



**W.P(MD)No.26694 of 2022**

**WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 25.11.2022**

**CORAM:**

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN  
and  
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P(MD)No.26694 of 2022**

Nalan Chakkaravarthy

... Petitioner

VS.

- 1.The Director,  
Directorate of Rural Development and Panchayat,  
Panagal Maligai,  
Saidapet, Chennai – 600 015.
- 2.The Assistant Director (Village Panchayat),  
District Collector Office,  
Nagercoil,  
Kanniyakumari District – 629 001.
- 3.The Block Development Officer (Village Panchayat),  
Rajakkamangalam Panchayat Union Office,  
Pazavilai,  
Kanniyakumari District – 629 502.
- 4.The Panchayat President,  
Pallamthurai Grama Panchayat Office,  
Pallamthurai,  
Kanniyakumari District – 629 601.

... Respondents

**PRAYER :** Writ Petition filed under Article 226 of the Constitution of India  
praying for issuance of a Writ of Mandamus, directing the third respondent

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to implement the order of the second respondent dated 29.04.2022 based on the petitioner's representation, dated 13.10.2021 to remove the garbage, banned plastic and animal waste dumped on the private land by the fourth respondent and consequently further direct them not to dump any garbage, banned plastic and animal waste in the abovesaid property in and around Melakrishnanputhooor Village and neighbour Village, Keezakrishnanputhooor, Agastheeswaram Taluk, Kanniyakumari District and more than 5km radius from their Village.

For Petitioner : Mr.V.S.R.Iyyappen  
For RR 1 & 2 : Mr.P.Thilak Kumar  
Government Pleader  
For RR 3 & 4 : Mr.V.Nirmal Kumar  
Government Advocate

### **ORDER**

**(Order of the Court was made by R.MAHADEVAN, J.)**

The prayer in this Writ Petition is for issuance of a Writ of Mandamus, directing the third respondent to implement the order of the second respondent dated 29.04.2022 based on the petitioner's representation, dated 13.10.2021 to remove the garbage, banned plastic and animal waste dumped by the fourth respondent in the private land and consequently further direct them not to dump any garbage, banned plastic and animal waste in the abovesaid property in and around

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Melakrishnanputhooor Village and neighbour Village, Keezakrishnanputhooor, Agastheeswaram Taluk, Kanniyakumari District and more than 5km radius from their Village.

2.The learned counsel appearing for the petitioner submitted that the fourth respondent collect the garbage, banned plastic and animal waste and dumping the same in the petitioner's Village, namely Melakrishnanputhooor and neighbour Village, Keezakrishnanputhooor. Hence, the petitioner made a representation to the first respondent, who forwarded the same to the second respondent. The second respondent vide proceedings in Na.Ka.No.A4/490/2022, dated 29.04.2022 directed the third respondent to take proper action to remove the garbage and plastic waste. Since the same has not been considered, the petitioner has filed the present Writ Petition.

3.Heard the learned counsel appearing on either side.

4.The petitioner's prayer to implement the order of the second respondent, dated 29.04.2022 has been acted upon by the respondents by the resolution of the Panchayat, dated 20.08.2022, followed by the



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document of gift registered on 09.11.2022, thereby, the authorities concerned are proceeding further under solid waste management scheme.

5.Recording the same, this Writ Petition stands disposed of. No costs.

**[R.M.D.,J.] [J.S.N.P.,J.]**  
**25.11.2022**

Index : Yes / No  
Internet : Yes  
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To

- 1.The Director,  
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- 3.The Block Development Officer (Village Panchayat),  
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Pazavilai,  
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- 4.The Panchayat President,  
Pallamthurai Grama Panchayat Office,  
Pallamthurai,  
Kanniyakumari District – 629 601.

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**R.MAHADEVAN,J.**  
**and**  
**J.SATHYA NARAYANA PRASAD,J.**

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**ORDER MADE IN**  
**W.P(MD)No.26694 of 2022**

**DATED : 25.11.2022**