



2025:KER:23384

WP(C) NO. 8155 OF 2025

-1-

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. NITIN JAMDAR

&

THE HONOURABLE MR. JUSTICE S.MANU

THURSDAY, THE 13TH DAY OF MARCH 2025 / 22ND PHALGUNA, 1946

WP(C) NO. 8155 OF 2025

PETITIONER/S:

WALKING EYE FOUNDATION FOR ANIMAL ADVOCACY
(REG. NO 48/2022) HAVING REGISTERED OFFICE AT
11/263/A KAIPARAMBU, THRISSUR, REPRESENTED BY ITS
CEO AND FOUNDER VIVEK. K. VISWANATH, AGED 32
YEARS, S/O K.V. ACHUTHAN HAVING PERMANENT ADDRESS
AT KURUNELLIPARAMBIL HOUSE, KAIPARAMBU.P.O,
THRISSUR, KERALA STATE, PIN - 680546

BY ADVS.
GAYATHRI MURALEEDHARAN
ARCHANA B.
NAEEM

RESPONDENT/S:

- 1 STATE OF KERALA
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY,
FORESTS AND WILDLIFE , GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, KERALA, PIN - 695001
- 2 DIRECTOR
2. PROJECT ELEPHANT MINISTRY OF ENVIRONMENT,
FOREST AND CLIMATE CHANGE INDIRA PARYAVARAN
BHAWAN, JORBAGH ROAD, NEW DELHI, PIN - 110003



2025:KER:23384

WP(C) NO. 8155 OF 2025

-2-

- 3 **PRINCIPAL CHIEF CONSERVATOR OF FORESTS (WILDLIFE)
& CHIEF WILDLIFE WARDEN
FOREST HEADQUARTERS VAZHUTHACAUD, THYCAUD P.O.,
THIRUVANANTHAPURAM KERALA, PIN - 695014**

- 4 **CHIEF CONSERVATOR OF FOREST
4. SOUTHERN CIRCLE OFFICE OF THE CHIEF
CONSERVATOR OF FORESTS, SOUTHERN CIRCLE,
CHAMKKADA, KOLLAM, KERALA, PIN - 691001**

- 5 **DIVISIONAL FOREST OFFICER
5. MUNNAR DIVISIONAL FOREST OFFICE, DEVIKULAM,
KANAN DEVAN HILLS, MUNNAR, KERALA, PIN - 685613**

**BY ADV S. BIJU
ADV. NAGARAJ NARAYANAN, SPL GP**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 13.03.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:**

JUDGMENTDated this the 13th day of March 2025NITIN JAMDAR, C.J.

The petitioner calls upon this court to issue a mandatory direction to the Forest Department to monitor and treat a injured a wild elephant in Munnar region. The Forest Department, in its report, has stated that wildlife in this region, including elephants, moves across fragmented forests through tea gardens and cardamom plantations. It is stated that the adult tuskers often move alone for extended periods and rejoin the herd primarily for breeding. It is noted that the breeding season for elephants typically occurs from December to March, during which there are changes in group dynamics and behaviour. It is pointed out that tuskers engage in fights for dominance and breeding rights, often resulting in injuries. The Forest Department has emphasized that such conflicts are a natural aspect of elephant behaviour. The Department has stressed that artificial intervention—whether by providing medical aid to an injured elephant or by preventing these fights—may risk disrupting natural behaviour and would have impact on species as general. Even otherwise, the Forest Department has monitored the movement of the injured elephant as permissible without interfering with the animal's behaviour. The Assistant Forest Veterinary Officer examined the animal from a distance using visual



2025:KER:23384

WP(C) NO. 8155 OF 2025

-4-

gadgets and found that the elephant was moving and feeding as normal, and its health had improved. This fact is accepted by the petitioner as well.

2. The writ petition is accordingly disposed of.

Sd/-
NITIN JAMDAR
CHIEF JUSTICE

Sd/-
S.MANU
JUDGE

uu



2025:KER:23384

WP(C) NO. 8155 OF 2025

- 5 -

APPENDIX OF WP(C) 8155/2025

PETITIONER EXHIBITS

- Exhibit P1** **THE TRUE COPY OF THE REGISTRATION
DETAILS OF THE PETITIONER BEARING
UNIQUE ID KL/2023/0338891 ISSUED BY THE
NGO DARPAN EXTRACTED ON THE DATE
08.03.2023**
- Exhibit P2** **THE TRUE COPY OF THE TRUST DEED OF THE
PETITIONER ORGANIZATION DATED
16.10.2023**
- Exhibit P3** **THE TRUE COPY OF THE AUTHORIZATION
LETTER ISSUED BY THE TRUSTEES OF THE
ORGANIZATION AUTHORIZING THE MANAGING
TRUSTEE OF THE PETITIONER ORGANIZATION
BEARING NO: R-004-J/23 DATED 12.12.2023**
- Exhibit P4** **THE TRUE COPY OF THE PHOTOGRAPH OF THE
ELEPHANT SPOTTED DATED NIL**
- Exhibit P5** **THE TRUE COPY OF THE LETTER NO.F1-025-
B/25 DATED 25.02.2025**