

CRLMP. 5033/2015 in Petition(s) for Special Leave to Appeal (Crl.)
No(s). 6057/2004

(Arising out of impugned final judgment and order dated 21/04/2003
in CRLA No. 1472/1997 passed by the High Court Of Judicature at
Allahabad)

JITENDRA CHAKWA & ORS.

Petitioner(s)

VERSUS

STATE OF U.P.

Respondent(s)

(for directions/juvenility and office report)

Date : 19/09/2016 This application was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V. GOPALA GOWDA

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s)

Mr. Balraj Dewan, Adv.(AC)

For Respondent(s) Mr. R.K. Dash, Sr. Adv.

Mr. Atif, Adv.

Mr. Abhishth Kumar, Adv.

UPON hearing the counsel the Court made the following

O R D E R

The issue of juvenility of the accused-applicant
Ajit S/o Ranveer Singh, is raised in this application
under the provisions of Juvenile Justice (Care and
Protection of Children) Act, 2015, read with relevant
rules framed thereunder by producing School

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Certificate/School Register and Transfer Certificate at
Annexure A-1, genuineness of which is seriously
disputed by Mr. R.K. Dash, learned senior counsel
appearing for the State by placing reliance on the
judgment passed by this Court in the case of Abuzar
Hossain @ Gulam Hossain v. State of West Bengal, (2012)
10 SCC 489. Since the genuineness of the documents
produced are required to be examined, we direct the
learned Xth Additional Sessions Judge, Meerut, which
has tried the case and rendered the judgment in the
matter, to conduct inquiry as to the age of the
accused-applicant and genuineness of the documents and
submit a detailed report after affording reasonable
opportunity to the accused-applicant as well as the
State and taking into consideration the judgment of
this Court referred to supra, upon which the reliance
is placed by Mr. Dash, learned senior counsel appearing
for the State. Parties are directed to appear before
the learned Xth Additional Sessions Judge, Meerut on
7 th

November, 2016 for the purpose. The report of the
learned Xth Additional Sessions Judge, Meerut shall be
submitted within eight weeks from the date of first
appearance of the parties before it.

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Copy of this order shall be given to the
accused-applicants counsel to submit to the Xth
Additional Sessions Judge, Meerut.
List immediately after the receipt of the report
from the Xth Additional Sessions Judge, Meerut.

(VINOD KUMAR JHA)

AR-CUM-PS (MALA KUMARI SHARMA)

COURT MASTER