

HIGH COURT OF ANDHRA PRADESH::AT AMARAVATI

MAIN CASE No.CrI.A.No.740 of 2019

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
12.	08.04.2026	<p><u>KSR,J & AHHS,J</u> <i>(per Hon'ble Sri Justice K.Suresh Reddy)</i></p> <p style="text-align: center;"><u>I.A.No.02 of 2025</u></p> <p>The present application is filed by the petitioner / appellant under section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 r/w Section 9 (2) of the Juvenile Justice (Care and Protection of Children) Act, 2015, seeking to declare the petitioner / appellant as a juvenile in conflict with law.</p> <p>The learned counsel for the petitioner contended that the date of birth of the petitioner was 20.10.1997 and as such he is a juvenile as on the date of the offence.</p> <p>On 15.12.2025, when this interlocutory application is listed for hearing, this Court passed orders directing the concerned Juvenile Justice Board to cause inquiry whether the petitioner / appellant is a Juvenile as on the date of offence or not and submit the report before this Court.</p> <p>Pursuant to the said order, the Juvenile Justice Board conducted inquiry and submitted its report dated 23.03.2026 through the concerned Principal District Judge. After conducting inquiry, the Juvenile Justice came to the conclusion that the petitioner was aged 18 years 5 months 24 days as on the date of the commission of the offence. The Board also expressed that there are two dates of birth pertaining to the</p>	Contd.,

08.04.2026	<p>petitioner. In the Primary School, the date of birth was mentioned as 09.02.1997 where as in the High School his date of birth was shown as 20.10.1997. The Juvenile Justice Board has taken into consideration the date of birth entered in the Primary School as per the provisions of Section 94 of the Juvenile Justice (Care and Protection of Children) Act, 2015.</p> <p>In view of the report submitted by the Juvenile Justice Board and as per the provisions of the Section 94 (3) of the Juvenile Justice (Care and Protection of Children) Act, 2015, the aged determined by the Board shall be the true age.</p> <p>In view of the above report, we are not inclined to declare the petitioner as juvenile as on the date of the offence in view of the report submitted by the Juvenile Justice Board.</p> <p>Accordingly, in the above observation, I.A.No.02 of 2025 is closed.</p> <p style="text-align: right;"><u>K.SURESH REDDY,J</u></p> <p style="text-align: right;"><u>A.HARI HARANADHA SARMA,J</u></p> <p>GRL</p>	
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