

**DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD**

Post-Graduate Diploma in Animal Protection Laws (Batch 2020 – 2021)

Take Home – Annual Examination (June, 2021)

Paper III – 1.3. Laws relating to Cruelty to Animals

TOTAL MARKS: 100

INSTRUCTIONS TO CANDIDATES

- a) Read the instructions for Take Home Examination carefully and adhere to the same.
 - b) *Please mention your name, ID No., subject name and total number of pages on the Answer Sheet.*
 - c) *Clearly indicate the question numbers while answering them.*
 - d) *Answer all the four questions and each question carries 25 marks.*
 - e) *The word limit for each question : 750 – 1000 words.*
 - f) *All the candidates are required to submit only word / Pdf files containing the typed answers.*
 - g) *All papers will be uploaded on Turn-it-in for plagiarism check. Any paper with more than 15% similarity will be considered to be plagiarized attracting necessary action by the University.*
 - h) *Since this is a take home exam, we expect your answers to be analytical rather than straight answers.*
 - i) Copying from any source including from other students is strictly prohibited. Plagiarism is considered as a serious academic mis-conduct and the University will take action as it deems fit.
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1. Ms. Alpha, a cat lover is planning to adopt a kitten in her family. She already has a cat and wants another cat so that both can provide companionship to each other. She looks out for Facebook pages that are used for posting adoption calls. She comes across this page called "Asgard City Animal Lovers" that regularly posts adoption calls for pets in the city of Asgard located in India. Alpha finds a black kitten "Bronx" particularly adorable and writes to the owner Ms. Beta for adoption. Ms. Beta responds by saying that the cat has already been adopted by Mr. Gamma, however, Mr. Gamma is unhappy with the cat's ownership and would be returning it to Ms. Beta on the next day. Ms. Alpha called Ms. Beta the next day to follow up on the adoption when Ms. Beta informed her that "Bronx" is dead and that Mr. Gamma killed Bronx because Ms. Beta refused to visit Mr. Gamma in his residence alone to receive the cat. Upon enquiring from Ms. Beta, Ms. Alpha found out that Mr. Gamma has been harassing her on phone regularly and that many other adopters have faced the same issue with him. Ms. Beta has now shared many pictures of Mr. Gamma cruelly treating Bronx after she refused to visit him in his residence and insisted on meeting at a public place. The pictures show that Bronx's tail has been cut off and of Mr. Gamma squeezing the cat too hard. Similar pictures of Mr. Gamma treating adopted animals cruelly and eventually killing them has been posted on the Asgard City Animal Lovers group. Mr. Gamma has responded to some of the posts saying that cats are considered to be an omen in his culture, that it is his duty to harm all cats and that he has a right to culture and religion as a citizen of India. Ms. Alpha decides to act upon this incidence and has approached you for advice. Advise Ms. Alpha on the basis of your reading of course material and lectures attended.
2. Exotic species are not covered under the protection of The Wildlife Protection Act, 1972. A recent advisory by the Ministry of Environment, Forest and Climate Change mandates

voluntary disclosure by importer and no-objection certificate that needs to be obtained from Chief Wildlife Warden. Write a note on the effectiveness of the MOEFCC advisory and the need for an amendment to The Wildlife Protection Act, 1972 to include exotic animals in its schedules.

3. Discuss the contribution of the Punjab & Haryana High Court in *Karnail Singh and Ors. vs. State of Haryana* (2019) 195 PLR 226 in advancing the law of transport of animals within the framework of the Indian Constitution.
4. “There have been numerous instances where pet shops have been raided for non-compliance with relevant rules and regulations. Laws designed to protect India’s birds are well intentioned but rarely enforced and there is a clandestine network of extremely well-organized individuals, from pet-store owners to other dubious sellers.” In light of the above statement, write a note on the enforcement of Pet Shop Laws in India.