

IN THE COURT OF SESSIONS JUDGE, SONBHADRA.

Present:- Ashok Kumar Yadav-I, HJS

Sessions Case No. 142 of 2022

State

Versus

Shambhunath Bharti and others

CHARGE

I, Ashok Kumar Yadav-I, Sessions Judge, Sonbhadra do hereby charge you (1) Shambhunath Bharti and (2) Bharat Lal Bharti as follow :-

Firstly, that you, on 18.12.2021 at 14:10 hours, at village Mitihiniya, within the local limits of P.S. Kon, District Sonbhadra, were found transporting 04 Oxen for the purpose of slaughtering from the State of Uttar Pradesh to the State of Jharkhand without any permit and the animals were tied in such a cruel manner by rope that the same caused injuries to them and endangered their life such as to mutilate their bodies and you were transporting them in such a situation whereby endangering their life and thereby you committed offence punishable under section 8 read with sections 3 and 5A of the Uttar Pradesh Prevention of Cow Slaughter Act and within the cognizance of this court.

Secondly, that you, on the said date, time and place, were carrying 04 Oxen for slaughtering and they had fastened in cruel manner with rope, and thereby committed an offence punishable under section 11 Prevention of Cruelty to Animals Act and within the cognizance of this court.

And I hereby direct that you be tried by this court on the said charges.

Dated:- 08.03.2022

(Ashok Kumar Yadav-I)
Sessions Judge,
Sonbhadra.

Charges read over and explained to the accused persons in vernacular language who pleaded not guilty and claimed to be tried.

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(Ashok Kumar Yadav-I)
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ORDER

Case called out. Accused persons Shambhunath Bharti and Bharat Lal Bharti are present on bail along with their learned counsel.

Heard on framing of charge. Learned D.G.C. (Criminal) opened the case and briefly submitted about the evidence and material collected against the accused persons and submitted that charges under section 3/5A/8 Prevention of Cow Slaughter Act, and section 11 Prevention of Cruelty to Animals Act are being made out.

On the other hand, the learned counsel for the accused persons submitted that there is nothing on record to suggest that the accused persons actually committed any crime and therefore they may be discharged.

Upon consideration of documents available on record and after hearing the submissions of the learned counsel, I am of the opinion from the material available on record that there is ground for presuming that accused persons have committed offence punishable under section 8 read with sections 3 and 5A of the Uttar Pradesh Prevention of Cow Slaughter Act, and section 11 Prevention of Cruelty to Animals Act. Let charges be framed accordingly.

Fix 07.04.2022 for prosecution evidence.

Sessions Judge
Sonbhadra
08.03.2022