

JUVENILE DELINQUENCY: WORKING OF JUVENILE COURTS IN INDIA.

ABSTRACT

Juvenile delinquency, also known as "juvenile offending", is participation in illegal behaviour by minors (juveniles, i.e. individuals younger than the statutory age of majority). In recent years a higher proportion of youth have experienced arrests by their early 20s than in the past, although some scholars have concluded this may reflect more aggressive criminal justice and tolerance policies rather than changes in youth behaviour. Juvenile crimes can range from status offenses (such as underage smoking), to property crimes and violent crimes. Juvenile Justice (Care and Protection of Children) Act, 2015 has been passed by Parliament of India. It aims to replace the existing Indian juvenile delinquency law, Juvenile Justice (Care and Protection of Children) Act, 2000, so that juveniles in conflict with Law in the age group of 16–18, involved in Heinous Offences, can be tried as adults. The Act came into force from 15 January 2016. This paper aims at discussing the nature and causes of Juvenile delinquency along with the working of juvenile courts in India.

INTRODUCTION:

Juvenile delinquency, also known as "juvenile offending", is participation in illegal behavior by minors (juveniles, i.e. individuals younger than the statutory age of majority)¹. Most legal systems prescribe specific procedures for dealing with juveniles, such as juvenile detention centres, and courts. A juvenile delinquent in the United States is a person who is typically below 18 (17 in New York, North Carolina, New Hampshire, and Texas) years of age and commits an act that otherwise would have been charged as a crime if they were an adult. Depending on the type and severity of the offense committed, it is possible for people under 18 to be charged and treated as adults.

In recent years a higher proportion of youth have experienced arrests by their early 20s than in the past, although some scholars have concluded this may reflect more aggressive criminal justice and zero-tolerance policies rather than changes in youth behaviour². Juvenile crimes can range from status offenses (such as underage smoking), to property crimes and violent crimes. Youth violence rates in the United States have dropped to approximately 12% of peak rates in 1993 according to official US government statistics, suggesting that most juvenile offending is non-violent³.

However, juvenile offending can be considered to be normative adolescent behavior.⁴ This is because most teens tend to offend by committing non-

¹ Siegel, Larry J.; Welsh, Brandon (2011). *Juvenile Delinquency: The Core* (4th ed.). Belmont, CA: Wadsworth/Cengage Learning. [ISBN 0534419326](#).

² Steinberg, L. (2008). *Adolescence* (8th ed.). New York: McGraw-Hill. [ISBN 9780073403483](#).

³ ["Childstats.gov - America's Young Adults Special Issue 2014 - Contraception"](#). childstats.gov.

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