

ANIMAL WELFARE BOARD OF INDIA

Ministry of Fisheries, Animal Husbandry and Dairying, Govt. of India
(Department of Animal Husbandry and Dairying)
NIAW Campus, 42 Mile Stone, Delhi-Agra Highway
NH-2, Ballabhgarh, Haryana-121004
Email: animalwelfareboard@gmail.com : Website: www.awbi.in

No.9-5/2020-2021/PCA

Dt. 04.02.2021

To

1. The Commissioner of Police,
2nd Floor, MSO Building,
Police Headquarter, Ito,
Delhi - 110002 Email: cp.snsrivastava@delhipolice.gov.in
2. The Deputy Commissioner,
Office of the Deputy Commissioner, West,
Plot No. 3, Shivaji Place, Near West Gate Mall,
Raja Garden, New Delhi-110027, Email: dcwest@nic.in
3. The Municipal Commissioner,
South Zone, Kd Colony, Sector-9, Rama Krishna Puram,
New-Delhi 110022, Email: dyancenz@mcd.org.in dyancsz@mcd.org.in

**Subject : Complaint regarding relocation and cruelty inflicted to stray dogs,
restriction and repeatedly harrasment of compassionate citizens - Reg**

**Ref: Refer to our letter even number dated 25.08.2015, 28.10.2015 and
14.08.2020 on the above subject.(Copy enclosed)**

Sir/Madam,

With reference to the above cited subject, it is brought to the notice of the Board by Ms. Ritu Sahnid. 02.02.2021 from Ambika Bihar, Paschim Vihar, New Delhi stated that Mr. Deepak Wahal destroyed the shelter home without her permission and threatened to remove and relocate the stray dogs and harassed the compassionate citizens by threatening and abusing him. Cruelty inflicted to the stray dogs and repeatedly harassed the compassionate citizens by threatening and abusing them. In this regard, it is stated that it is fundamental duty given under Article 51 A(g) of the Constitution of India and it states that "It shall be duty of every citizen of India to protect and improve the natural environment including forests, lakes, rivers and wild life and to have compassion for living creatures," The removal of dogs from its natural habitat or from the owner is a punishable offense under Section 3, Section 11(1) of the Prevention of Cruelty to Animals Act, 1960 and violation of the directions of the Hon'ble Supreme Court of India. A copy of the complaint letter is attached herewith for your ready reference.

Cruelty to animals is an offense under Section 3, Section 11(1) of the Prevention of Cruelty to Animals Act, 1960, and Section 428 & 429 of the IPC.

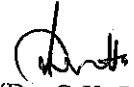
Further it is informed that as per Indian law, stray dogs cannot be displaced and relocated to shelters (or beaten or driven away). They can merely be sterilized in the manner envisaged in the Animal Birth Control (Dogs) Rules, 2001, vaccinated, and then returned back to their original locations - Rule 7(6). For the area-wise sterilization program that the law mandates shall be followed, dogs have to be returned back to their original habitat after sterilization and immunization. The rationale behind the same is that dogs, being territorial in nature, tend to fight off other dogs, and keep them from entering their territories; and in this manner, the dog population in each territory / within each locale, stabilizes, and then reduces. In any event, dogs cannot be displaced or relocated, and have to be returned back to the very localities that they are picked up from, after sterilization and immunization.

Citizens who choose to do so are in fact performing a duty cast upon them by the Constitution of India - of showing compassion to all living creatures. Various Courts, including the Delhi High Court, have unambiguously upheld stray dog feeding.

The Board has also issued advisory to the States/UTs regarding welfare of animals and the copy of the same is attached for your information.

In view of the above it is requested to conduct an enquiry into the matter and take action against the offenders as per law and forward a copy of the action taken report to the Board at the earliest.

Yours sincerely,



(Dr. S.K. Dutta)
Secretary

Encl.: as above.
Copy to:

1. Animal Husbandry Department, Govt. of NCT of Delhi Animal Husbandry Unit, Zorawar Singh Marg, Tis Hazari, New Delhi, Delhi 110054.
2. Ms. Arti Puri, Email: sahniritu26@gmail.com