



IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE
&
THE HONOURABLE MR.JUSTICE P. KRISHNA KUMAR

Friday, the 20th day of December 2024 / 29th Aagraharyana, 1946
WP(C) NO. 45686 OF 2024(S)

PETITIONER:

WALKING EYE FOUNDATION FOR ANIMAL ADVOCACY, (REG. NO. 48/2022)
HAVING REGISTERED OFFICE AT II/263/A KAIPARAMBU, THRISSUR,
REPRESENTED BY ITS MANAGING TRUSTEE VIVEK.K. VISWANATH, AGED 31
YEARS, S/O K.V.ACHUTHAN HAVING PERMANENT ADDRESS AT
KURUNELLIPARAMBIL HOUSE, KAIPARAMBU.P.O, THRISSUR, KERALA STATE, PIN
- 680 546.

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695 001.
2. STATE OF KERALA, REPRESENTED BY ITS PRINCIPAL SECRETARY, AGRICULTURE(ANIMAL PROTECTION-F) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695 001.
3. THE ANIMAL WELFARE BOARD OF INDIA, REPRESENTED BY ITS SECRETARY, THIRD C WARD, VALMEKI NAGAR, THIRUVANIYOOR, CHENNAI, PIN - 600 001.
4. THE DISTRICT COLLECTOR, OFFICE OF THE DISTRICT COLLECTOR, COLLECTORATE, MALAPPURAM, PIN - 676 505.
5. THE DISTRICT COLLECTOR, PALAKKAD, PALAKKAD DISTRICT COLLECTORATE, KUNATHURMEDU, PALAKKAD, KERALA, PIN - 678 013.
6. THE DISTRICT POLICE CHIEF, MALAPPURAM DISTRICT, MALAPPURAM, PIN - 676 505.
7. THE DISTRICT POLICE CHIEF, PALAKKAD, DISTRICT POLICE OFFICE, YAKKARA ROAD, NEAR KSRTC BUS STAND, PALAKKAD, KERALA, PIN - 678 014.
8. STATION HOUSE OFFICER, PARAPPANANGADI, PARAPPANANGADI POLICE STATION, BUILDING NO. 980, WARD NO. 9, COURT ROAD, PARAPPANANGADI, KERALA, PIN - 676 303.
9. KINGS KALAPOOTTU KOOTAYMA, REPRESENTED BY THE COORDINATOR, PARAPPANANGADI, PARAPPANANGADI, KERALA, PIN - 676 303.

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 grant an interim order directing the 4th Respondent, 6th Respondent and the 8th Respondent to stop the conduct of the "kalapoottu" (bull race) scheduled on 22.12.2024 as evidenced from Exhibit P13 pending disposal of the case.

This petition coming on for admission upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing the arguments of M/S. GAYATHRI MURALEEDHARAN, ARCHANA B. & NAEEM, Advocates for the petitioner and of GOVERNMENT PLEADER, the court passed the following:



A.MUHAMED MUSTAQUE & P.KRISHNA KUMAR, JJ.

W.P.(C) No.45686 of 2024

Dated this the 20th day of December, 2024

ORDER

A.Muhamed Mustaque, J.

The petitioner highlights an issue of illegal bull race/kalapoottu/kannupoottu in Palakkad and Malappuram Districts. It is submitted that such an event has been scheduled ignoring Ext.P7 circular issued by the Government, which reads as follows;



Agricultural (Animal Protection-F) Department

5460 AHF-2 2/13AD

Thiruvananthapuram, Date 17-1-15

CIRCULAR

Subject:- Agricultural (Animal Protection-F) Department – Related to Prevention of cruelty against animals.

Government have received complaints regarding the conduction of bull race/kannupoottu Maramadi/ploughing competitions in violation of Prevention of cruelties to Animal's Act 1960 and notification dated 11/7/20211 GSR 528(E) issued by the Central Environmental and Forest Department.

As per the aforesaid notification the exhibition or trained as performing animals of the following animals bears, monkeys, tigers, panthers, lions and bull are illegal. Moreover, Jallikkattu or Bullock cart race are banned in Animal Welfare board India v. Nagaraja in SLP Civil No.11686/2007.



W.P.(C) No.45686 of 2024

2

Moreover by virtue of aforementioned law and Supreme Court judgment unnecessary causing pain and hardship to animals are punishable.

Under such circumstances causing unnecessary pain and hardship to the animals in violation of notification dated 11.7.2011 GSR 528(E) issued by the Central Environmental and as per the aforesaid law shall be prevented and on coming notice of such things the officers concerned shall take action as per law.

Subratho Bisawas
Principle Secretary"

In the above circumstances, we direct the District Collector of the Palakkad and Malappuram Districts to address this issue immediately and take appropriate action in accordance with the law.

Post this matter after Christmas holidays before the special bench hearing matters related to animal cruelty, after obtaining orders from the Honourable the Chief Justice.

Sd/-

**A.MUHAMED MUSTAQUE
JUDGE**

Sd/-

**P.KRISHNA KUMAR
JUDGE**

rkj

H/O



Exhibit P7

APPENDIX OF WP(C) 45686/2024

**THE TRUE COPY OF THE CIRCULAR BEARING NO: 5460 AHF-2
2/13AD DATED 17.01.2015**

Exhibit P13

**THE TRUE COPY OF THE NOTICE CIRCULATED OF THE BULL
RACING EVENT TO BE CONDUCTED ON 22.12.2024 ALONG WITH
TRANSLATION**



**DS HIGH
COURT OF
KERALA 01**

O: HIGH COURT OF KERALA
OU: ADMINISTRATION OF
JUSTICE JUDICIARY
E: neenasunil1975@gmail.com
Date: 2024-12-
20T18:07:42.037

20-12-2024

/True Copy/

Assistant Registrar

**HIGH COURT OF KERALA
AT ERNAKULAM**

Number and Year of the Case : WP(C) 45686/2024
Name Of Applicant : GAYATHRI MURALEEDHARAN
Number and Date of Application : E 0/0 , 20-12-2024
Date when the copy was delivered : 20-12-2024

Examiner



ONLINE COPY APPLICATION