

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

241

Date of decision: 20.01.2024

(1) CWP-5068-2022

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(2) CWP-14172-2022

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(3) CWP-14203-2022

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(4) CWP-14204-2022

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(5) CWP-14334-2022

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

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| (6)                              | <b><u>CWP-14344-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF HARYANA AND OTHERS      | .....Respondents             |
| (7)                              | <b><u>CWP-14349-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF HARYANA AND OTHERS      | .....Respondents             |
| (8)                              | <b><u>CWP-14354-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF HARYANA AND OTHERS      | .....Respondents             |
| (9)                              | <b><u>CWP-14681-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF HARYANA AND OTHERS      | .....Respondents             |
| (10)                             | <b><u>CWP-14683-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF HARYANA AND OTHERS      | .....Respondents             |
| (11)                             | <b><u>CWP-14714-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |

VERSUS  
STATE OF HARYANA AND OTHERS .....Respondents

(12) **CWP-14723-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF HARYANA AND OTHERS .....Respondents

(13) **CWP-14731-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF HARYANA AND OTHERS .....Respondents

(14) **CWP-14767-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF HARYANA AND OTHERS .....Respondents

(15) **CWP-15340-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF PUNJAB AND OTHERS .....Respondents

(16) **CWP-15343-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF PUNJAB AND OTHERS .....Respondents

(17) **CWP-15344-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

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| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (18)                             | <b><u>CWP-15366-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (19)                             | <b><u>CWP-15375-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (20)                             | <b><u>CWP-15391-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (21)                             | <b><u>CWP-15394-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (22)                             | <b><u>CWP-15899-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |

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| (23)                             | <b><u>CWP-15913-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (24)                             | <b><u>CWP-15923-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (25)                             | <b><u>CWP-15924-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (26)                             | <b><u>CWP-15931-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (27)                             | <b><u>CWP-15941-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (28)                             | <b><u>CWP-15953-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |

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| (29)                             | <b><u>CWP-15956-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (30)                             | <b><u>CWP-15974-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (31)                             | <b><u>CWP-16015-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (32)                             | <b><u>CWP-7054-2022</u></b>  |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF PUNJAB AND OTHERS       | .....Respondents             |
| (33)                             | <b><u>CWP-14436-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |
| STATE OF HARYANA AND OTHERS      | .....Respondents             |
| (34)                             | <b><u>CWP-14444-2022</u></b> |
| MOWGLIAID ANIMAL WELFARE SOCIETY | .....Petitioner              |
| VERSUS                           |                              |

STATE OF HARYANA AND OTHERS .....Respondents

(35) **CWP-14456-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(36) **CWP-19610-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(37) **CWP-14460-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(38) **CWP-19607-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS .....Respondents

(39) **CWP-21194-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS .....Respondents

(40) **CWP-21250-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF PUNJAB AND OTHERS .....Respondents

(41) **CWP-21261-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF PUNJAB AND OTHERS .....Respondents

(42) **CWP-21263-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF HARYANA AND OTHERS .....Respondents

(43) **CWP-22576-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF PUNJAB AND OTHERS .....Respondents

(44) **CWP-21453-2022**

MOWGLIAID ANIMAL WELFARE SOCIETY .....Petitioner

VERSUS  
STATE OF HARYANA AND OTHERS .....Respondents

**CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

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Present: - Mr. Anurag Chopra, Advocate with  
Ms. Himani Jamwal, Advocate  
for the petitioner.

Mr. Saurav Verma, Addl. A.G. Punjab.

Mr. Pankaj Mulwani, DAG, Haryana.

Mr. Arun Gosain, Advocate  
for respondent-AWBI in all cases.

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**VINOD S. BHARDWAJ, J. (Oral)**

1. Since common issues arose in the present batch of writ petitions, the same are being decided by a common order.
2. The grouse espoused in these writ petitions was on account of an inaction on the part of the respondent-authorities to allocate funds/provide infrastructure and other facilities as per Rule 4 (1) of the Prevention of Cruelty to Animal (Establishment and Regulations of Societies for Prevention of Cruelty to Animals) Rules, 2001 issued vide Notification dated 26.03.2001 (Annexure P-1).
3. It has been pointed out by the counsel appearing on behalf of the petitioner that the State had been deficient in ensuring compliance and adherence to the notified Rules and the requirement of construction of animal infirmaries and animal shelter as prescribed under the Rules as well as the requirements prescribed through notifications issued by the competent authority from time to time.
4. During the course of the present writ petitions, various affidavits regarding compliance(s) have been filed by the respective State Governments as well as the Animal Welfare Board of India.
5. Counsel for the petitioner fairly concedes that the requisite infrastructure has already been put in place in accordance with the notification issued by the Government. He, however, expresses an apprehension that the respondents are likely to turn back to their old ways once the writ petitions are disposed of.

6. Counsel for the respondent State(s) however contend that they shall ensure the compliance of the notification dated 26.03.2001 (Annexure P-1), as amended from time to time and any other instructions that may be issued by the competent authority. The assurance of the respondents is accepted.

7. In view thereof, the present writ petitions are disposed of as infructuous since no further directions are required to be issued. Respondent-State shall, however, remain bound by their undertaking and ensuring meticulous compliance of the directions/regulations issued by the Government from time to time.

8. The respondent-State shall also ensure filing of the periodic inspection/compliance reports as mandated under the Act with the respective authority as per law.

**(VINOD S. BHARDWAJ)**  
**JUDGE**

**JANUARY 20, 2024**  
*Vishal Sharma*

Whether speaking/reasoned : Yes/No  
Whether Reportable : Yes/No