

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

Petition(s) for Special Leave to Appeal (Crl) No(s).6857/2011

(From the judgement and order dated 20/05/2011 in CRLA No.270/2001,  
of The HIGH COURT OF M.P AT INDORE)

MANOJ Petitioner(s)

VERSUS

STATE OF MADHYA PRADESH Respondent(s)

(With appln(s) for bail, permission to place addl. documents on  
record and office report)

Date: 25/11/2011                      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU  
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s)	Mr.     Sushil Kumar Jain, Adv. Mr.     Puneet Jain, Adv. Ms.     Rachitta P. Rai, Adv. Ms.     Anuradha S., Adv. Ms.     Pratibha Jain, Adv.
-------------------	---

For Respondent(s)	Mr.     C.D. Singh, Adv. Mr.     K. Mohan, Adv. Mr.     Sunny Chodhary, Adv. Mr.     Abhimanyu Singh, Adv.
-------------------	---

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

Sh. Jain, learned counsel appearing for the petitioner, would submit that the petitioner, at the time of incident, was below 18 years of age. Therefore, he submits that the trial court and the High Court ought not to have passed the impugned Judgment and order. In support of his statement, the learned counsel has produced the mark-sheets issued to the petitioner by the School Authorities.

In our opinion, the aforesaid aspect of the matter requires to be enquired into by the 4th Additional Sessions Judge, Indore, as provided under The Juvenile Justice (Care and Protection of Children) Act, 2000 and the Rules framed thereunder. Accordingly, we direct the 4th Additional Sessions Judge, Indore to make appropriate enquiry as provided under the aforesaid Act and the Rules and submit his report as early as possible at any rate within six weeks from the date of receipt of the orders passed by this Court.

List thereafter.

(NAVEEN KUMAR)  
COURT MASTER

(SHARDA KAPOOR)  
COURT MASTER