

ORDER SHEET
**HIGH COURT OF SINDH,
CIRCUIT COURT, HYDERABAD**

CP. No. D- 2070 of 2025

[Mohammad Anwer Memon v. Chief Executive Officer, Cant Hyderabad & others]

Before:

Mr. Justice Adnan-ul-Karim Memon
Mr. Justice Riazat Ali Sahar

Ms. Aneela Jeesani advocate for Petitioner.

M/s Zulfiqar Ali Korai and Ghulam Asghar Sario, advocates for respondent No.1.

Mr. Rafique Ahmed Dahri Assistant Advocate General, Sindh along with Inspector Manzoor Ali o/b SSP Hyderabad and Inspector Aijaz Lakho SHO PS Cantt:

Date of Hearing
& Order : 15.12.2025.

O R D E R

ADNAN-UL-KARIM MEMON, J. - Learned Assistant Advocate General Sindh has filed Progress Report on behalf of respondents 2 & 4, which is taken on record. In compliance with the order of this Court, an amended title has also been filed.

2. Learned counsel submits that the petitioner lodged a complaint regarding cruel and malicious killing of domestic dog, which was allegedly subjected to poisoning and gunfire, resulting in its instant death. It is contended that such acts constitute serious criminal offences punishable under Sections 428 and 429 of the Pakistan Penal Code, as well as Section 11 of the Prevention of Cruelty to Animals Act, 1890. Learned counsel further submits that despite the incident having been witnessed, and despite the petitioner's approach to the concerned police station, no action was taken, which *prima facie* reflects dereliction of duty on the part of police and warrants intervention by the concerned DIGP.

3. In compliance with the Court's directions, Senior Superintendent of Police has submitted a report stating that the police are ready and willing to register an FIR at the instance of petitioner, provided that the incident discloses the commission of a cognizable offence against the individual alleged to have subjected the animal to cruelty.

4. The Prevention of Cruelty to Animals Act, 1890, aims to ensure humane treatment of animals by prohibiting cruelty, neglect, abuse and unnecessary suffering. It places a legal duty on owners and persons in charge to care for animals and makes

cruelty punishable whether committed in public or private. The Act forbids beating, overloading, torturing, starving, mutilating, abandoning, or using unfit animals for labour, as well as cruel killing, animal fighting, and practices like *phooka* for milk extraction. Authorities are empowered to search, seize, and take action, while Magistrates may order treatment, detention, sale, or destruction of suffering animals. Strict penalties, including heavy fines, imprisonment, confiscation, and forfeiture, are prescribed, with enhanced punishment for habitual / repeat offenders. The Act also provides for animal infirmaries and welfare measures, while respecting religious practices. Sections 428 and 429 PPC deal with mischief involving animals and treat such offences more seriously than ordinary property damage. Section 428 applies where an animal is killed, poisoned, maimed, or rendered useless, and provides punishment for imprisonment, fine or both. Section 429 covers graver cases involving specified animals such as elephants, camels, horses, cattle, or any animal valued at fifty rupees or more, with punishment extending up to five years' imprisonment, fine or both. Unlike general mischief under Section 427 PPC, however, offences under Sections 428 and 429 are cognizable, enabling quicker police action in cases of animal cruelty.

5. In view of the above facts and circumstances of the case, the Government of Sindh is directed to establish and notify an effective mechanism in accordance with the provisions of the Prevention of Cruelty to Animals Act, 1890, to address complaints of animal cruelty. Upon establishment of such mechanism, the same shall be implemented and enforced throughout the Province of Sindh without fail. The Inspector General of Police, Sindh, is directed to ensure immediate action in all cases reported at any police station concerning cruelty towards animals, including dogs. Upon approaching the concerned police station, the aggrieved person's grievance shall be duly addressed by the Station House Officer concerned.

The petition stands disposed of in the above terms.

JUDGE

JUDGE