

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

206+105

**CRM-M-29068-2020 (O & M)
Date of Decision:24.02.2021**

AMIT @ MOHIT

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Parveen Chauhan, Advocate for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

SUVIR SEHGAL, J.(ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

CRM-388-2021

Prayer in the application is for placing on record order dated 09.10.2020 passed by the Principal Magistrate, Juvenile Justice Board, Karnal, Annexure A-1, wherein it has been recorded as under:-

“From the above discussion and perusal of the final report as well as from the appearance of the child before the Board on each and every date of hearing, this Board is of the opinion that the child had the mental and physical capacity to commit such kind of offence, of which he is alleged to have been involved in and that he has the capacity to commit and understand the consequences of the alleged offence.

Hence, in these circumstances, this Board comes to the conclusion that there is a need for trial of the said

child as an adult and he need to be tried before Children's Court having the jurisdiction to try such offence and accordingly, as per Section 18(3) of Juvenile Justice Act, 2015. this case is hereby transferred to the Children's Court having jurisdiction to try such offence.”

Notice in the application.

On asking of the Court, Mr. Rajiv Sidhu, DAG, Haryana accepts notice on behalf of the respondent-State.

For the reasons given in the application, the same is allowed and order dated 09.10.2020 passed by the Principal Magistrate, Juvenile Justice Board, Karnal, Annexure A-1, is taken on record.

Main Case

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.67, dated 01.05.2020 registered under Sections 323, 452 IPC and Section 4 of the POCSO Act, 2012, at Police Station Nigdhu, District Karnal.

After arguing for some time, counsel for the petitioner prays for withdrawal of the petition. Permitted to do so.

Dismissed as withdrawn.

24.02.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No