



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL WRIT PETITION NO.1038 OF 2024

Rushikant Yogeshwar Charjan, Mohpa, Tah. Kalmeshwar, Dist. Nagpur

-VS-

State of Maharashtra, Thr. PSO Kalmesnwar, Nagpur and anr.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and the Registrar's orders.

Court's or Judge's Orders.

Shri H. S. Chawhan, Advocate for petitioner.

Smt S. S. Jachak, Additional Public Prosecutor for respondents.

CORAM : NITIN W. SAMBRE AND MRS VRUSHALI V. JOSHI, JJ.

DATE : January 17, 2025

1. The counsel for the petitioner so as to substantiate his contention that the externment order cannot be based on the offences punishable under the provisions of the Maharashtra Prevention of Gambling Act or the Maharashtra Prohibition Act, has relied on the judgment dated 03/09/2013 in Criminal Writ Petition No.355/2013 (*Sagarsingh Kesharsingh Bawari vs. Ministry of Home Department, Mantralaya, Mumbai and ors.*) which is followed in Criminal Writ Petition No.0239/2018 (*Kamalkishor s/o Pursaram Bang vs. The Superintendent of Police, Jalna and ors.*) decided on 12/04/2018. However, both these judgments do not elaborate on the point as to the reason for not accepting such offences for justifying the order of externment.
2. The counsel for the petitioner seeks time to cite the judgment by which the said issue is covered.
3. Stand over to 21/01/2025.

(Mrs Vrushali V. Joshi, J.)

(Nitin W. Sambre, J.)