

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION (AGAINST ORDER PASSED BY
SUBORDINATE COURT) NO. 1238 of 2026**

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IRSHAD BILAL DAMRI

Versus

STATE OF GUJARAT

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Appearance:

MR. ALTAF Y CHARKHA(7271) for the Applicant(s) No. 1

MR PRANAV DHAGAT APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MS. JUSTICE GITA GOPI****Date : 29/04/2026****ORDER**

1. The judgment and order of the Juvenile Justice Board Godhra (JJB) dated 04.06.2024 observes against the Child in conflict with law (CCL) that about six cases got registered against the CCL in the year 2018, 2021 and 2022 and therefore, considering the criminal antecedent no benefit of probation was granted. The learned JJB has observed about registrations of the cases under section 307, 323 and 324, the order of the JJB has been confirmed the Children's Court on 06.04.2026 in Criminal Appeal No.90 of 2024.

2. Heard learned advocates appearing for the parties. Advocate Mr. Altaf Y. Charkha for the applicant stated that the prayer has been made for staying of execution, implementation and further operation of both the orders, referred herein above.

3. Learned APP has referred to the case and observations made by the JJB as well as the appellate Court and has

submitted that the applicant CCL requires correction so that the institutional development would enable him to reflect upon his own offences and he may introspect to lead a peaceful life and, thus, learned APP submitted that no prayer of staying the implementation of the order of the JJB and the appellate Court be granted.

4. Having considered the fact that there has been six offences registered against the CCL and benefit of probation has not been granted, the order passed by the JJB under section 18(1)(g) of the J.J. Act, 2015 be put in force and thus, the CCL, who has now become major is ordered to comply the order under section 18(1)(g), which reads as under:

“(g) direct the child to be sent to a special home, for such period, not exceeding three years, as it thinks fit, for providing reformatory services including education, skill development, counselling, behaviour modification therapy, and psychiatric support during the period of stay in the special home:

Provided that if the conduct and behaviour of the child has been such that, it would not be in the child's interest, or in the interest of other children housed in a special home, the Board may send such child to the place of safety.”

5. Since the order is for reformation, which includes improving his education, his skill development, counselling, and behaviour therapy as well as psychiatric support, the order passed is in his best interest, the Court does not find any necessity to stay the order. **Rule.**

(GITA GOPI,J)