

SLP(Crl.) 3706/2016

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ITEM NO.2

COURT NO.4

SECTION II

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

CRL.M.P. Nos.10968 & 109689/2016 In

Petition(s) for Special Leave to Appeal (Crl.) No.3706/2016

(Arising out of impugned final judgment and order dated 28/03/2007

in CRLA No. 3502/2005 passed by the High Court of Judicature at Allahabad)

BOBBY @ RAJKUMAR LODGED IN CENTRAL JAIL AGRA

Petitioner(s)

VERSUS

STATE OF U.P

Respondent(s)

(For juvenility u/s 9(2) of Juvenile Justice (Care and Protection of Children) Act 2015 and exemption from filing O.T. and office report)

Date : 06/09/2016 This application was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPAK MISRA

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s) Mr. N.M. Popli, Adv.

Mr. Anurag, Adv.

Mrs. B. Sunita Rao, AOR

For Respondent(s) Ms. Pragati Neekhara, Adv.

Mr. Utkarsh Sharma, Adv.

UPON hearing the counsel the Court made the following

O R D E R

This Court on 16 th

August, 2016, had directed as follows:-

â- S Heard Mr. N.M. Popli, learned counsel for the petitioner. He has drawn our attention to page 13, wherefrom it is evident that the Jailor, District Jail, Ghaziabad, has given the certificate pursuant to the Right to Information made by the petitioner.

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In view of the aforesaid, we direct the Jailor, District Jail, Ghaziabad, to remain personally present on 6.9.2016. A copy of the order be handed over to Mr. Ravi Prakash Mehrotra, learned Standing Counsel for the State of Uttar Pradesh who shall intimate the concerned Jailor. Additionally, Registry of this Court is directed to intimate the jailor, District Jail, Ghaziabad so that he shall remain present along with the record pertaining to the petitioner.

Call on the date fixed.â- \235

In pursuance of the aforesaid order, Mr. Ram Siromani Yadav, Jailor, District Jail, Ghaziabad, is personally present. Learned counsel appearing for the State fairly submits that he has no authority to give any reply under the Right to Information Act, 2005, as regards the juvenile status, which is based on age, to a convict.

In view of the aforesaid, as advised at present, we are not inclined to entertain the present criminal miscellaneous petitions and the same are, accordingly, dismissed. Needless to say, the petitioner, if so desires, can file appropriate application as required in law.

(Chetan Kumar)

Court Master (H.S. Parasher)

Court Master