

ABSTRACT

THE TRIAL FOR THE JUVENILES IN CASE OF HEINOUS CRIME

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The present paper discusses the trials of juveniles in case of Heinous crimes and the various complexities that are associated with it. Centuries before Christ, Aristotle had characterized adolescents as less able to control their impulses and thus more prone to taking risks than adults. He concluded that “the young are heated by nature as drunken men by wine.” In 1623, a shepherd in Shakespeare’s *The Winter’s Tale* wished that “I wish there were no age between ten and three and twenty, or that youth would sleep out the rest: for there is nothing in the between but getting wenches with child, wronging the ancient stealing fighting.”¹ The Juvenile Justice System seeks to deal with children apart from the adult in the matters of investigation, trial and correctional process. The children need to be treated separately from the adults. The philosophy behind the establishing the juvenile system is to accord differential treatment to the juvenile delinquents than the adult’s offenders, so that they may not learn the technicalities of the crime commission from the hardened criminals.² In order to prevent from being labeled with the stigma of crime, a special procedure to try juvenile delinquent has been laid down in the act, because juvenile offenders are not to be punished but treated as helpless children in need of care and attention as well as socialization. It is therefore, necessary to bring them back in the society as decent law-abiding citizens through a specialized judicial process.³

KEYWORDS: Heinous crime, Adolescents, Correctional process, Juvenile, Socialization.

¹ Peterson, Scott (Summer 2009). "Made in America: The Global Youth Justice Movement" *Reclaiming Children and Youth*.

² Goldson, B.; Muncie, J. (2012) "Towards a global 'child friendly' juvenile justice" *International Journal of Law, Crime, and Justice*.

³ Umbreit, Mark; Arm our, Marilyn (2011) "Restorative Justice and Dialogue: Impact, Opportunities, and Challenges in the Global Community". *Washington University Journal of Law and Policy*.