



**ANIMAL WELFARE BOARD OF INDIA**

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

No.9-3/2021-22/PCA

Date: 16.06.2021

To

- 1.The District Collector,  
Collectorate office, Raj Nagar,  
Ghaziabad-201001, Email: [dmgha@nic.in](mailto:dmgha@nic.in)
- 2.The Superintendent of Police,  
Chotti Bzaria, Madhupor,  
Ghaziabad-201009, Email: [sspgzb-up@nic.in](mailto:sspgzb-up@nic.in)

**Subject: Alleged complaint regarding illegal confiscation of pet dog –  
Regarding.**

**Ref: Email dated 31.05.2021 received from Shri Tushar Gupta.**

Sir,

With reference to the above cited subject, it is brought to the notice of the Board through an email by Shri Tushar Gupta stating that an illegal and unauthorized act of trespassing, theft and confiscation of my pet dog by private individual Ms. Achla Malik came to my house in my absence without warrant or letter from any court or magistrate and confiscated my pets after intimidating and threatening my help. It has been two weeks and I have no knowledge of where they are and if they are even alive. A copy of the email is attached which is self-explanatory.

2. The Cruelty to animals is an offense under Section 3, Section 11(1) of the Prevention of Cruelty to Animals Act, 1960.

3. The Hon'ble Supreme Court had directed to take action against the erring officials as per the Para 77 of the S.L.P. No.(C) 11686 of 2007, Animal Welfare Board of India Vs A.Nagaraja & Others and the department of Personnel and Training, Ministry of Personnel, Public Grievances and Pension had issued guidelines vide F.No.30/9/2006-Welfare dated 26.5.2006 to take action against such personnel violating the laws. The copies of the same is attached herewith for your information.

4. The Board vides its letter dated 13.03.2020(copy enclosed) to the District Collector, Municipal Corporation and Superintendent of Police of all the States/UTs that the Board is authorizing the officials of the concerned state Animal welfare Board/Forest Department/District Administration/Police Department/Animal Husbandry Department/Animal/Honorary Animal Welfare Officer(State/legal/District) to carry out such inspection related to the complaints on animal cruelty. The Board does not authorize any other organizations/persons. The copies of the same is attached for your information.

5. Recently, the Board vides its letter dated 15.06.2021(copy enclosed) has requested to the Chief Secretary and Director General of Police of all States/UTs to kindly issue necessary direction to the erring officials to properly implement the provision of Prevention of Cruelty to Animals (Care and Maintenance of case property Animals) Rules, 2017. Also, no unnecessary seizure on frivolous complaint

may be made from the houses/residences of the citizens unless concerned police officials think that an offence under PCA, Act, 1960.

6. It is therefore requested to direct the concerned authorities to properly investigate the matter and take appropriate action as per the law. It is a gross violation of the Animal Welfare Board Norms and Law of the land which provide the procedure. A copy of the action taken report be forwarded to the Board within fifteen days from the receipt of this letter.

**Kindly treat this as most urgent.**

Yours sincerely,



(Dr. S.K. Dutta)  
Secretary

Copy to:

1. Director, Directorate of Animal Husbandry, Badshahbagh, H/22, Gokaran Nath Rd, Babujanj, Hasanganj, Lucknow, Uttar Pradesh-226007. E-mail: [dir-ah.up@nic.in](mailto:dir-ah.up@nic.in) [directorahd@yahoo.com](mailto:directorahd@yahoo.com)
2. Shri Tushar Gupta, Email: [tushargupta.7778@gmail.com](mailto:tushargupta.7778@gmail.com)