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IN THE HIGH COURT OF BOMBAY AT GOA
MISC. CIVIL APPLICATION NO.1123 OF 2024 (F)
IN
WRIT PETITION NO. 216 OF 2024

THE DIRECTOR OF ANIMAL HUSBANDRY
AND VETERINARY SERVICES ... APPLICANT
Versus
KABIR GAMA ROY AND 5 ORS ... RESPONDENTS

Mr. D.J. Pangam, Advocate General with Mr. Shubham Priolkar,
Additional Government Advocate for the Applicant.

Mr. Neelesh Takkekar, Advocate for the Respondent.

**CORAM:- VALMIKI MENEZES AND
NIVEDITA MEHTA,J J.**

DATED :- 08th August, 2025

P.C.:

1. The parties to this petition have filed pursis seeking speaking to minutes of order in invitum. The same is taken on record and is incorporated herein:

A.) The parties to the present application agree that the bye-laws of North and South Goa Societies will be modified/amendment by following the necessary procedure as per law by incorporating only a specific provision which states that the members of respective societies shall be appointed through election process in terms of Rule 3 sub rule 2(i) of The Prevention of Cruelty to Animals (Establishment and Regulation of Societies for Prevention of Cruelty to Animals) Rules, 2001.

B.) The necessary election for the post of 2 members of the respective North and South Goa Societies shall be carried out by following an election programme within a period of 30 days from the date of order passed disposing the present application and such elected member shall accordingly be inducted/included in respective societies.

C.) The amendment to byelaws shall be proposed before the General Body, suitable amendment to the byelaws shall be brought in force by following the due process of law.

D.) The working of present managing committee shall not be disturbed and the said committee will continue to operate for the relevant term. The new members shall however be inducted after being duly elected.

2. Proposed amendments are as under:

For South Goa, DSPCA

*1) Before Clause 9 (a) of the Bye-laws the following shall be added:
The managing committee of the SPCA shall consist of the following members:*

1.	<i>District Collector (South)</i>	<i>Chairman</i>
2.	<i>Additional Collector (South)</i>	<i>Vice Chairman</i>
3.	<i>Superintendent of Police (South)</i>	<i>Ex-officio member</i>
4.	<i>District Deputy Director Animal Husbandry & Veterinary Services, South Goa</i>	<i>Member Secretary</i>
5.	<i>Chief Executive Officer, Margao</i>	<i>Ex-officio member</i>

	<i>Municipal Corporation</i>	
6.	<i>2 Members representing Animal Welfare Organisations which are actively involved in the work of prevention of cruelty to animal from within the district.</i>	<i>Nominated Members</i>
7.	<i>Dy Director of Panchayat (South)</i>	<i>Ex-officio member</i>
8.	<i>District Assistant Director, Animal Husbandry. (South)</i>	<i>Executive Secretary</i>
9.	<i>District Education Officer. (South)</i>	<i>Ex-officio member</i>
10.	<i>District Transport Officer. (South)</i>	<i>Ex-officio member</i>
11.	<i>1 Representative of the State Animal Welfare Board</i>	<i>Nominated Member</i>
12.	<i>2 prominent persons concerned with animal welfare to be nominated by the Management Committee.</i>	<i>Nominated Member</i>
13.	<i>2 Members shall be persons elected by the General Body of members of the Society.</i>	<i>Elected Members</i>

2. *Clause 9 (b) of the Bye-laws shall be amended as under:*

“The term of office for the Management Committee Members shall be 3 years or till the period of New Management Committee is constituted. The elections of the 2 members to the New Management Committee, from the general body of the society should take place and the results are to be declared 1 month prior to the expiry of the term of the Management Committee. The list of Members of the New Management Committee has to be sent to the State Government to be notified in the Official Gazette 15 days prior to the expiry of the term of the Management Committee.”

For North Goa, DSPCA

1. *Before Clause 9 (a) of the Bye-laws the following shall be added:*

The managing committee of the SPCA shall consist of the following members:

1.	<i>District Collector (North)</i>	<i>Chairman</i>
2.	<i>Additional Collector (North)</i>	<i>Vice Chairman</i>
3.	<i>Superintendent of Police (North)</i>	<i>Ex-officio member</i>
4.	<i>District Deputy Director Animal Husbandry & Veterinary Services, North Goa</i>	<i>Member Secretary</i>
5.	<i>Commissioner of Corporation of City of Panaji</i>	<i>Ex-officio member</i>
6.	<i>2 Members representing Animal Welfare Organisations which are actively involved in the work of prevention of cruelty to animal from within the district.</i>	<i>Nominated Members</i>
7.	<i>Dy Director of Panchayat (North)</i>	<i>Ex-officio member</i>
8.	<i>District Assistant Director, Animal Husbandry. (North)</i>	<i>Executive Secretary</i>
9.	<i>District Education Officer. (North)</i>	<i>Ex-officio member</i>
10.	<i>District Transport Officer. (North)</i>	<i>Ex-officio member</i>
11.	<i>1 Representative of the State Animal Welfare Board</i>	<i>Nominated Member</i>
12.	<i>2 prominent persons concerned with animal welfare to be nominated by the Management Committee.</i>	<i>Nominated Member</i>
13.	<i>2 Members shall be persons elected by the General Body of members of the Society.</i>	<i>Elected Members</i>

2. *Clause 9 (b) of the Bye-laws shall be amended as under:*

“The term of office for the Management Committee Members shall be 3 years or till the period of New Management Committee is constituted. The

elections of the 2 members to the New Management Committee, from the general body of the society should take place and the results are to be declared 1 month prior to the expiry of the term of the Management Committee. The list of Members of the New Management Committee has to be sent to the State Government to be notified in the Official Gazette 15 days prior to the expiry of the term of the Management Committee.”

3. The minutes of the order which are reproduced above shall form part of the present order which disposes of the MCA in Writ Petition No.216 of 2024. The parties shall adhere to the timeline stated in the minutes of the order, which shall form an integral part of this order disposing of the application.

4. The application stands disposed of accordingly.

NIVEDITA MEHTA,J

VALMIKI MENEZES, J.