



W.P.(MD)No.10965 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 17.04.2026

CORAM

THE HONOURABLE MR.JUSTICE **HEMANT CHANDANGOUDAR**

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T.Yesudhas

... Petitioner

VS.

1.The District Collector,
Kanyakumari District at Nagercoil.

2.The Tahsildar,
Thiruvattar Taluk,
Kanyakumari District.

3.The Executive Officer,
Ponmanai Town Panchayat,
Kanyakumari District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the Respondents herein to grant permission and to issue transit pass to remove/de-slit the soil and mud from Peravoor kayal Pond situated in Survey No.58 of Perunchani Village, Thiruvattar Taluk, Kanyakumari District and to fill-up the same in the agricultural lands in Re-Survey Nos.454/3, 258, 259/1 of Suralakodu Village, Re-Survey No. 555/2A of Ponmanai Village, Re-Survey Nos.684/1A1A, 884/1, 884/5, 910/4, 903/8A, 903/7, 903/6B, 884/8 and 885/6 of Thiruvattar Village, Re-Survey Nos.565/1A1A1A1



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and 235/4 of Cherukole Village and Re-Survey Nos. 21/1A1, 22/5C, 94/1A, 49/1, 49/8, 49/7, 48/11, 94/6B, 94/7B, 76/15, 25/11B, 60/1B and 33/2A of Attoor Village, Thiruvattar Taluk, Kanyakumari District on the basis of the petitioner's representation made before them by RPAD dated 22.12.2025.

For Petitioner	:Mr.B.Brijesh Kishore
For R1 and R2	:Mr.D.Sadiq Raja Additional Government Pleader
For R3	:Mr.G.Suriya Ananth Additional Government Pleader

ORDER

The petitioner is before this Court seeking issuance of a Writ of Mandamus directing the respondents to issue transit pass to remove/de-slit the soil and mud from Peravoor kayal Pond situated in Survey No.58 of Perunchani Village, Thiruvattar Taluk, Kanyakumari District and permit him to use the same in the agricultural lands.

2. Heard Mr. B. Brijesh Kishore, learned counsel for the petitioner, Mr. D. Sadiq Raja, learned Additional Government Pleader, who accepts notice on behalf of the respondents 1 and 2 and Mr. G. Suriya Ananth, learned Additional Government, who accepts notice on behalf of the third respondent.

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3. In identical circumstances, the Coordinate Bench of this Court in W. P. No. 11096 of 2020, disposed on 24.08.2020, issued a direction to the petitioner therein to submit an application to the 3rd respondent therein along with the applications of the concerned agriculturists in whose land, the sand, mud, clay etc., is going to be filled up and the 3rd respondent, on receipt of the application, shall deal with the same in line with G.O.Ms.No.50, Industries [MMC.1] Department dated 27.04.2017 and grant permission immediately to carry the sand, mud etc., in the Tipper Lorry to the concerned agricultural lands. The 3rd respondent therein shall monitor the same and ensure that the sand is not used for any other commercial purpose.

4. In view of the above direction issued by this Court, the writ petition is also disposed of in terms of the aforesaid order directing the second respondent to consider the representation of the petitioner, dated 22.12.2025 on its own merits and pass an appropriate order in accordance with law in view of the order passed by the coordinate Bench of this Court in W. P. No.11096 of 2020, dated 24.08.2020.



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5. The aforesaid exercise shall be completed within a period of four (4) weeks from the date of receipt of a copy of this order.

6. There shall be no order as to costs.

Index :Yes / No
Internet :Yes / No
NCC :Yes / No

17.04.2026

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HEMANT CHANDANGOUDAR, J.

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