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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 2045/2022

SCOUTS AND GUIDES FOR ANIMALS AND BIRDS

..... Petitioner

Through:

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Mr. Harish Vaidyanathan Shankar,
CGSC with Mr. Srish Kumar Mishra,
Mr. Sagar Mehlawat and Mr.
Alexander Mathai Paikaday,
Advocates. for UOI.
Mr. Rajesh Gogna, CGSC with Mr.
Priya Singh, Advocate for UOI.
Mr. Vikram Chandravanshi, Advocate
for AWBI.

**CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD**

ORDER

% **21.11.2022**

CM APPL. 46004/2022

1. This application under Section 151 CPC has been filed on behalf of Respondent No.2 seeking modification of the Para No.15 of the Judgment dated 02.09.2022 passed by this Court in the present petition.
2. This Court *vide* Judgment dated 02.09.2022 passed in the instant petition had directed the Respondents to ensure strict compliance of the amendment to Prevention of Cruelty to Animals (The Transport of Animals)

Rules, 2020 while transporting the camels in future also for the purpose of their participation in Republic Day Parade, or any other purpose.

3. On 16.11.2022, Mr. Harish Vaidyanathan Shankar, learned CGSC for the UOI was granted three days' time to inform this Court as to whether the amendment to the aforesaid rules, i.e. insertion of new Chapter, i.e. Chapter VA which deals with Transport of Camels, has come into force, or not.

4. Today, Mr. Harish Vaidyanathan Shankar, learned CGSC, was fair enough in stating before this Court that the matter is under consideration with the Animal Welfare Board of India (AWBI), in respect of the amendment to the aforesaid rules. He states that as soon as the recommendations are furnished by the Animal Welfare Board of India, the Union of India shall be making suitable changes, if required, in the proposed amendment and shall also be notifying the same at an early date.

5. Learned Counsels appearing for AWBI and Union of India prays for three months' time in the matter and submits that within three months suitable amendment will certainly be made to Prevention of Cruelty to Animals (The Transport of Animals) Rules, 2020.

6. In light of the aforesaid, Para No.15 of the Judgment dated 02.09.2022 deserves to be modified to the extent that the Respondent shall ensure strict compliance of the amendment to Prevention of Cruelty to Animals (The Transport of Animals) Rules, 2020 as and when notified by the Government of India. The Government of India shall also make all possible endeavours to notify the amendment keeping in view the recommendations made by the Animal Welfare Board of India (AWBI) as expeditiously as possible, preferably within three months from today.

7. It has also been brought to the notice of this Court that BSF, AWBI and all other authorities are taking all possible steps to ensure that the camels are not subjected to any cruelty.
8. The present Order shall be read conjointly with the earlier Judgment dated 02.09.2022 passed by this Court in the present petition.
9. The application stands allowed.

SATISH CHANDRA SHARMA, CJ

SUBRAMONIUM PRASAD, J

NOVEMBER 21, 2022

S. Zakir/ss