

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 366 OF 2014  
(Arising out of S.L.P.(Crl.) No. 2515 of 2013)

|Shahid Ali Beg |.. Appellant(s) |

Versus

|State of Uttar Pradesh |.. Respondent(s) |  
|And Anr. | |

O R D E R

1. Leave granted.

2. This appeal is directed against the judgment and order passed by the High Court of judicature at Allahabad, Bench at Lucknow in Criminal Revision No. 402 of 2012 dated 19.02.2013 whereby the High Court had affirmed the judgment and order passed by the Trial Court and come to conclusion that the appellant was not a juvenile on the date of the incident as envisaged under the Juvenile Justice (Care and Protections of Children) Act, 2007 (for short 'the Act')

3. During the pendency of this special leave petition we had directed the learned District and Sessions Judge, Lucknow to hold an appropriate enquiry as required under the provisions of the Act and submit his report before us.

4. Pursuant to the directions so issued the learned District Judge after holding an enquiry has submitted its report dated

24.12.2013. In the said report he had confirmed the date of birth of the accused as 12.02.1992, and has specifically stated that on the date of the incident the appellant was a juvenile as envisaged under the Act and the Rules framed thereunder. We take on record the report of the learned Additional Sessions Judge, Lucknow.

5. In the result, we allow this appeal and set aside the judgment and order passed by the High Court.

6. The Crl. Appeal is disposed of accordingly.

Ordered accordingly.

.....J.  
[ H.L. DATTU ]

.....J.  
[ S.A. BOBDE ]

NEW DELHI,  
FEBRUARY 07, 2014.

Petition(s) for Special Leave to Appeal (Cr1) No(s).2515/2013

(From the judgement and order dated 19/02/2013 in CRLR No.402/2012, of  
The HIGH COURT OF JUDICATURE AT ALLAHABAD, BENCH AT LUCKNOW)

SHAHID ALI BEG Petitioner(s)

VERSUS

STATE OF U.P.& ANR Respondent(s)

(With appln(s) for stay,exemption from filing O.T. and office report )

Date: 07/02/2014 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU  
HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Mr. Altaf Ahmad, Sr. adv.  
Mr. Shakil Ahmed Syed,Adv.  
Mr. Parvez Dabas, Adv.  
Mr. Milan Laskar, Adv.  
Mr. Mir Imtiyaz, Adv.

For Respondent(s) Mr. Gaurav Bhatia, AAG

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

Leave granted.

The appeal is disposed of in terms of the signed order.

| [ Charanjeet Kaur ] | | [ Vinod Kulvi ] |  
|Court Master | |Asstt. Registrar |

[ Signed order is placed on the file ]

