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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 7379/2022**

SUNIL KUMAR RAI

..... Petitioner

Through: Mr. S. S. Pandey, Advocate.

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Mr. Anshuman, Sr. Panel Counsel.

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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07.12.2022

1. Pursuant to the order dated 02.08.2022, learned counsel for the petitioner submits that the Judgement passed by the Hon'ble Supreme Court in the case of *State of Rajasthan & Ors. Vs. Chetan Jeff: AIR 2022 Supreme Court 2274* is not applicable for the reason that on the date of alleged offence against the petitioner when the FIR was lodged, he was a minor. Thus the petitioner has a strong case in his favour.
2. Counsel appearing on behalf of the respondents seeks time to take instructions that whether on the date of offence, the petitioner was minor or not.
3. Let an affidavit in relation thereto be placed on record by the respondents within four weeks.
4. Re-notify on 18.04.2023.

SURESH KUMAR KAIT, J

NEENA BANSAL KRISHNA, J

DECEMBER 7, 2022/PA