

ITEM NO.32 Court 7 (Video Conferencing) SECTION II

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).
5934/2020

(Arising out of impugned final judgment and order dated 19-07-2019 in CRLR No. 476/1993 passed by the High Court of Judicature At Allahabad)

SHANKAR KHATIK

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH

Respondent(s)

(IN COMPLIANCE OF THIS HON'BLE COURT'S ORDER DATED 09.04.2021 REQUISITE JUVENILITY REPORT OF THE PETITIONER HAS BEEN RECEIVED FROM THE DISTRICT JUDGE, KAUSHAMBI IA No. 110714/2020 - GRANT OF BAIL)

Date : 12-07-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s) Mr. Rakesh Mishra, AOR
 Mr. Sandeep Kumar Devidin, Adv.
 Mr. Pradeep Kumar Dwivedi, Adv.
 Mr. Amit Upreti, Adv.
 Mr. Aditya Kumar, Adv.

For Respondent(s) Mr. Ardhendumauli Kumar Prasad, AOR
 Mr. Ashutosh Kumar Sharma, Adv.

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

We have perused the report of the Principal Magistrate, Juvenile Justice Board, Kaushambi but we are not satisfied with the manner of enquiry as the petitioner has many siblings and no enquiry has been made *qua* the age of the other siblings to come to a definitive finding about the age of the deceased

and the whole thing has proceeded only on the basis of the transfer certificate issued by the primary school which had necessitated remitting the matter at this stage for enquiry into the issue of the petitioner being a juvenile.

We thus, direct the concerned Juvenile Justice Board, Kaushambi to make further enquiries in respect of the aforesaid and submit a report to us.

A copy of the order be sent to the Principal Magistrate, Juvenile Justice Board, Kaushambi.

List after the further enquiry is made and report is submitted.

(ASHA SUNDRIYAL)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
COURT MASTER (NSH)