

ଓଡ଼ିଶା ସରକାର

ପଞ୍ଚାୟତିରାଜ ଓ ପାନୀୟ ଜଳ ବିଭାଗ

Government of Odisha  
PANCHAYATI RAJ & D. W. DEPARTMENT

ଓଡ଼ିଶା ଲୋକସେବା ଭବନ,  
ଲୋକ ସେବା ମାର୍ଗ, ଭୁବନେଶ୍ୱର-୭୫୧୦୦୧

Odisha Lok Seva Bhawan,  
Lok Seva Marg,  
Bhubaneswar- 751001  
Fax. 0674-2391413  
E-mail- prsec.or@nic.in

NO. PR-ENGG-CASE-0016-2020

857

Date. 17-1-2023

ORDER

Whereas, the petitioner i.e. Smt. Ropalin Nayak was engaged as Gram Panchayat Technical Assistant (GPTA) under MGNREGA Scheme w.e.f. 22.09.2010 in Kundra Block of Koraput district being sponsored by the EIC (Civil), Odisha under "UR" category.

Whereas, due to poor performance and negligence in duty, the petitioner was disengaged w.e.f. 19.01.2013 vide Office Order No. 424, dtd. 19.01.2013 of Collector-cum-CEO, Zilla Parishad, Koraput and was re-engaged as GPTA vide Office Order No. 4511, dtd. 19.07.2013 and accordingly, she had joined in Semiliguda Block of Koraput district on 23.07.2013. Subsequently, she was transferred from Koraput District to Jajpur District vide this Department Letter No. 601, dtd. 10.01.2014.

Whereas, due to non-reporting of her service break period by the concerned District Administration, the petitioner was absorbed as Junior Engineer in Odisha Diploma Engineers' Service of PR & DW Department against the vacant post under "Unreserved" category and posted in Jajpur district vide PR & DW Department Office Order No. 18080, dtd. 22.09.2018.

Whereas, as per Para-5 (1) of this Department Resolution No. 5386, dtd. 19.03.2018, the GPTAs shall be brought over to the cadre of Odisha Diploma Engineers' Service of Panchayati Raj & Drinking Water Department and absorbed as Junior Engineers in phased manner subject to **satisfactory completion of six years of continuous service**, good service track record and availability of vacancy in the post of Junior Engineer in the category to which they belong as per the reservation status of the vacant post.

Whereas, after receipt of factual report from concerned DRDA, the petitioner was reverted from the post of Junior Engineer to GPTA vide this Department Order No. 2452, dtd. 02.02.2019.

Whereas, being aggrieved on this Department Order dtd. 02.02.2019, the petitioner filed an O.A. bearing No. 322 (C) of 2019 before the Hon'ble OAT, Cuttack with a prayer to quash the said impugned Order.

Whereas, in the meantime, Hon'ble High Court have disposed of the said OA vide their Order dtd. 27.09.2022 in terms of Order passed in WPC (OAC) No. 347/2019.

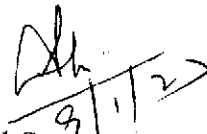
*[Signature]*

P.T.O.

Whereas, Hon'ble High Court have disposed of the OA No. 347/2019 vide their Order dtd. 27.09.2022 by quashing the impugned Order i.e. Order No. 1400, dtd. 19.01.2019 of PR & DW Department i.e. order of reversion of the petitioner and upheld the order of regularization passed in favour of the petitioner i.e. PR & DW Department Office Order No. 18080, dtd. 22.09.2018.

Whereas, the matter was placed before the Scrutiny Committee under the chairmanship of Director, PR to examine the case of the petitioner for compliance of the order of the Hon'ble Court and subsequently, the Committee found the case of the present petitioner different than the case of petitioner of WPC (OAC) No. 347/2019 as the present petitioner has completed six years of continuous service w.e.f. 23.07.2019 after her re-engagement as GPTA.

Keeping in view the recommendation of Scrutiny Committee and orders of the Hon'ble High Court, the petitioner i.e. Smt. Ropalin Nayak is hereby allowed to be absorbed as Junior Engineer against the existing vacant post in "UR" category under Odisha Diploma Engineers' Service Cadre of PR & DW Department w.e.f. 23.07.2019 in her present place of posting.

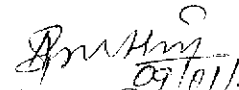
  
Principal Secretary to Government

**By Fax/ E-Mail**

Memo No. 858 /PR &DW, Date. 17-1-2023

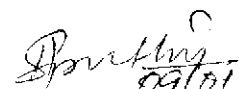
Copy forwarded to Collector, Jajpur/ CDO-cum-EO, Zilla Parishad, Jajpur for information and necessary action.

The Collector concerned is requested to allow Smt. Ropalin Nayak to continue as Junior Engineer in Jajpur district w.e.f. 23.07.2019 and issue detailed posting order of the said Junior Engineer against the existing vacancies of Junior Engineer in different Blocks of the District immediately under intimation to this Department. Under no circumstances, the Junior Engineer shall be posted in her Home Block.

  
Under Secretary to Government

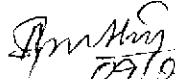
Memo No. 859 /PR &DW, Date. 17-1-2023

Copy forwarded to EIC (Civil), Odisha for information & necessary action.

  
Under Secretary to Government

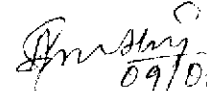
Memo No. 860 /PR & DW, Date. 17-1-2023

Copy forwarded to Person concerned through the concerned CDO-cum-EO, Zilla Parishad, Jajpur for information and necessary action.

  
09/01/2023  
Under Secretary to Government

Memo No. 861 /PR & DW, Date. 17-1-2023

Copy forwarded to Joint Secretary to Government, PR & DW Deptt. in charge of e-Governance Section with a request to publish this Order in official Website of this Department immediately.

  
09/01/2023  
Under Secretary to Government

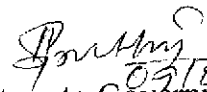
Memo No. 862 /PR & DW, Date. 17-1-2023

Copy forwarded to the Principal AG (A &E), Odisha/ Director, Treasuries & Inspection, Odisha, Bhubaneswar/ All District Treasury Officers/ Sub-Treasury Officers for information & necessary action.

  
09/01/2023  
Under Secretary to Government

Memo No. 863 /PR & DW, Date. 17-1-2023

Copy forwarded to the P.S. to Hon'ble Minister, Panchayati Raj & Drinking Water/ P.S. to Principal Secretary, Panchayati Raj & Drinking Water/ P.S. to Director, Panchayati Raj/ P.S. to Director (Special Project), Panchayati Raj & Drinking Water/ Additional Secretary (Engg. Estt.)/ Guard File (10 spare copies) for information.

  
09/01/2023  
Under Secretary to Government