

243 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

HARMIT KAUR

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

HARPREET SINGH BRAR J. (ORAL)

Through the instant petition, filed under Section 482 Cr.P.C., the petitioner is seeking directions to learned Judicial Magistrate Ist Class-13, Jalandhar, for adjudication of the application for being treated as juvenile (Annexure P-3) in case FIR No.17 dated 17.02.2023 registered under Sections 307, 452, 323, 324, 506, 148 and 149 IPC at Police Station Bhogpur, District Jalandhar (Annexure P-1).

2. On 18.04.2023, the following order was passed :

“It is submitted that the daughter of the petitioner namely Muskanjeet Kaur @ Muskandeep Kaur has been arrested in FIR No.17, dated 17.02.2023, registered at Police Station Bhogpur, District Jalandhar, under Sections 307, 452, 323, 324, 506, 148 & 149 IPC. The date of arrest is 18.02.2023. She is in fact a juvenile as is evident from her birth certificate, her date of birth being 05.03.2005. Thus, an application was submitted in Court on 21.02.2023 for declaring her a juvenile but the same has not been decided till date. The next date of hearing is 20.04.2023. Such applications should be

decided as expeditiously as possible as is evident from judgment of the Supreme Court in Jitendra Singh @ Babboo Singh and others vs. State of U.P., 2013(3) R.C.R. (Criminal) 819. Thus, the concerned Court be directed to decide the application in a time bound manner.

Notice of motion.

Mr. Kamalpreet Bawa, AAG, Punjab accepts notice and waives service. He seeks time to get instructions.

Adjourned to 26.04.2023.”

3. Learned State counsel submits that the present petition has become infructuous, as the application filed by the petitioner for treating her as juvenile, has been decided by the Judicial Magistrate Ist Class-13, Jalandhar on 21.04.2023.

4. In view of the above, no further directions are required to be passed and the present petition stands dismissed as having been rendered infructuous.

February 14, 2024
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(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |