

Court No. - 71

Case :- CRIMINAL APPEAL No. - 2307 of 1982

Appellant :- Pandit Alias Sunil Kr.

Respondent :- State Of U.P.And Others

Counsel for Appellant :- Rajeshji Verma,Amarendra Singh Verma,Lav Srivastava,Rajeshji Verma,Ranjay Kumar,V.P.Srivastava

Counsel for Respondent :- A.G.A

Hon'ble Samit Gopal,J.

Sri Ranjay Kumar, learned counsel for the appellant and Sri Bade Lal Bind, learned counsel for the State are present.

The appellant was granted bail vide order dated 20.09.1982. The paper-book of the case is ready as per the office report dated 19.12.2006.

Learned counsel for the appellant while placing paragraph 5 of the affidavit in support of Criminal Misc. Application No. 1 of 2018 dated 10.09.2017 argued that the incident in the present matter is of 01st February, 1982 and the appellant at the time of incident was aged about 17 years and 08 months according to the High School mark-sheet in which his date of birth is mentioned as 01.06.1964, the copy of the same has been placed before the Court which is annexed as Annexure-1 at page 10 to the said affidavit. It is argued that the appellant was a juvenile on the day of incident and is entitled to claim juvenility.

Learned counsel for the State may file a counter affidavit to the said application supported by an affidavit within a period of one month. Two weeks thereafter is granted to file rebuttal to the same.

Let the matter be listed on **11.07.2022**.

Order Date :- 16.5.2022

AS Rathore

(Samit Gopal,J.)