IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CRIMINAL APPLICATION (AGAINST ORDER OF EXTERNMENT) NO. 1703 of 2026

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AKSHAY @LALLO NAGINBHAI CHUNARA

Versus

STATE OF GUJARAT & ANR.

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Appearance:
MR KISHAN K NAYI(13080) for the Applicant(s) No. 1
MS MAITHILI MEHTA, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR.JUSTICE SANJEEV J.THAKER**

Date : 11/09/2026

ORAL ORDER

1. This petition is filed by the petitioner praying for quashing and setting the order of Externment dated 07.05.2026 passed by respondent no.2 externing the petitioner from Anand, Kheda, Vadodara, Ahmedabad District for a period of 18 months, in purported exercise of the powers under the Gujarat Police Act, 1951.

2. Heard learned advocate for the petitioner and learned APP for the respondent-state.

3. Learned advocate for the petitioner has submitted that the impugned order of externment is based on registration of two FIRs being C.R.No.11215012240360 of 2024 and C.R.No.11215012240510 of 2024 registered with Khambhat City Police Station. Both the offences were registered under

Bharatiya Nyay Sanhita and Gujarat Police Act.

4. He further submitted that the order of externment is of 18(eighteen) months, out of which, more than 16 months are already completed. He, therefore, prayed that considering the same, the order of externment of eighteen months be modified to the period already completed and the impugned order be set aside.

5. As against that, learned APP has submitted that looking to the peculiar facts of the case, appropriate order may be passed.

6. Having heard the learned advocates for the parties and having considering the material on record, more particularly, the fact that more than sixteen months have already been over from the date of passing of the impugned order of externment, this Court is of the opinion that this petition is required to be partly allowed, without entering into the merits of the case, by modifying the impugned order to a period already undergone instead of 18(eighteen) months, to which, the learned advocate for the petitioner does not have any objection.

6. Considering the facts of the present case and the

consent given by the learned advocate for the applicant, this Court deems it fit to exercise the powers under Article 226 of the Constitution of India, without elaborately considering the merits of the case.

7. In view of the above, this petition is disposed of by modifying the impugned order to the period already undergone.

(SANJEEV J.THAKER,J)

SRILATHA

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: SRILATHA VENKATARAO UPADHYAYULA(HC00185), PRINCIPAL PRIVATE SECRETARY, at High Court of Gujarat on 14/09/2026 11:19:57