

**ORDER BELOW EXH.1**

(Passed on 15/06/2026)

This application is filed under Section 503 of the Bharatiya Nagarik Suraksha Sanhita for interim custody of 2 bull-calf seized by Chandur Bazar, police station in Cr. No. 234/2026.

2] It is contention of applicant that he is owner of 2 bull-calf seized in Cr. No. 234/2026. Those bull-calf were purchased by him from Krushi Utpana Bazar Samiti, Chandur Bazar for agricultural purpose. He possessed purchase receipt in respect of said two bull-calf. Police have seized his two bull-calf from tin shed and registered offence under Section 5(A), 5(B) and 9 of Maharashtra Animal Preservation Act, 1976. Hence, prayed the custody of seized two bull-calf be handed over to him.

3] I have called say of Non-applicant and learned Special APP.

4] Non-applicant i.e. investigating officer of police station, Chandur Bazar filed his say at Exh.5 and resisted the application on the ground that seized two bull-calf were tied with short rope in tin shed for slaughtering. In such circumstances, if animals release in favour of applicant, he may use them for slaughtering purpose. Learned APP for the State strongly opposed the application on the ground that applicant is not the real owner of the said cattle as per say of I.O.. It is reveal from the tag that the owner of said cattle from M.P., so the application is misleading to the Court by filing the document that 'Vikri Pavati'. Moreover, if the bull-calf are handover to the applicant, he may use them for slaughtering purpose. In such

circumstances, she prayed to call say of Gorakshan Sansthan and reject the application.

5] Heard.

6] Learned advocate for the applicant argued that, he is owner of seized bull-calf. He has filed copy of his Aadhar Card, verified purchase receipt to show that he is owner of seized two bull-calf and copy of F.I.R.. He purchased those bull-calf for agricultural purpose. Therefore, he is entitled for the custody of seized two bull-calf. By saying so prayed to allow the application.

7] Learned APP for the State argued that, if custody of seized two bull-calf handed over to the applicant, he may use them for the purpose of slaughtering. Hence, prayed to reject the application.

8] Perused documents on record. Applicant has produced his Aadhar card and verified receipt of purchase of two bull-calf. On perusal of said receipt, it is seen that on 24.05.2026 applicant purchased two bull-calf from Nisar Kha Gaffur Kha, R/o Shirajgaon Kasba, Tq. Chandur Bazar, Dist. Amravati. Apart from him, no one has claimed custody of these two bull-calf. Police had registered offence against accused under suspicion that he was found in possession of 2 bull-calf and other two untagged bull-calf. He kept said bull-calf in his tin shed for slaughtering purpose. Admittedly, there is no prima facie sufficient proof to hold that accused had kept said bull-calf for slaughtering purpose only. The verified purchase receipt filed on record by applicant, prima facie shows that applicant is owner of the seized two bull-calf as pleaded by him in the present application. Considering provision of Section 503 of BNSS and as applicant has prima facie shown his ownership in respect of seized two bull-calf, it would be just and proper to handover custody of said two bull-calf to the applicant on supratnama. Whether

applicant/accused has committed alleged offence or not, will be decided on the basis of evidence adduced at the stage of trial. Further, comprehension raised by learned Special APP and I.O. is concerned, it can be checked by imposing stringent conditions upon applicant/accused.

9] It is matter of record that seized bull-calf are kept at Gorakshan Sansthan (charitable trust), Talegaon Mohana for necessary taking care and maintenance since 26.05.2026. Hence, said Trust is entitled for maintenance charges of seized animals. As per the notification issued by the Secretary of the Animal Welfare Board of India dated 03/05/2018 cost of maintenance and care rates are as under :

Class of Animal	Purpose	Suggested Minimum Rates
Cow and Bull	Health Examination, Identification, Colour and Photography, Ear Tagging	200/- per animal.
	Daily maintenance and care for large animals	Rs.200/-per day per animal.
	Daily maintenance and care for small animals	Rs.125/- per day per animal.
	Transport	Rs. 20/- per km.

10] In the said crime, police have seized in total 4 bull-calf in which applicant/accused has prayed for custody of only 2 bull-calf. The applicant/accused has not claimed any right in respect of other seized 2 bull-calf. Hence considering above notification it is necessary to calculate total amount of expenses relating to maintenance and health inspection of the seized 2 bull-calf, custody of which applicant/accused has prayed for. It is as under :

Purpose	Suggested Minimum Rates	Calculation
Health Examination,	200/- per animal.	Rs. 200 x 2 bull- calf = Rs. 400/-

Identification, Colour and Photography, Ear Tagging		
Daily maintenance and care for small animals	Rs. 200/- per day per animal.	Rs. 200 x 21 days (from 26.05.2026. to 15.06.2026) x 2 bull- calf = Rs. 8,400/-
	Total amount	Rs. 8,800/-

11] Considering above said calculations, the Trust is entitled for maintenance charges of **Rs. 8,800/-** from the applicant. The applicant is also liable to pay amount of Rs. 200/- per day per bull-calf till actual delivery of bull-calf to the applicant. So far as regards objection of APP and I.O. is concerned, same can be taken care of by imposing following conditions. Accordingly, in view of the above discussion, I proceed to pass the following order :

:: ORDER ::

1. Application is allowed.
2. The seized animals i.e. 2 bull-calf be handed over to the applicant namely- Abdul Mujib Abdul Rauf, till conclusion of trial on executing supratnama bond of Rs. 50,000/-.
3. Applicant shall not subject the said animals in question for slaughtering purpose and shall not cause injury to lives and limbs of the said animals in any manner. Applicant shall take all necessary care for maintenance of said two bull-calf.
4. The applicant- shall undertake that he shall not sell the said animals without prior permission of the Court.
5. The applicant is directed to pay **Rs. 8,800/-** (Rupees Eight Thousand Eight Hundred Only) to concern 'Gorakshan Sansthan" (Charitable Trust), Talegaon Mohana trust towards maintenance charges of seized bull-calf. The applicant shall pay Rs. 200/- per day per bull-calf till receiving actual possession of seized bull- calf.
6. In case of failure to pay the amount as directed above, the amount be recovered as the arrears of land revenue vide Rule 5(8) of The Prevention of Cruelty to Animals (Care & Maintenance of Case Property Animals) Rules, 2017.

7. The I.O. is directed to prepared detail delivery panchanama and obtained photographs while handling over the custody of seized animals to the applicant and submit those papers along with charge sheet.
8. The I.O. shall take steps under Rule 3(a) of The Prevention of Cruelty to Animals (Care & Maintenance of Case Property Animals) Rules, 2017 to ensure health inspection, identification and marking of the seized two bull-calf through the jurisdictional Veterinary Officer deployed at Government Veterinary Hospital of the area and such marking may be done by ear tagging or by chipping or by less irksome advanced technology and submit a compliance report along with photographs in the court in that behalf. Copy of this order be sent to Investigating Officer for necessary compliance.
9. The applicant-Abdul Mujib Abdul Rauf shall furnish the bond before investigating officer.
10. Copy of this order be sent to Investigating Officer and "Gorakshan Sansthan" (Charitable Trust) for necessary compliance.
11. Hamdast is allowed.

Chandur Bazar
DATE: 15/06/2026

(P. H. Joshi)
Judicial Magistrate First Class,
Chandur Bazar.

CERTIFICATE

I affirm that the contents of this P.D.F. file Judgment/Order are same, word to word, as per the original Judgment/Order.

Name of Stenographer	Shri. M. R. Raut
Name of Court	C.J.J.D. & J.M.F.C., Chandur Bazar.
Date of Dictation	15/06/2026
Judgment/order signed by the PO on	15/06/2026
Judgment/order uploaded on	15/06/2026