



## 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](mailto:animalwelfareboard@gmail.com) : Website: [www.awbi.in](http://www.awbi.in)

No.9-10/2021-2022/PCA

Dt. 22.02.2021

To

1. The Commissioner of Police,  
Near Kalawa Bridge, Thane,  
Maharashtra 400601, Email: [cp.thane@mahapolice.gov.in](mailto:cp.thane@mahapolice.gov.in)

2. The Chief Secretary  
Government of Maharashtra,  
Mantralaya, Mumbai-400032  
Email : [cs@maharashtra@gov.in](mailto:cs@maharashtra@gov.in)

3. The Additional Commissioner,  
Commissionerate of Animal Husbandry,  
Maharashtra, Oppsite Spicer College Rd, Aundh Pune-411067  
Email: [cah.addcomm@gmail.com](mailto:cah.addcomm@gmail.com)

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

**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. Kavita Desai, Resident of A-Wing, Flat No 701 KD Empire Ramdev Park Mira Road (E) stating that our society committee again and again had warned them to remove the puppy and her mother outside the building premises. On 10<sup>th</sup> Feb 2021, most of the ladies of the society started harassing her to stop feeding. Because of all these incidents and harassment, as they are not able to feed them properly, only one puppy left alive and become sick, she got her admitted to Parel hospital. After 4 days they got her back to the building and doing doctors follow ups everyday till today. Finally, on 18 Feb 2021, they file a police complaint at Kanakia Police station against whom, which are preventing her from feeding the strays and take care of them for medical purpose. Cruelty inflicted to the stray dogs and repeated harassment of the compassionate citizens by threatening and abusing them is the violation of the PCA Act, 1960 and Rules made there under. A copy of the complaint letter is attached herewith for your ready reference.

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. Also, in regard to the pet & Street Dogs feeding the Board has issued there guidelines dated 26.02.2015 for their care givers, and for Resident Welfare Associations and Apartment Owners Associations in which beating and driving away

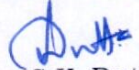
Further it is informed that as per Indian law, stray dogs cannot be displaced and relocated to shelters (or beaten or driven away). They can merely be sterilized in the manner envisaged in the Animal Birth Control (Dogs) Rules, 2001, vaccinated, and then returned back to their original locations - Rule 7(6). For the area-wise sterilization program, 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. 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.

**"Please treat this as most urgent".**

Yours sincerely,

  
(Dr. S.K. Dutta)  
Secretary

Encl.: as above.

Copy to:

1. The Chairman, AWBI
2. Ms. Kavita Desai, Email: dkavita5@gmail.com