

**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.lawbi.in](http://www.lawbi.in)

No.9-5/2020-2021/PCA

DT 22.02.2021

To

1. The Commissioner of Police,  
2nd Floor, MSO Building,  
Police Headquarter, Ito,  
Delhi - 110002 Email: [cp.snsrivastava@delhipolice.gov.in](mailto:cp.snsrivastava@delhipolice.gov.in)
2. The Deputy Commissioner, South-East,  
Old Gargi College Building, Lajpat Nagar-IV,  
New Delhi-110024, Email: [dcse.rev.delhi@nic.in](mailto:dcse.rev.delhi@nic.in)
3. The Municipal Commissioner,  
South Zone, Kd Colony, Sector-9, Rama Krishna Puram,  
New-Delhi 110022, Email: [dyanccnz@mcd.og.in](mailto:dyanccnz@mcd.og.in) [dyanccsz@mcd.og.in](mailto:dyanccsz@mcd.og.in)

**Subject : Complaint regarding relocation and cruelty inflicted to stray dogs - 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 Shri Sumit Kumar dt. 08.02.2021 from Jal Vihar Lajpat Nagar, New Delhi stated that two street dogs used to sleep in our building stairs from many years. They both are sleeping on stairs and till today they have not bitten a single persons in the society. Even though both are vaccinated with anti rabies injection. Now people in our building are blaming that dogs are biting and they are also misplacing the dogs from their original house. One dog I getting old and still they are trying to misplace them. Today some one from my building had thrown the clothes of dogs on the road as dogs used to sleep on these clothes at night. 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. Shri Sumit Kumar, Email: [sumitkumar123@gmail.com](mailto:sumitkumar123@gmail.com),