

FIRST INFORMATION REPORT
(Under Section 154 Cr.P.C.)

(धारा 154 दंड प्रक्रिया संहिता के तहत)

1. District (ज़िला): SHAHDARA (DELHI) P.S.(थाना): JAGAT PURI Year(वर्ष): 2024 FIR No(प्र.सू.रि.सं.):0323 Date : 02/05/2024

2. Act(s)(अधिनियम) : Section(s)(धारा(एँ)):

- IPC 1860 429
- PREVENTION OF CRUELTY TO ANIMALS ACT (PCA) 1990 (1934 AD) 11/11A

3. Occurrence of Offence (अपराध की घटना):

(a) Day(दिन): THURSDAY Date From(दिनांक से): 11/04/2024 Date To(दिनांक तक): 11/04/2024
Time Period (समय) Time From (समय से): 01:45 hrs Time To (समय तक): 01:45 hrs
(b) Information received at P.S.(थाना जहां सूचना प्राप्त हुई Date(दिनांक): 02/05/2024 Time 15:25 hrs
(c) General Diary Reference (रोजानामचा Entry No.(प्रविष्टि) 067A Date/Time 02/05/2024 15:43

4. Type of Information (सूचना का Written

5. Place of Occurrence (घटनास्थल):

- (a) Direction and Distance from P.S (थाना से दूरी और NORTH-EAST , 2 Km(s) Beat No(बीट सं.): 06
(b) Address(पता): ,GALI NO.10 ,F-BLOCK JAGATPURI, DELHI
(c) In case, Outside the limit of the Police Station (यदि थाना सीमा के बाहर है):
Name of P.S(थाना का नाम): District(ज़िला):

6. Complainant / Informant (शिकायतकर्ता/सूचनाकर्ता):

- (a) Name(नाम): DIVYANSH SHARMA (S/O) MUKESH SHARMA
(b) Date/Year of Birth (जन्म तिथि) 2000 Nationality (राष्ट्रीयता): INDIA
(c) Passport No.(पासपोर्ट सं.): Date of Issue (जारी करने की तिथि) Place of Issue (जारी करने का
(d) Occupation NOT KNOWN
(e) Address(पता): 76, PREET VIHAR DEFENCE ENCLAVE, PREET VIHAR, EAST, DELHI, INDIA, 7838927561.

7. Details of Known/Suspect/Unknown accused with full particulars(attach separate sheet if necessary)(जात/ संदिग्ध /अजात का पुरे विवरण सहित वर्णन

8. Reason for delay in reporting by the complainant/informant (शिकायतकर्ता / सूचनाकर्ता द्वारा रिपोर्ट देरी से दर्ज कराने के कारण):
NO DELAY

9. Particulars of the properties stolen/involved (attach separate sheet if necessary):

Sl.No. (क्र.सं.) Property Type(Description) Est. Value(Rs.)(मूल्य (रु में))

10 Total value of property stolen (चोरी हुई सम्पत्ति का कुल

11 Inquest Report / U.D. Case No., if any (मृत्यु समीक्षा रिपोर्ट / यू.डी. प्रकरण नं., यदि कोई

12 F.I.R. Contents (attach separate sheet, if required)(प्रथम सूचना रिपोर्ट तथ्य):

To, The Station House Officer, Jagatpuri Police Station 538/A, East Laxmi Market, Block C, Brij Puri, Krishna Nagar, Delhi, 110051 Subject: Complaint for registration of FIR against brutal beating of community dog at F Block Jagatpuri, Gali No. 10. Dear Sir, I am writing to you to bring to your attention an incident concerning brutal beating of a community dog at F Block Jagatpuri, Gali No. 10, in flagrant violation of animal-protection laws. On 11.04.24 at around 1:45 AM, a man had brutally beaten up a dog. The whole incident was captured on CCTV footage wherein a man can be seen repeatedly giving hard blows to the dog with a thick danda. The severity of the blows rendered the dog defenseless, unable to either protect itself or flee from the aggression who had no choice but to endure the brutal assault. The dog has sustained severe injuries as a result of the assault including broken bones and injuries on their head. The footage capturing this harrowing incident is enclosed in a pendrive accompanying the formal complaint. The killing of any animal is a grave and serious offence and Section 429 of the Indian Penal Code, 1860 (IPC) which makes the act of killing, poisoning, maiming or rendering useless of any animal punishable with imprisonment for a term which may extend to five years, or with fine or both. The said act described above is an offence under Section 429 of the Indian Penal Code, 1860 for maiming the dog. The act of deliberately cornering the canine and hitting the dog with a thick wooden danda repeatedly clearly indicates that the accused had either knowledge or intention of killing the dog which is also further substantiated by the helps of the dog from the severity of the blows from the accused. Such knowledge is a matter of common sense and not rocket science. Knowledge or intention is sufficient to invoke Section 429 IPC, as it satisfies the element of 'mischief, the term used in the beginning of Section 429. Furthermore, Section 11(1) of the Prevention of Cruelty to Animals (PCA) Act, 1960 defines acts that will be considered to be cruel to animals and make the same punishable under the law. Section 11(1)(a) prohibits the beating, kicking, torturing or treating of any animal in a manner so as to subject to unnecessary pain and suffering. Section 11(1)(1) of the act further makes the act of mutilating any animal or killing any animal (including stray dogs) a cognisable and punishable offence. Thus, the acts of torturing, killing or mutilating any animal is an offence under PCA Act. We'd like also to bring to your attention to the judgment dated 7 May 2014 passed by the Hon'ble Supreme Court of India's in SLP(C) No 11686 of 2007 titled "Animal Welfare Board of India versus A. Nagaraja" wherein the Court has held that it's the duty of the government to enforce the PCA Act, 1960, and that if the provisions of the act and the directions and declarations of the Supreme Court are not properly and effectively complied with, the government should see that disciplinary action is taken against erring officers so that the object and the purpose of the act can be achieved. Thus, the above mentioned incident constitutes a grave criminal offence and attracts IPC as well as the PCA Act, 1960. Therefore, in light of the above mentioned facts and circumstances we request you to immediately register a FIR under Sections 429 of the IPC and Sections 11(1)(a) of the PCA Act, 1960 and other relevant provisions of the law. Additionally, please ensure all necessary procedures, including medical examination of the dog, are carried out promptly, and take immediate action against the accused. I look forward to your action and response. Thank you in advance for your attention to this important matter. Awaiting a prompt response to this urgent matter. Sincerely, SD English (PETA CRUELTY RESPONSE COORINATOR) Mobile No-7838927561 Name-Divyansh Sharma 76, Preet Vihar, Defence Enclave Age-24Yrs DO PS Jagatpuri Reg & Case U/S 429 IPC and 11/11A PCA Act and Investigation Handedover to me SD ENGLISH SI ASHOK KUMAR NO-221/SHD PS Jagatpuri Dt-2/5/24 DD No 67A at 15.43 hrs Dt 2/5/24 P.S Jagatpuri FIR No 323/24 U/S 429

PC & 11/11A PCA Act Dt 2/5/24 P.S Jagat Puri DO W/ASI Chander Kala No 331/SHD PIS No 241467 Dt 2/5/24 पुलिस कार्यवाही थाना में लेख की प्राप्ति पर FIR NO. 323/2024 U/S 429 IPC & U/S 11(A) PCA ACT का CCTNS OPTR. W/HC SONIYA NO 1105/SHD द्वारा दर्ज CCTNS कराकर COMPUTERIZED FIR मय असल लेख SI ASHOK KUMAR NO. 221/SHD के हवाले की गई। संबंधित कागजात डाक द्वारा उच्च अधिकारी को भिजवाये जायेंगे।

13 Action Taken Since the above information reveals commission of offence(s) u/s as mentioned at Item No. 2:

(की गयी कार्यवाही: चूंकि उपरोक्त जानकारी से पता चलता है कि किया गया अपराध म.सं.2 में उल्लेख धारा के तहत है):

OR (या)

(i) Registered the case and took up the

(पकरण दर्ज किया गया और जांच के लिए लिया

(ii) Directed (Name of the I.O.) (जांच अधिकारी का नाम ASHOK KUMAR

Rank (पद):

SI (SUB-INSPECTOR)

No.(सं.): 28871068

to take up the investigation (को जांच आपने पास में लेने के लिए निर्देश दिया गया) OR

OR (के कारण इकार किया या)

(iii) Refused investigation due to (जांच के

(iv) Transferred to P.S.(name)(थाना):

District(जिला):

on point of jurisdiction (को क्षेत्राधिकार के कारण हस्तांतरित)

F.I.R read over to the complainant/informant, admitted to be correctly recorded and a copy given to the free of cost: (शिकायतकर्ता / सूचनाकर्ता को प्राथमिकी पढ़ कर सुनाई गयी, सही दर्ज हुई माना और एक कॉपी निशुल्क शिकायतकर्ता को दी गयी):

R.O.A.C.(आर.ओ.ए.सी.):

14 Signature / Thumb Impression of the Complainant / Informant:

(शिकायतकर्ता / सूचनाकर्ता के हस्ताक्षर / अंगूठे का निशान):

Signature of Officer

Name(नाम): CHANDER KALA

Rank (पद): ASST. SI (ASSISTANT SUB-INSPECTOR)

No.(सं.): 28941467



15 Date and Time of despatch to the court:

(अदालत में प्रेषण की दिनांक और समय):