

GAHC010025552018



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Crl.)/116/2018

NAWAS SARIF
S/O- MD. ALIMUDDIN, R/O- IRONG KHUNAO, P.S. LILONG, DIST-
THOUBAL, MANIPUR
VERSUS

UNION OF INDIA
REP. BY NCB

Advocate for the Petitioner : MS. S K NARGIS

Advocate for the Respondent : SC, NCB

Linked Case : Crl.A./405/2017

NAWAS SARIF
S/O MD. ALIMUDDIN
R/O IRONG KHUNAO
P.S. LILONG
DIST. THOUBAL
MANIPUR

VERSUS

UNION OF INDIA
REPRESENTED BY NCB

Advocate for : MS.N DAS
Advocate for : SC
NCB appearing for UNION OF INDIA

BEFORE
HON'BLE MR. JUSTICE N. KOTISWAR SINGH
HON'BLE MR. JUSTICE SOUMITRA SAIKIA

:: O R D E R ::

25.01.2021

[N. Kotiswar Singh, J]

Heard Mr. A. Ahmed, learned counsel assisted by Ms. S. K. Nargis, learned counsel for the applicant/appellant. Also heard Mr. S.C. Keyal, learned Standing Counsel, NCB.

In view of the finding returned by the learned Additional Sessions Judge No. 1, Kamrup (Metro), Guwahati that the appellant, Md. Nawas Sarif was **major in age** on the date of the incident on the basis of ossification test, which has been seriously objected by the appellant, we are of the view that this issue requires further examination with reference to the merit of the case.

Accordingly, we decide to hear the matter on merit by keeping this issue of juvenility open.

Though paper book has not been prepared, it has been submitted at the Bar that all the parties are ready for hearing.

Accordingly, as agreed by the parties, list these matters again on 02.02.2021 for hearing.

JUDGE

JUDGE

Comparing Assistant