

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.2191 OF 2014**

Yasmeen Yakub Momin

..Petitioner

Versus

**The Commissioner of Police,
Thane and others**

..Respondents

**Mr. Manish Dubey i/by Mr. Akhilesh Singh, Advocate for the
Petitioner.**

Mrs. S. V. Sonawane, APP for the Respondent - State.

**CORAM : B. R. GAVAI &
B. P COLABAWALLA, JJ.
DATE : 15th JANUARY, 2018**

PC.

1] The Petitioner has filed present Petition seeking direction to the Respondent Nos.1 and 2 to initiate externment proceedings against some individuals named in the Petition.

2] The Petition is liable to be dismissed on two grounds. Firstly, it is for the Respondent authority to arrive at a subjective satisfaction as to whether the externment of a particular person is required to be carried out under the Bombay Police Act or not. A mandamus cannot be issued to the State authority qua a particular individual. Secondly, a person against whom such a relief is claimed, has not been impleaded as a party Respondent. The Petition suffers from non-joinder of necessary party. The Petition is dismissed.

[B. P. COLABAWALLA, J.]

[B. R. GAVAI, J.]