

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) No(s).5729/2011

(From the judgement and order dated 23/05/2011 in CRLR No.617/2011 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

SATPAL SINGH

Petitioner(s)

VERSUS

STATE OF HARYANA & ANR

Respondent(s)

(With appln(s) for exemption from filing O.T.,ad-interim ex-parte stay,permission to file additional documents and office report)

Date: 06/02/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s) Mr. Chirag Jamwal,Adv.
Mr. A.K. Upadhyay,Adv.
Mr. D.K. Singh,Adv.
Ms. Minakshi Vij,Adv.

For Respondent(s) Mr. Ramesh Kumar,Adv.
Dr. Monika Gusain,Adv.

Mr. Brijender Chahar,Sr.Adv.
Mr. Harikesh Singh,Adv.
Mr. Satyendra Kumar,Adv.

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

The only question involved in this case is as to whether the respondent No.2 was juvenile on the date of incident that is on 2.2.1993. The matter should have been examined by the Juvenile Justice Board under the Juvenile Justice (Care and Protection of Children)Act, 2000 ('Act for short). The matter is required to be examined in the light of the judgments of this Court interpreting the provisions of the Act and the appropriate forum for examination is the Juvenile Justice Board constituted under the Act, in the Karnal District. Therefore, we refer the matter to

the Juvenile Justice Board and request the Board to examine the issue as to whether the respondent No.2 was juvenile on the date of incident after giving the opportunity to the parties to lead documentary evidence as well as oral evidence and submit the report to this Court within three months. List thereafter.

(O.P. Sharma)
Court Master

(M.S. Negi)
Court Master