

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

220

CRM-M-35027-2021

Date of Decision: 09.12.2021

JACOB LIAN TUM THANG

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Lalremsanga Nghaka, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.0113 dated 03.05.2019 registered under Sections 21 and 25 of the NDPS Act, at Police Station Sadar Khanna, Ludhiana, Punjab, pending trial in the Court of learned Special Judge, NDPS Act, Ludhiana.

Status report by way of an affidavit dated 02.12.2021 of the Deputy Superintendent of Police, Police District Khanna, District Ludhiana, filed on behalf of the respondent-State, in the Registry, is taken on record.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case and that the petitioner has been in custody since 03.05.2019. He further submits that though the petitioner is a minor, but he has wrongly been declared as major by the learned Principal Magistrate, Juvenile Justice Board, Ludhiana, vide order dated 13.05.2019.

At this stage, learned counsel for the petitioner restricts his argument to the issuance of directions to the learned Principal Magistrate, Juvenile Justice Board, Ludhiana, to reconsider the petitioner's matter, regarding his juvenility.

Learned State counsel submits that he has no objection if the aforesaid limited prayer of learned counsel for the petitioner is accepted.

I have heard the learned counsel for the parties.

Keeping in view the limited relief sought for above, the present petition is disposed of with a direction to the learned Principal Magistrate, Juvenile Justice Board, Ludhiana, to reconsider the petitioner's case with regard to his juvenility and decide the same, preferably within a period of 2 months from the date of receipt of copy of this order.

09.12.2021

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>