNERS,IGIT

RESPONDENT / OPP PARTY: DHARMANAND MALLIK

☐ PETITION & MEMO☐ IA☐ EXTRA COPY☒ COUNTER☐ ADDL

SET:

☐ REJOINDER☐ CONSOLIDATED

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ADDL. STANDING
COUNSEL

In the High Court of Orissa
Cuttack

W.A No - 2118 of 2024

Board of Governors, GAST

Seery Appellant

vs


Dharmendra Mallik
& others

Respondents

MEMO

Received one set
Copy of the Objection/
Counter affidavit filed
by the Respondent No 1

Cuttack
04-11-24


Advocate
for the
Appellant
(GAST)