

**05.09.2020**

**Present:**

██████████ aged 12 years is in police custody.  
Muhammad Imran Khalid ASI/I.O alongwith record.  
Malik Iqbal Kalas advocate learned counsel for accused person.  
Muhammad Azam Khan Janjua advocate learned counsel for complainant.  
██████████ paternal aunt of accused person.  
Parties heard. Record perused.

I.O has requested for physical remand of the above named accused person. As per the police file age of the accused person is 12 years. The offence alleged is punishable under section 380 PPC. The offence u/s 380 PPC is punishable with imprisonment which may extend upto 07 years and fine. So as per the Provisions of Section 2 (m) of Juvenile Justice System Act 2018 the offence u/s 380 PPC is major offence. The accused has not produced any tangible proof of his date of birth, he is stated to be nephew of present ██████████ who states that he is aged 12 years as noted by the I.O. As per the opinion of the I.O and even from his physical appearance accused is not a major rather looks to be aged around 12 years so the accused person is "child" as per Provisions of Section 2 (b) of Juvenile Justice System Act 2018, so he is to be treated as "juvenile offender" as defined in Section 2 (l) of the Act. Thus as per Provisions of Section 6 (3) of Juvenile Justice System Act 2018, the case being regarding the major offence as per section 2(m) of the Act ibid hence the alleged offence is bailable thus the prayer of the physical remand is refused because as per Provisions of Section 6(1) of the Act ibid a juvenile may not be kept in police custody or even in Jail in a bailable case so the juvenile offender/accused is admitted to bail. He be released subject to furnishing bail bond/personal bond worth Rs.50,000/- and be released from custody otherwise be kept with the Juvenile Rehabilitation Centre under supervision of Probation Officer, or in nearest SOS Centre and be produced on **19.09.2020** alongwith report u/s 173 of the Cr.P.C. On announcement of order the accused person has submitted the bail bond in instant case so he be released, if not, required in any other heinous offence.

**Announced:**  
05.09.2020.

**Javed Iqbal**  
D/ Judicial Magistrate Sec-30,  
Khushab

**05.09.2020**

**Present:** Accused [REDACTED] aged 12 years & accused [REDACTED] aged 11 years are in police custody. Muhammad Ramzan ASI/I.O alongwith record. Malik Iqbal Kalas advocate learned counsel for accused persons. [REDACTED] mother of accused [REDACTED] in person. Parties heard. Record perused.

I.O has requested for judicial remand of the above named accused persons. As per the police file ages of the accused persons are 12 & 11 years respectively. The offences alleged are punishable under section 381-A & 411 PPC. The offence u/s 381-A PPC is punishable with imprisonment which may extend upto 7 years and fine. The offence u/s 411PPC is punishable for imprisonment which may extend to 03 years or with fine or with both. So as per the Provisions of Section 2 (m) of Juvenile Justice System Act 2018 the offence u/s 381-A PPC is major offence. As per the Provisions of Section 2 (o) of Juvenile Justice System Act 2018 the offence u/s 411 PPC is minor offence. At present the accused [REDACTED] has produced the Children Registration Certificate/Bay-Farm wherein his date of birth is mentioned as 07.06.2008 so he is aged around 12 years. The other accused has not produced any tangible proof of his date of birth, he is stated to be paternal cousin of first accused and of the same age group. However as per the opinion of the I.O and even from his physical appearance he is not a major rather looks to be aged around 12 years so both of the accused persons are "child" as per Provisions of Section 2 (b) of Juvenile Justice System Act 2018, so they are to be treated as "juvenile offenders" as defined in Section 2 (l) of the Act. Thus as per Provisions of Section 6 (3) of Juvenile Justice System Act 2018, the case being regarding the major offence as per section 2(m) of the Act ibid hence the alleged offences are bailable so both of the juvenile offenders are admitted to bail. They be released subject to furnishing bail bonds/personal bonds worth Rs.1,00,000/- each and be released from custody otherwise be kept with the Juvenile Rehabilitation Centre under supervision of Probation Officer, or in nearest SOS Centre and be produced on **19.09.2020** alongwith report u/s 173 of the Cr.P.C. On announcement of order both of the accused persons have submitted the bail bonds in instant case so he be released.

**Announced:**  
05.09.2020.

**Javed Iqbal**  
D/ Judicial Magistrate Sec-30,  
Khushab