

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE MR.JUSTICE C. JAYACHANDRAN
Monday, the 19th day of January 2026 / 29th Pousha, 1947

WP(C) NO. 2173 OF 2026

PETITIONER:

M.K. VINAYAKUMAR, AGED 59 YEARS, GENERAL CONVENOR, MAHAMAGHA MAHOTSAVA SAMITHY, SREE PANCH DASNAM JUNA AKHADA, THIRUNNAVAYA, MALAPPURAM DISTRICT, PIN-676301.

RESPONDENTS:

- 1. DISTRICT COLLECTOR, MALAPPURAM DISTRICT, COLLECTORATE, UPHILL, CIVIL STATION, MALAPPURAM, PIN-676505.**
- 2. DISTRICT POLICE CHIEF, DPO ROAD, UPHILL, MALAPPURAM, PIN-676505.**
- 3. REGIONAL FIRE OFFICER, KERALA FIRE & RESCUE SERVICES, FIRE & RESCUE STATION, MUNDUPARAMBA, MALAPPURAM, PIN-676509.**
- 4. SECRETARY, THIRUNNAVAYA PANCHAYATH, THIRUNNAVAYA PANCHAYATH OFFICE, VX8J+3PQ, THIRUNNAVAYA, PIN-676301.**
- 5. VILLAGE OFFICER, VILLAGE OFFICE, THIRUNNAVAYA, MALAPPURAM, PIN-676301.**

Writ Petition (Civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to stay the operation of Exhibit P10, till the disposal of this Writ Petition (Civil).

This Petition coming on for orders upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing the arguments of M/S. AMITH KRISHNAN H., ANNA MARY MATHEW, MANAVI MURALEEDHARAN & KAVYA K.P., Advocates for the petitioner, the court passed the following:

C. JAYACHANDRAN, J.

WP(C).No.2173 of 2026

Dated, this the 19th day of January, 2026

ORDER

Heard the learned Senior Counsel for the petitioner, duly instructed by Adv. Anna Mary Mathew, on behalf of the petitioner.

2. Learned Senior Counsel would point out that the petitioner is aggrieved by Ext.P10 stop memo, which is dated 08.01.2026, restraining the petitioner from constructing any bridge without necessary permit and also user of J.C.B to level the river for the purpose of construction activities.

3. On the one hand, learned Senior Counsel would submit that no such activity has been conducted by the petitioner, and that the petitioner does not contemplate to do any such thing in future. On the other, learned Senior Counsel would submit that, after issuing of Ext.P10 on 08.01.2026, Ext.P9 has been issued by the District Collector and another order dated 17.01.2026 (a copy of which is handed

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over to this Court) has been issued by the Additional District Magistrate.

4. As per Ext.P9, the factum of construction of the bridge has been taken stock of by the District Collector, and the petitioner has been called upon to produce a certificate issued by a Competent Government Agency for the security of the bridge. Necessary stipulations have also been made in respect of the number of persons, who could be permitted to commute through the bridge in Ext.P9. Thereafter, in the order of the Revenue Divisional Officer (R.D.O) dated 17.01.2026, as many as nine officials have been appointed as Executive Magistrates in terms of the Section 17(2) of BNSS. Thus, according to the learned Senior Counsel, the so called construction of the bridge, allegedly without any permit, have been condoned by virtue of Ext.P9 and the subsequent order of the R.D.O dated 17.01.2026. Learned Senior Counsel also canvases a contention that the Village Officer, Thirunvaya, who issued Ext.P10, is not competent, either in terms of the Kerala Protection of River Banks and Regulation of Removal of Sand Act, or by virtue of the order dated 17.01.2026 issued by the R.D.O.

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Learned Government Pleader seeks time to get instructions on the above submissions.

Post on the top of the 100 list on 20.01.2026.

Handover.

Sd/-

C. JAYACHANDRAN

JUDGE

SPV



APPENDIX OF WP(C) 2173/2026

Exhibit P1	THE LETTER SENT BY THE PETITIONER DATED 14.11.2025 BEFORE THE 1ST RESPONDENT
Exhibit P2	TRUE COPY OF LETTER DATED 22.12.2025 BEFORE THE MINISTER OF DEVASWOM
Exhibit P3(a)	TRUE COPY OF THE LETTER DATED 03.12.2025 SENT BY SUB COLLECTOR, TIRUR.
Exhibit P3(b)	TRUE COPY OF THE POSTAL COVER
Exhibit P4	TRUE COPY OF THE MINUTES OF THE MEETING HELD ON 05.12.2025 DATED 11.12.2025
Exhibit P5	TRUE COPY OF THE LETTER DATED 05.01.2026 SENT BY THE PETITIONER BEFORE THE DISTRICT COLLECTOR, MALAPPURAM
Exhibit P6	TRUE COPY OF THE LETTER WRITTEN TO DISTRICT POLICE SUPERINTENDENT DATED 05.01.2026
Exhibit P7	TRUE COPY OF THE LETTER WRITTEN TO HEAD OF THE DEPARTMENT, WATER AUTHORITY, TIRUR DATED 05.01.2026
Exhibit P8	TRUE COPY OF THE LETTER DATED 05.01.2026 BEFORE THE KERALA FIRE FORCE, TIRUR.
Exhibit P9	LETTER WRITTEN BY THE DISTRICT COLLECTOR DATED 15.01.2026
Exhibit P10	TRUE COPY OF THE STOP MEMO DATED 08.01.2026 ISSUED BY THE VILLAGE OFFICER, THIRUNAVAYA.
Exhibit P11(a)	THE PROGRAMMES FOR THE MAHAMAGHA MOHOTSAV FOR THE PREVIOUS YEARS NAMELY 2024.
Exhibit P11(b)	THE PROGRAMMES FOR THE MAHAMAGHA MOHOTSAV FOR THE PREVIOUS YEARS NAMELY 2025.
Exhibit P12	THE PROGRAMMES FOR THE MAHAMAGHA MOHOTSAV FOR THE PREVIOUS YEARS NAMELY 2026.