

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.)...../2004

(Crl.M.P. No.6222/2004)

(From the judgement and order dated 21/11/2002 in CRLR No.1800/2001

of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

STATE OF HARYANA

Petitioner(s)

VERSUS

SANJEEV KUMAR

Respondent(s)

(With Crl.M.P. No.6222/2004 - for c/delay in filing SLP and office report)

With S.L.P. (Crl.) No.4689 of 2004

(With office report)

Date: 08/08/2005 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL

HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner(s)

Mr. Manjeet Singh,Adv.

Ms. Vivekta Singh,Adv.

Mr. Harikesh Singh,Adv.

Mr. Harikishan Kataria,Adv.

Mr. Sanjay Rathee,Adv.

Mr. T.V. George,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

on
The question as to whether the date of offence or the date
which the accused is first produced before the court is the relevant date for
the purposes of determining the accused as juvenile under the
Juvenile
Justice (Care and Protection of Children) Act, 2000, stand se
ttled by a
decision of the Constitution Bench of this Court in the cas
e of Pratap
Singh vs. State of Jharkhand & Anr. (2005 (2) J.T. 271). In this view, we
clarify that the court trying the respondent would make appro
priate
orders, having regard to the law laid down by this Court in Pratap Singh
(supra) and the facts of the case before the court.

The special leave petitions are, accordingly, disposed of.

[T.I. Rajput]

Court Master

[V.P. Tyagi]

Court Master