F. No. 08-18/2014-WL  
Government of India  
Ministry of Environment and Forests  
(Wildlife Division)  
Paryavaran Bhawan  
C.G.O. Complex, Lodhi Road,  
New Delhi-110003  
Dated: 17th January, 2014

To,  
All State/UT  
Chief Wildlife Warden

Sub:-Action to destroy the ivory stock-reg  

Sir,  

Kindly find enclosed a copy of Grievance Registration No. MOEAF/E/2013/00226 dated 27/08/2013 received online.  

In this regard it is requested to kindly look into the matter and take suitable action, at the earliest.

Yours faithfully

(Siv Pal Singh)  
Joint Director (Wildlife)  
E-mail-jd-wl@nic.in  
Phone No. 011-24364684

Encl: As Above.

Copy to:-

(1).Miss. Sukanya Kadyan, C-38, Rose Apartment, Sector-14, Prashant Viha, Rohini, New Delhi-85
To

Shri Naresh Kadyan,
C-38, Rose Apartment,
Prashant Vihar,
Sector-14, Rohini,
Delhi, PIN-110085 Sub:-

Subject:- Seeking information under RTI Act, 2005 – reg.

Sir,

I am to refer to your RTI Application Registration No.LADOF/R/T/20/0062 dated 10.06.2020. received this Section on 18-06-2020 on the subject mentioned above. In this regard, it is inform that this office deals with allotment of land and information sought in the RTI application vis-à-vis reply is as under:-

<table>
<thead>
<tr>
<th>S.No.</th>
<th>Information sought</th>
<th>Reply</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Copy of land allotment, present status of land, to Gandhi Samarak Nidhi with National Gandhi Museum alongwith their annual reports since last 5 years &amp; annual audit balance sheets, permission for residential purpose as establishes residential quarters, allowed by MDC/NDMC</td>
<td>Information not available. However, allotment of Gandhi Samadhi is enclosed herewith.</td>
</tr>
<tr>
<td>2.</td>
<td>Details about any proposal to merge all establishment.</td>
<td>Information not available</td>
</tr>
<tr>
<td>3.</td>
<td>Complete details about source of funds</td>
<td>Information not available</td>
</tr>
<tr>
<td>4.</td>
<td>Certified copies of all amendments in the MOA</td>
<td>Information not available</td>
</tr>
<tr>
<td>5.</td>
<td>Complete list of establishments functioning within premises of Rajghat.</td>
<td>Information not available</td>
</tr>
</tbody>
</table>
Copies of complete details of land allotment along with terms & conditions to Rajghat Samadhi Committee, Rajghat Samadhi, Gandhi Samarok Nidhi and National Gandhi Museum.

"Plot of land measuring 89 acres was allotted for Rajghat Samadhi Samiti on 6-9-1982. In September, 1987, 30 acres out of this land was resumed along with another 30 acres from the land being utilized for Shantivan and was placed at the disposal of CPWD for the construction and Maintenance of Shakti Sthal. Apart from the above, land measuring 38.39 acres near Rajghat was allotted in March, 1980 to Gandhi Darshan Samiti out of which approximately 7 acres of land was resumed for utilization of Rajghat Power House and CPWD. The net area with Gandhi Darshan Samiti now is 31.4 acres”. No other allotment for Samadhi, as above, was made by the L&DO.

Copy of allotment letter is enclosed.

If you are not satisfied with the reply, an appeal may be made to the First Appellate Authority, i.e “Land and Development Officer, Room No.611, ‘A’ Wing, Land & Development Office, Nirman Bhawan, New Delhi”.

Yours faithfully,

(Satish Kumar Singh)
CPIO

&

Deputy Land & Development Officer
Tel. No. 011-2306 1448

Copy to:-

The Deputy L&DO-II, Nirman Bhawan, New Delhi-110011. Since, the Trust pertains to your Office, the RTI application of Shri Naresh Kadyan, is being transferred to you under Section 6(3) of the RTI Act, 2005 with the request to provide the requisite information to the applicant directly. In case, it does not fall under your jurisdiction, it may please be further transferred to the Public Authority closely related to the matter under intimation to the applicant.

CPIO

&

Deputy Land & Development Officer
F. No. 2-25/2013 - PE
Government of India
Ministry of Environment, Forests & Climate Change
Project Elephant Division

Indira Paryavaran Bhavan,
Aliganj, Jor Bagh Road,
New Delhi-110003
Phone No: 24695292

Dated 5th May, 2015

To
The Principal Chief Conservator of Forests (WL)
& Chief Wildlife Warden,
All Elephant Range States

Sub: Public Grievance received from the Shri Abhishek Kadyan -reg.

Sir,

Please find enclosed the Grievance Registration No MOEF/E/2013/00277 dated 29.9.2013 regarding the order passed by Hon’ble Rajasthan High Court (Jaipur Bench) on the Civil Petition (PIL) No. 8987/2006 dated 26.2.2010 regarding Banning Iron "Ankush" for controlling the elephants (Copy enclosed).

2. It is, therefore, requested to take immediate action for implementation and wide publicity of the order passed by Hon’ble High Court.

3. A report on the status and action taken on the matter may be informed to applicant directly under intimation to this Ministry by email projectelephant.moef@gmail.com or by fax 011-24695284 positively.

Yours faithfully,

(R.K. Srivastava)
Inspector General of Forests
(Project Elephant)
Email: igpe-mef@nic.in

Encis: As above.

Copy to: Shri Abhishek Kadyan, C-38, Rose Apartment, Sector 14, Prashant Vihar,
Rohini, Delhi-110085.
Sub: Forwarding the guidelines on Captive Elephants by the Hon'ble High Court of Rajasthan in D.B. (C) W.P.No.(PIL) 8987/2006-Reg.

With reference to the above cited subject, this office has received copy of the Judgment ordered please find enclosed herewith a copy of the Judgment Ordered in D.B.W.P.No.(C)No.8987/2006, Naresh Kumar Kadyan Vs The Chief Secretary, Govt. of Rajasthan & others. A copy of the Judgment is enclosed for your kind information and further necessary action.

In view of the above, it is requested that the matters relating to the cruelty to elephants and the Transportation issues may be followed in letter and spirit as per the guidelines prescribed by the Government of Rajasthan for keeping the elephants in captivity.

It is further informed that whenever the elephant(s) are used in any film, serial, advertisement, ad-film, functions, sports, events, exhibitions, Melas or for any other performance, the owner must apply for registration from the Animal Welfare Board of India under the Performing Animals (Registration) Rules, 2001 (as amended in 2002). The copy of the rules and the application form is available in our website: www.awbi.org.

May I therefore request you to kindly issue a circular to all the Collectors and the concerned authorities directing them to comply with the directions of the Hon'ble High Court of Rajasthan while dealing with the matter related to the elephants in the State of Rajasthan in letter and spirit.

A line of action taken in this regard is highly solicited.

Yours,

(D.RAJASEKAR)

Shri T. Srinivasan, I.A.S
Chief Secretary,
Govt. of Rajasthan
Secretariat
Jaipur – 302 001.
Rajasthan

Encl. as above
Copy to: for information and necessary action please.

1) The Director General of Police, Govt. of Rajasthan for information and with a request to issue a circular to all the Superintendent of Police to comply with the guidelines issued by the Hon'ble High Court of Rajasthan on the matter relating to elephants in letter and spirit.

2) The Principal Chief Conservator of Forests, Govt. of Rajasthan for information and with a request to issue a circular to all the District Forest Officer to comply with the guidelines issued by the Hon'ble High Court of Rajasthan on the matter relating to elephants in letter and spirit.

3) The Chief Wildlife Warden, Department of Forests, Govt. of Rajasthan for information and with a request to issue a circular to all the concerned authorities to comply with the guidelines issued by the Hon'ble High Court of Rajasthan on the matter relating to elephants in letter and spirit.

4) The Secretary, Animal Husbandry Department, Govt. of Rajasthan for information and with a request to issue a circular to all the Deputy Director, Animal Husbandry Department to comply with the guidelines issued by the Hon'ble High Court of Rajasthan on the matter relating to elephants in letter and spirit.

5) The Secretary, Elephant Owners Development Society, Hathi Stand, Amber, Jaipur AWBI for information and to comply with the guidelines issued by the Hon'ble High Court of Rajasthan on the matter relating to elephants in letter and spirit.

6) Chairman, AWBI for information.

Secretary
Circular No.1/2015

Sub: Banning Iron 'Ankush' (Thotti) for controlling the elephants


The Hon'ble High Court, Rajasthan in the reference cited 1st above, has ordered that elephants shall not be controlled by Iron 'Ankush' (Thotti), instead, they may be controlled by wooden "ankush", if required. The Inspector General of Forests (Project Elephant) in reference cited 2nd has requested to take immediate action for the implementation of orders of the Hon'ble High Court in all the State of India.

In the light of the above, all concerned officers are directed to take strict action to enforce the ban of iron 'ankush' to control elephants by creating proper awareness on the matter among staff and public, and stringent legal action in case of violations.

Principal Chief Conservator of Forests (WL) &
Chief Wildlife Warden, Kerala.

To
The PCCF & Head of Forest Force for favour of information
The PCCF(Social Forestry) for favour of information
All CCFs/CFS(Territorial & Wildlife Circles) for information
All DFOs/WLWs/ACFs(Social Forestry) for information & necessary action
Copy to Additional Principal Chief Conservator of Forests (FMIS) for uploading the circular on official Web site of the department.
GOVERNMENT OF ASSAM
OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS:: WILDLIFE::
BASISTHA:: GUWAHATI-29.

No. WL/FG/High Court,(Civil Petition (PIL) No.8987/2006

Dated. 19/05/2015.

To,

(1) The Director, Kaziranga National Park, Bokakhat.
(2) The Field Director, Manas, Tiger Project, Barpeta Road.
(3) All Divisional Forest Officers under (Territorial) & Wildlife wing in Assam.

Sub:- Public Grievance received from Shri Abhishek Kadyan-reg.

Sir,

I am directed to enclose herewith a copy of Judgement order passed by Hon’ble Rajasthan High Court (Jaipur Bench) on the Civil Petition (PIL) No.8987/2006 dated 26.2.2010 received from the Inspector General of Forests (Project Elephant) Govt. of India, New Delhi which is self explanatory for your needful action and request you to take immediate action with intimation to this office.

Encl- as above.

Yours faithfully,

Deputy Conservator of Forests (Enf.)
O/o the Principal Chief Conservator of Forests (WL), Assam.

Copy to : Shri Abhishek Kadyan, C-38, Rose Apartment, Sector 14, Prashant Vihar, Rohini, Delhi-110085.

Deputy Conservator of Forests (Enf.)
O/o the Principal Chief Conservator of Forests (WL), Assam.
GOVERNMENT OF RAJASTHAN
FOREST DEPARTMENT

No. F: 4(9)Forest/2008

Jaipur, dated: 9 APR 2010

Hon'ble High Court of Rajasthan in D.B.(C) W.P.NO. (PIL) 8987/2006 of
Jaresh Kumar Kadyan Vs Chief Secretary, Government of Rajasthan & Ors.
has directed vide their order dated 26.2.10 that the affairs of Elephants may be
managed as per the guidelines framed by the Government (copy enclosed) till
Rules are framed by the Government of Rajasthan. Copy of the guidelines has
also been enclosed along with the order. Therefore, it is necessary that these
guidelines are followed in letter and spirit for keeping the elephants in captivity
and dealing with matters relating to the cruelty to elephants, and their
transportation issues.

Whenever the elephant(s) are used in any film, serial, advertisement, ad-
film, functions, sports, events, exhibitions, Melas or for any other performance,
the owner must apply for registration from the Animal Welfare Board of India
under the Performing Animals (Registration) Rules, 2001 (as amended in 2003).
copy of the rules and the application form is available on website:
www.awbi.org.

All the concerning authorities must ensure compliance with the directions
of the Hon'ble High Court of Rajasthan while dealing with the matters relating
to the elephants in the State of the Rajasthan in letter and spirit.

Set
(B.L.Arya)
Pr. Secretary to the Government

Copy to the following for information and necessary action:-
1. Dr. D.Rajasekar, Secretary, Animal Welfare Board of India with
3. Pr. Chief Conservator of Forests & Chief Wildlife Warden, Rajasthan,
   Jaipur.
4. All Chief Conservators of Forests
5. All Collectors
6. Guard file

Pr. Secretary to the Government
Office the Pr.Chief Conservator of Forests & Chief Wildlife Warden; Rajasthan, Jaipur.

No.F( ) Tech/CWLW/2010/

Dated:

Circular

In pursuance of Hon’ble High Court of Rajasthan’s order dated 26.2.2010 in DB Civil W.P. No.(PIL) 8987/2006, Naresh Kumar Kadayen V/s. Chief Secretary of Rajasthan & Ors, Government has issued a circular No.F.4(9) Forest/2008 dated 19th April, 2010 (copy enclosed) to all concerning Authorities to ensure compliance with the directions of the Hon’ble High Court of Rajasthan’s order while dealing with the matters relating to the captive elephants in the state of Rajasthan in letter and spirit.

Encl: (i) Copy of guidelines regarding up keep of captive elephants
(ii) Hon’ble High Court of Rajasthan order dated 26.2.2010
(iii) Govt. circular No.F.4(9) Forest/2008 dated 19th April, 2010

Pr. Chief Conservator of Forests & Chief Wildlife Warden

Dated: 21.5.2010

Copy to the following for information:
(1) Pr. Secretary (Forests), Govt. of Rajasthan, Jaipur.
(2) Dr. D. Raj Sekhar, Secretary, AWBI, New Delhi.
(3) To .................................................................

for compliance & necessary action.

Pr. Chief Conservator of Forests & Chief Wildlife Warden
Rajasthan, Jaipur.
AMENDED CAUSE TITLE

IN THE HIGH COURT JUDICATURE FOR RAJASTHAN JAIPUR
BENCH AT JAIPUR.

B.B. CIVIL WRIT PETITION (PIL) No. 8937/2006

Naresh Kumar Kadyan son of Shri Om Prakashji Kadyan, aged about 46 years, resident of Haryana, C/o 153-G, Tiger House, Jadaun Nagara, Jaipur-302018.

Petitioner

Versus

1. The Chief Secretary, Government of Rajasthan, Central Secretariat, Jaipur

2. The Principal Chief Conservator of Forest, Rajasthan Vaniki Path, Van Bhawan, Jaipur.

3. Chief Wild Life Warden & Chief Conservator of Forest, Vaniki Path, Van Bhawan, Jaipur.

4. The Director General of Police, Rajasthan, Jaipur.

5. Elephant Owners Development Society having its Registered Office at Hathi Stand Amber, Jaipur through its President Hazi Abdul son of Late ShriMohmood Khan, aged about 70 years, resident of B-38, Amritpur Ghatgate, Jaipur.

6. People for the Ethical Treatment of Animals through its Chief Functionary Anuradha Sawhney, P.O. Box 28260, Juhu Mumbai-400 049.

...Respondents
IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
JAIPUR BENCH, JAIPUR
JUDGMENT

DB Civil Writ Petition (PIL) No. 8987/2006
Naresh Kumar Kadyan Vs The Chief Secretary, Government of Rajasthan & others
26.02.2010

Hon'ble the Chief Justice Mr Jagdish Bhalla
Hon'ble Mr Justice MN Bhandari

Mr Ajay Kumar Jain - for petitioner
Mr SN Kumawat, Addl Adv General for the State
Mr Raj Panjwani, Sr Advocate with Mr Kapil Prakash
Ms Shefali Sharma –
Mr RK Mathur
Mr SC Goyal - for respondents

BY THE COURT:

With consent of the parties, the matter has been heard finally.

It is submitted that pursuant to the orders passed by this Court, the Government of Rajasthan has framed Guidelines.
All the parties concerned have shown their satisfaction towards Guidelines issued in the interest of elephants. It is prayed that till the Rules are framed, elephants may be managed as per the Guidelines issued by the Government. It is further submitted that issue of ownership of elephants is pending consideration before the competent authority under Wild Life (Protection) Act thus aforesaid issue may be decided by the concerned competent authority.

It isLastly urged that elephants may not be controlled by iron "ankush" but they may be controlled by wooden "ankush", if required.

In view of submissions made by learned counsel for the parties, we dispose of the present PIL with the directions that till the Rules are framed by the Government of Rajasthan, the affairs of elephants may be managed as per the guidelines so framed by the Government and our order is in consonance to the guidelines issued for its compliance.

So far as issue of ownership of elephants is concerned, since separate action has already been initiated by the Government, it would be open for them to decide the issue as per the provisions of the Act.
It is ordered that elephants shall not be controlled by iron "ankush", instead, they may be controlled by wooden "ankush", if required.

(MN Bhandari) J

(Jagdish Bhal) CJ

bnsharma