

ITEM NO.75
N II

COURT NO.10

SECTION

S U P R E M E C O U R T O F
RECORD OF PROCEEDINGS

I N D I A

CRLMP Nos. 857 & 859/2015 in Criminal Appeal
62/2006

No(s). 6

SURENDRA PAL & ORS.
Appellant(s)

Appell

VERSUS

STATE OF U.P. & ANR. Respondent(s)
(For raising issue of juvenility and exemption from filing O.T.
and office report)

Date : 11/05/2015 These petitions were called on
for hearing today.

CORAM : HON'BLE MR. JUSTICE V. GOPALA GOWDA
HON'BLE MR. JUSTICE C. NAGAPPAN

For Appellant(s) Mr. Balaji Srinivasan, Adv. (A.C)

For Respondent(s) Mr. Ratnakar Dash, Sr. Adv.
Mr. Abhish Kumar, Adv.
Mr. Vaibhav Yadav, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Learned counsel for the applicant/appellant
submits that the applicant was a 'juvenile/minor' on the
date of incident.

In order to verify the veracity of the submission made
by the learned counsel for the applicant, at t
he first

instance, an appropriate enquiry requires to be made by the
learned District Judge as envisaged under the provisions of
Section 12 of the Juvenile Justice (Care and Protection of
Children) Act, 2000 (for short, 'the Act") and Rules framed

Signature Not Verified

thereunder.

Digitally signed by
Sushil Kumar Rakheja

Date: 2015.05.12

16:13:40 IST

Reason:

ontd. 2..

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In view of the above, we direct the learned
jurisdictional District Judge to enquire and confirm the date
of birth of the applicant as envisaged under the Act and
submit his report as expeditiously as possible, at any rate,
within the outer limit of eight weeks from the date of receipt
of a copy of this Order.

The Superintendent, Central Jail, Agra, U.P., is directed to forward a copy of the certificate of the Chief Medical Officer, District Medical Board Agra to the learned jurisdictional District Judge for his consideration. Learned jurisdictional District Judge is also directed to inform the complainant in the proceedings.

Parties are at liberty to adduce evidence in support of their claim and counter claim.

The District Legal Services Authority to provide legal assistance to the applicant.

The Registry is directed to send a copy of this Court's Order to the learned District Judge, the Superintendent, Central Jail, Agra and also Member Secretary of the District Legal Services Authority, Agra for appropriate action.

List the matter after receipt of the report from the learned District Judge.

(S. K. RAKHEJA)
COURT MASTER

(MALA KUMARI SHARMA)
COURT MASTER