ITEM NO.2 COURT NO.10 SECTION IIA

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

CRLMP.NO. 18091/2011 in Petition(s) for Special Leave to Appeal
(Crl) No(s).9580/2009

(From the judgement and order dated 06/08/2009 in CRLA No.684/1994,
of The HIGH COURT OF M.P AT JABALPUR)

MANMOHAN Petitioner(s)

VERSUS

STATE OF M.P. Respondent(s)

(for permission and office report)

Date: 02/12/2011 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. Fakhruddin,Sr. Adv.
Mr. Raj Kishor Choudhary, Adv.
Mr. Bharat Bhushan, Adv.
Mr. Samatn Ahuja, Adv. for
Mr. T. Mahipal,Adv.

For Respondent(s) Ms. Vibha Dutta Makhija, Adv.

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

Mr. Fakhruddin, learned senior counsel for the petitioner and Ms. Vibha Dutta Makhija, learned counsel for the respondent - State of M.P. are ad idem that the aspect of petitioner's claim of juvenility may be enquired into by the Additional Sessions Judge, Sohagpur who tried the case.

2

The submission appears to be reasonable.

We, accordingly, direct the Additional Sessions Judge, Sohagpur to enquire into the petitioner's claim of juvenility. We permit the petitioner to produce the material/evidence in support of his claim of jevenility before that court. It would be open to the respondent-State of M.P. to rebut that evidence by appropriate

material/evidence. The Additional Sessions Judge, Sohagpur shall conclude the enquiry within three months from the appearance of the parties and shall forward his report to this Court immediately thereafter.

List the application after receipt of the report of the Additional Sessions Judge, Sohagpur.

(Pardeep Kumar)
Court Master

(Renu Diwan)
Court Master