

MHAU100001482026



Cri.M.A./61/2026

**Azim Babu Shaikh Vs. State of Maharashtra Through  
Police Station Khultabad**

**ORDER BELOW EXH.1**

01. This application is filed Under Section 503 of the BNS Act, in CR No. 34/2026 for the offence punishable u/s. 11(1)(e), 11(1)(h) of Animal Cruelty Act and u/sec. 5(b) of Animal Protection Act to seek interim custody of said two black grey calfs and two black white calfs.

02. Applicant has submitted that, he has filed the document about ownership of said animals. He is ready to abide conditions imposed by this Court. Hence prayed to allow the application.

03. The learned A.P.P. and I.O. have filed their say and submitted that, the applicant has not produced document regarding ownership of animals and he may use said animal for slaughter. Hence prayed to reject the application.

04. The applicant has filed the document about ownership of said animals from perusal of its shows that the applicant is the owner of said animals.

05. From the above documents the applicant appears to be owner of the seized animals. No purpose would be served in keeping them in cowshed. The trial would not be concluded in near future. For this reason also, if application is allowed it would not affect prosecution case. On the other hand the seized animals is used in serious offences. Hence it will

proper to impose certain conditions while releasing the said animals.

06. In view of above discussion I pass the following order.

**ORDER**

1. The application is allowed.
2. The said animals be handed over to the applicant namely **Azim Babu Shaikh**, R/o- Matargaon, Tq. Khultabad, District Aurangabad till conclusion of the trial on executing bond of Rs. 40,000/- for animals with below mentioned conditions,
  - a) The applicants to undertake that, he shall not sell without prior permission of the court.
  - b) The applicant shall produce the animals in the court as and when directed.
  - c) The Investigating officer is directed to take necessary photographs of animals as well as prepare the detail panchanama about the animals.
3. Issue letter to the Khultabad Police Station, Khultabad after compliance of the order.

Place : Khultabad  
Date : 18.03.2026.

**( G. D. Gurnule )**  
Jt. Judicial Magistrate First Class,  
Khultabad.