

Ranjit Singh
FROM



No. 14811(4)
W.P.(C) No. 10488/2005

THE SUPERINTENDENT OF THE HIGH COURT OF ORISSA, CUTTACK

To

- ✓ 1. The Secretary, Higher Education Department,
At/PO/PS/Munsif: Bhubaneswar, Dist: Khurda.
2. The Director, Higher Education, Orissa,
At/PO/PS/Munsif: Bhubaneswar, Dist: Khurda.
3. The Director, College Development Council,
Utkal University, Vani Vihar, Bhubaneswar, Dist: Khurda.
4. The Chairman, University Grants Commission,
Bahaduraha Zafar Marg, New Delhi..

Dated, Cuttack the 16.05 - 2018

Sir,

I am directed to forward herewith a copy of Court's Judgment dated 26.04.18 passed in W.P.(C) No. 10488/2005 (Sri S.C. Senapati -Vrs- State & Ors) along with a copy of writ application for your information and necessary action.

or file by
20/6/2018

sp
22/6/2018

Yours faithfully,

Ab
16/5/18
SUPERINTENDENT



HIGH COURT OF ORISSA: CUTTACK

W.P.(C) NO. 10488 OF 2005

In the matter of an application under Articles 226 and 227 of
Constitution of India.

Shri Sarat Chandra Senapati Petitioner

-Versus-

State of Odisha & others Opp. Parties

For Petitioner : Mr. Manoj Ku. Mishra (Sr. Advocate),
M/s T.Mishra, S.Senapati

For Opp. Parties : Mr. M.S.Sahu,
Additional Government Advocate
(For O.Ps. 1 and 2)

M/s Sarat Ch. Satapathy, S.K.Nayak
& K.B.Kar (For O.P. No.3)

Mr.A.K.Bose,
Asst. Solicitor General of India
for Odisha
(For O.P. No.4)

Heard & Disposed of on 26.04.2018

P R E S E N T:

**THE HONOURABLE KUMARI JUSTICE S. PANDA
A N D
THE HONOURABLE SHRI JUSTICE K.R. MOHAPATRA**

ORDER

K.R. MOHAPATRA, J. Heard Mr. Manoj Mishra, learned Senior Counsel being assisted by Sri Sangram Senapati, learned counsel for the petitioner, Mr. M.S. Sahu, learned Additional Government Advocate for the State-opposite party Nos. 1 and 2 and Mr. S.C. Sathpathy, learned counsel for opposite party No.3-Utkal University.

2. Petitioner, in this writ petition, seeks to assail the order dated 23.06.2005 (Annexure-14) passed by Odisha Administrative Tribunal, Bhubaneswar, (for short, 'learned Tribunal') in O.A. No. 2133 of 2000, dismissing the original application.

3. Briefly stated, the case of the petitioner is that, while continuing as Lecturer in Statistics in Dhenkanal College, the petitioner was granted teacher fellowship for a period of one year from 28.07.1988 to 27.07.1989 to prosecute M.Phil. course. Likewise, while continuing at BJB College, the petitioner applied for study leave for pursuing Ph.D. course under Delhi University and was granted study leave for a period of two years from the date he actually proceeded on leave, vide letter No.56866 dated 17.08.1996 (Annexure-1) of the Higher Education Department of Government of Odisha. The petitioner was relieved from the post on 24.08.1996 (Annexure-2). As he could not complete the Ph.D. course within that period, he applied for extension of his leave and the same was