

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No. 698 of 2013

Arising out of P.S.Case No. -null Year- null Thana -null District-
NALANDA (BIHARSHARIFF)

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Brajesh Chaudhary @ Brajesh Kumar @ Brijesh Chaudhary S/o Jag Lal
Chaudhary Resident of Village Asadhi, P.S. Hilsa, District Nalanda.

.... Petitioner/s

Versus

The State of Bihar.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. S. Prakash, Adv.

For the Respondent/s : Mrs. Indu Bala Pandey, APP.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 20-04-2015

The Petitioner seeks revision of the order dated
21.06.2013 by which the 1st Additional Sessions Judge, Hilsa,
Nalanda in S.Tr. No. 363 of 2012 arising out of Hilsa P.S. Case
No. 243 of 2011 has refused to declare the Petitioner as a
juvenile on the basis of documentary evidence.

It has been submitted that as per Rule 22 of the
Juvenile Justice Rules when a doubt arises with regard to the
documents in proof of age a Medical Board needs to be
constituted. In the present case, on two occasions the Medical
Board was constituted which opined that the Petitioner was a
juvenile on the date of occurrence despite which the Court
below declared him a major.

Considering such aspect of the matter, the
application is remanded to the Court below for passing an
appropriate order in accordance with law within three weeks of
receipt.

With these observations, the application is disposed
off.

Vikash/-

(Anjana Prakash, J.)

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