

**WPPIL No. 213 of 2018**

**Hon'ble Rajiv Sharma, J.**

**Hon'ble Sharad Kumar Sharma, J.**

Mr. Dharmendra Barthwal,  
Advocate for the petitioner.

Mr. Paresh Tripathi, Chief Standing  
Counsel for the State.

Heard.

Petitioner has highlighted non-implementation of the provisions of the Prevention of Cruelty to Animals (Pet Shop) Rules, 2018. Petitioner has highlighted that the animals and birds are kept in captivity in gross violation of the Rules quoted hereinabove.

It is the responsibility cast upon the Statutory Authorities to ensure due compliance of Prevention of Cruelty to Animals (Pet Shop) Rules, 2018 in letter and spirit.

All the pet shops are required to be registered as per the provisions of the Rules. All the animals/birds are required to be kept in the space, as provided in the Second Schedule of the Rules.

Accordingly, the writ petition is disposed of at the admission stage by issuing following mandatory directions:-

- A. All the District Magistrates including Local Bodies, to the State of Uttarakhand are directed to ensure due implementation of the provisions of the Prevention of Cruelty to Animals (Pet Shop) Rules, 2018.
- B. The District Administration including Local Bodies in the entire State of Uttarakhand are directed to ensure prosecution against all the pet shops, website, hawker stalls or any veterinary clinic

where pets are sold in gross violation of Sections 3 and 11 of the Prevention of Cruelty to Animals Act, 1960.

C. We ordered that the pet shops which are not registered under the provisions of the Prevention of Cruelty to Animals (Pet Shop) Rules, 2018, are closed within 15 days' from today.

D. The Veterinary Doctors of the Department of Animal Husbandry shall also visit all the pet shops registered under the provisions of the Prevention of Cruelty to Animals (Pet Shop) Rules, 2018 to ensure due implementation of the Rules, 2018 and for the welfare of the animals and birds.

E. It is made clear that no animal/bird shall be sold without issuing proper receipt.

Pending application, if any, also stands disposed of.

**(Sharad Kumar Sharma, J.) (Rajiv Sharma, J.)**

**02.11.2018**