



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS. _____ OF 2025
(arising out of SLP(Crl.) Nos. 13425-13426/2024)

X APPELLANT(S)

VERSUS

STATE OF U.P. RESPONDENT(S)

O R D E R

Leave granted.

We have gone through the report submitted by the Juvenile Justice Board¹, Faizabad/Ayodhya, Uttar Pradesh, after conducting a detailed enquiry as to the age of the appellant, X (identity has been suppressed), and opining that, as per the records, he was born on 05.07.1995. Accordingly, he would have been less than 18 years of age on the date of the occurrence/commission of offence, i.e., 29.01.2013.

We may note that the counsel for the State of Uttar Pradesh does not contest the report given by the JJB. We have also examined the said report and the reasons given therein and do not find any good ground and reason to take a different view.

The appellant, X, is accordingly directed to be treated as a juvenile on the date of the occurrence/commission of offence.

Learned counsel appearing for the appellant states that the

1 "JJB", for short

appellant, X, is not pressing the appeal on merits in the light of his claim of juvenility being accepted and, accordingly, his conviction for the offence(s) punishable under Sections 376 and 302 of the Indian Penal Code, 1860 may be confirmed.

As we have accepted the report given by the JJB, we accept the prayer made by the learned counsel for the appellant. Accordingly, the conviction of the appellant, X, is upheld but the sentence imposed on him, treating him as an adult as on the date of the occurrence/commission of the offence, is treated as cancelled/waived. The appellant, X, is directed to be released in accordance with law, if not warranted to be detained in any other matter.

The appeals are allowed and disposed of in the above terms.

Pending application(s), if any, shall stand disposed of.

.....CJI
(SANJIV KHANNA)

.....J.
(SANJAY KUMAR)

NEW DELHI;
JANUARY 02, 2025.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G SPetition for Special Leave to Appeal (Crl.) Nos. 13425-13426/2024

[Arising out of impugned final judgment and order dated 18-10-2022 in CC No. 1/2018 and CRLA No. 1004/2018 passed by the High Court of Judicature at Allahabad, Lucknow Bench]

X Petitioner(s)

VERSUS

STATE OF U.P. Respondent(s)

(IA No.207157/2024-EXEMPTION FROM FILING O.T.)

Date : 02-01-2025 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJAY KUMAR

For Petitioner(s)

Mr. Mahesh Tiwari, Adv.
Ms. Soumya Tiwari, Adv.
Mr. Bishnu Prasad Tiwari, Adv.
Mr. Suhas Kadam, Adv.
Mr. Devashish Agrawal, Adv.
M/s. Black & White Solicitors, AOR

For Respondent(s)

Mr. Rohit K. Singh, AOR
Mr. Pritam Biahwas, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

In terms of the signed order, the conviction of the appellant, X, is upheld but the sentence imposed on him, treating him as an adult as on the date of the occurrence/commission of the offence, is treated as cancelled/waived. The appellant, X, is directed to be released in accordance with law, if not warranted to be detained in any other matter.

The appeals are allowed and disposed of in terms of the signed order.

Pending application(s), if any, shall stand disposed of.

(DEEPAK GUGLANI)
AR-cum-PS

(R.S. NARAYANAN)
ASSISTANT REGISTRAR

(signed order is placed on the file)