2026:AHC:227063-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. WRIT PETITION No. - 26076 of 2026

Juvenile X

.....Petitioner(s)

Versus

State Of Up And 3 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Sanjeev Kumar Mishra
Counsel for Respondent(s)	:	G.A.

Court No. - 47

HON'BLE RAJEEV MISRA, J.
HON'BLE DR. AJAY KUMAR-II, J.

1. Heard Mr. Sanjeev Kumar Mishra, the learned counsel for petitioner, the learned A.G.A. for State-respondents 1, 2 and 3.

2. Perused the record.

3. Petitioner who is a juvenile, has approached this Court by means of present criminal misc. writ petition challenging the impugned FIR dated 18.09.2026 lodged by first informant-respondent-4 Ravishankar Gupta and registered as Case Crime No. 307 of 2026, under Sections 109(1), 115(2), 352, 351(3), 324(4) BNS, Police Station Mungra, District Badshahpur, District Jaunpur.

4. On the matter being taken up, the learned A.G.A. representing State-respondents 1, 2 and 3 submits that in the incident giving rise to present criminal proceeding, one person, namely, Ravishankar, who is the first informant, has sustained injury on his person. He, therefore, submits that since there is an injured eyewitness of the occurrence in question, therefore, the happening is prima facie proved. It is thus urged by the learned A.G.A. that no interference is warranted by this court in present writ petition.

5. When confronted with above, the learned counsel for petitioner submits that interest of justice shall better be served, in case, a direction is issued by this Court to Court below to consider the bail application of the petitioner in the light of law laid down by the Apex Court in **Satender Kumar Antil vs. Central Bureau of Investigation and another, (2021) 10 SCC 773** as well as the provisions contained

in **The Juvenile Justice (Care and Protection of Children) Act, 2015.**

6. Learned A.G.A. for State-respondents 1, 2 and 3 has no objection to the aforesaid prayer made by the learned counsel for petitioner.

7. In view of above, the prayer prayed for by means of present writ petition is refused.

8. Having heard the learned counsel for petitioner, the learned A.G.A. representing State-respondents 1, 2 and 3, upon perusal of the record and considering the rival submissions urged by the learned counsel for the parties, this writ petition is **disposed of** with a direction that in case, petitioner appears before Court below/concerned Juvenile Justice Board alongwith certified copy of this order and applies for bail within two weeks from today, then in that eventuality, his bail application shall be considered by Court concerned in the light of the provisions contained in **The Juvenile Justice (Care and Protection of Children) Act, 2015.**

9. Interim order, if any, stands discharged.

November 2, 2026
Monika

(Dr. Ajay Kumar-II,J.) (Rajeev Misra,J.)

Digitally signed by :-
MONIKA KESARWANI
High Court of Judicature at Allahabad