IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1419 OF 2026

Akshay Chintaman Jadhav …Petitioner

Versus

The State of Maharashtra & Ors. …Respondents

Mr. Shashikant Chaudhari, Mr. Gyan Prakash Pal, Ms. Snehal S. Chaudhari, Mr. Manoj Kumar Singh, Mr. Pranot Pawar, Ms. Ananya Thakoor, Mr. Pranav Thakare i/b. Maharashtra Law Associates, for the Petitioner.
Mr. S. V. Walve, APP, for the Respondent-State.
Mr. Kishor Shivram Tamboli, PSI, attached to Mandvi Police Station, Vasai Virar Police Commissionerate, present.

CORAM: MADHAV J. JAMDAR, J.
DATED : 19th AUGUST 2026

PC:-

1. Heard learned Counsel appearing for the Petitioner and learned APP appearing for the Respondent-State.

2. By this Writ Petition, the challenge is to the legality and validity of the order dated 17th January 2025 passed by the Deputy Commissioner of Police, Zone-3, Mira Bhayandar, Vasai-Virar Police Commissionerate in Externment Case No.3 of 2025 as also the order dated 16th February 2026 passed by the Additional

Commissioner of Police, Konkan Division, in Appeal No.27 of 2025. By the impugned order dated 17th January 2025, the Petitioner has been externed from Districts – Palghar, Thane, Greater Mumbai and Mumbai Suburb for a period of two years. The said order is confirmed by the Appellate Authority by the impugned order dated 16th February 2026. Perusal of both these orders shows that the action of externment is taken on the basis of the following eight crimes registered against the Petitioner:

Sr. No.	FIR No.	FIR Date	Trial Court Details	Chargesheet Status
1.	35/2023	03/02/2023	RCC No.1003/2023 First Date 23/05/2023 Next Date 02/11/2026	Chargesheet is filed-Awaiting Summons
2.	75/2023	18/03/2023	RCC No.2241/2023 First Date 03/10/2023 Next Date 11/01/2027	Chargesheet is filed-Awaiting Summons
3.	189/2023	29/07/2023	RCC No.2114/2024 First Date 27/11/2024 Last Date 16/04/2026 Next Date 12/10/2026	-
4.	124/2023	05/05/2023	RCC No.1756/2024 First Date 22/08/2024 Last Date	Chargesheet is filed-Awaiting Summons

			15/06/2026 Next Date 07/12/2026	
5.	156/2016	-	RCC No.373/2018	-
6.	363/2014	-	RCC No.1134/2016 First Date 30/09/2016 Last Date 23/06/2026 Next Date 07/01/2027	-
7.	467/2014	-	RCC No.2898/2016 First Date 22/09/2016 Last Date 22/02/2026 Next Date 10/09/2026	-
8.	204/2012		-	-

3. Perusal of the above chart shows that the FIRs were registered in the year 2012, 2014, 2016 and 2023. Last FIR is registered on 29th July 2023. Thereafter, three Show Cause Notices were issued. The first Show Cause Notice is dated 6th August 2024, the second Show Cause Notice is dated 22nd August 2024 and the third Show Cause Notice is dated 31st December 2024. Even if the first Show Cause Notice is taken into consideration, which is dated 6th August 2024, then also there is a delay of more than one year in initiating externment action. Therefore, there cannot be any live-

link between the externment action and the FIR registered. Accordingly, the impugned order dated 17th January 2025 passed by the Deputy Commissioner of Police, Zone-3, Mira Bhayandar, Vasai-Virar Police Commissionerate in Externment Case No.3 of 2025 and the order dated 16th February 2026 passed by the Additional Commissioner of Police, Konkan Division, in Appeal No.27 of 2025 are quashed and set aside.

4. Accordingly, the Writ Petition is disposed of.

[MADHAV J. JAMDAR, J.]

SONALI MILIND PATIL

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