

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRR-1599-2017

Date of decision: 02.05.2017

Mandip Singh @ Lovely @ Mandip Kumar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Vishal Munjal, Advocate,
for the petitioner.

Ritu Bahri, J.

This petition has been filed against the judgment dated 28.03.2017 passed by the Additional Sessions Judge, Pathankot, setting aside the order dated 04.01.2017 passed by the Principal Magistrate, Juvenile Justice Board, Pathankot, whereby application made by accused-petitioner to treat him as juvenile was allowed.

A perusal of the impugned order shows that the revisional authority has given a direction to the Juvenile Justice Board to seek medical opinion as per law laid down by Hon'ble the Supreme Court in **Parag Bhatti (Juvenile) through legal Guradian-mother-Rajni Bhatti Vs. State of Uttar Pradesh and another**, 2016 (2) RCR (Criminal) 1031 and **Abuzar Hossain alias Gulam Hossain Vs. State of West Bengal**, 2012 (4) RCR (Criminal) 796.

In the aforesaid judgment, the Hon'ble Supreme Court has clarified that if there are two documents showing different dates of birth of

juvenile, then an inquiry can be conducted by the Juvenile Justice Board to see the source of information, which was given for recording the date of birth in the matriculation certificate and thereafter, to pass an order.

After going through the impugned order, no illegality, much less perversity, has been found therein warranting interference by this Court.

Dismissed.

02.05.2017
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No