

**BEFORE THE JUVENILE JUSTICE BOARD, LUDHIANA
PRESIDED OVER BY ANOOP SINGH (UID NO.PB0364), PCS,
PRINCIPAL MAGISTRATE.**

State

Versus

Minor X S/o Ram Singh, R/o Raikot, Jalal diwal, District Ludhiana

(In consonance with Section 74 JJ Act, 2015 Juvenile is named X)

FIR No.38, dt.21.04.2023

u/S 22 and 25 of NDPS Act.

PS Sadar Raikot, Ludhiana

Quorum: Anoop Singh, PCS, PMJJB.
Dr. Kamaljeet Kaur, Member, JJB, Ludhiana.

Present:- Sh. Ajay Singla, APP for the State.
Juvenile X represented by Ms. Anu Gautam, Advocate.

ORDER

Heard on the regular bail application filed juvenile X son of Ram Singh, R/o of Raikot, Jaladiwala, Ludhiana. The juvenile has been accused of commission of offences punishable u/S 22 and 25 NDPS Act as he was allegedly apprehended with intoxicating tablets on a motorcycle along with co-accused. A total of 750 intoxicating tablets in loose form were recovered from the conscious possession of the juvenile and his co-accused. Earlier also bail application filed by the juvenile was decided on 03.05.2023 and it was dismissed by the Board for recorded reasons therein the order dt.03.05.2023. Further the juvenile X was ordered to be released on interim bail by the court of Sh. Shatin Goyal, Ld. ASJ, Ludhiana dt.01.06.2023 in CRA/495/2023 and the bail was

allowed on interim basis with the direction to the Juvenile Justice Board, Ludhiana to consider the regular bail plea of the juvenile after the receipt of the chemical examiner report.

2. Now as the matter record, chemical examiner report has been received in this case which is dt.09.06.2023 of the office of RTFSL Ludhiana. Henceforth the regular bail plea of the juvenile is considered accordingly.

3. On 24.04.2023 juvenile X was found to be a person being less than 18 years of age on the basis of documentary age proof submitted by him and there is no separate need for undertaking any such age determination proceedings again. In the RTFSL report the finding recorded by the chemical examiner would reveal that there are traces of Alprazolam, Etizolam and Clonazepam which are banned substances being intoxicant and addictive in nature. Prima facie it can be opined that the juvenile was found in conscious possession of banned substances whose possession is impermissible under the NDPS Act except with the licence. The challan in the instant case already stands presented by the police and the matter relating to guilt or innocence of the juvenile is now a matter of open inquiry to be conducted by the Board. No useful purpose would be served by sending the juvenile in detention as it would be contrary to the spirit of the order dt.01.06.2023 passed by the court of Ld. ASJ, Ludhiana as the Ld. Court had considered release of the juvenile from the detention home during the nascent stage of the investigation. Accordingly,

the considering the Social Investigation Report and the Social Background Report of the juvenile, his social antecedent and past criminal conduct of the juvenile he is allowed to be released on regular bail subject to furnishing of personal bond in the sum of Rs.50,000/- with one surety in the like amount. Bail bonds furnished vide order dt.01.06.2023 are considered to be sufficient compliance of the bail conditions imposed by the board in order to avoid any doubling of the proceeding and in order to avoid doubling of entries.

Accordingly, the application stands allowed and disposed off. Papers be attached with main file. Now to come upon on 25.09.2023 for proceeding in the main file.

Pronounced in open court:

Dated: 13.09.2023

Dr. Kamaljeet Kaur
Member, JJB, Ludhiana

(directly dictated on computer)

(Anoop Singh),
Principal Magistrate,
Juvenile Justice
Board Ludhiana.
(UID No.PB0364)