2026:BHC-AS:23883

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 2414 OF 2026

Shaibaz Shabbir Lokhande … Petitioner

Vs.

SHRADDHA KAMLESH TALEKAR
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Date: 2026.06.15 22:09:24 +0530

1. The State of Maharashtra
Through the SDM Mangaon
2. Dy.S.P. Mangaon, Div. Mangaon
3. SHO-Goregaon Police Stn.,
Mangaon … Respondents

Mr. Sandesh More a/w. Om Gandhi, for the Petitioner.
Ms. Mahalakshmi Ganapathy, APP, for the State.
PSI S.N. Raskar, Goregaon Police Station, Raigad.

CORAM : MADHAV J. JAMDAR, J.
DATE : 15th JUNE, 2026.

JUDGMENT :-

1) Heard Mr. More, learned counsel appearing for the Petitioner and Ms. Ganapathy, learned APP for the State.

2) By the present petition filed under Article 227 of the Constitution of India, the Petitioner is challenging the legality and validity of order dated 8th November, 2024 passed by the Sub-Divisional Executive Magistrate, Mangaon Sub-Division, Mangaon of externing the Petitioner, resident of Vangi, Mohalla, Goregaon, Tal. Mangaon, Dist. Raigad, for a period of two months from Raigad District and also order dated 25th September, 2025 passed by the Divisional Commissioner, Konkan Region, dismissing the

Appeal of the Petitioner herein against the said order dated 8th November, 2024.

3) It is the submission of Mr. More, learned Counsel appearing for the Petitioner, that there is no live link between the cases registered against the Petitioner and the impugned order of externment. He submits that even the offences which are still under investigation have been taken into consideration by the externing authority. He further submits that F.I.R. No. 108/2024 and F.I.R. No. 110/2024 registered with Goregaon Police Station, Tal. Mangaon, Dist. Raigad, have been lodged by Petitioner's near relatives due to personal disputes and, therefore, the action of externment taken for mala fides purpose.

4) On the other hand, Ms. Ganapathy, learned APP, supports the impugned order. She submits that the Petitioner was externed only for a period of two months and that the said action was taken in view of the three offences registered against him. She further submits that the period of externment has already expired and, therefore, no interference with the impugned order is warranted.

5) Perusal of the record shows that the externement order is inter alia passed only on the basis of C.R. No. 13 of 2019, i.e., the only offence which is pending before the Court. The incident pertaining to the said offence had taken place in the year 2014. It is, therefore, clear that there is no live link between the said case and the impugned order of externment. Insofar as

C.R. No. 108 of 2024 and C.R. No. 110 of 2024 are concerned, both the cases are still under investigation. In the circumstances, the said cases could not have been taken into consideration while passing the order of externment. Apart therefrom, both the said offences have been registered by the close family members of the Petitioner and as a result of personal dispute

6) In the facts and circumstances of the case, the impugned order dated 8th November, 2024 passed by the Sub-Divisional Executive Magistrate, Mangaon Sub-Division, Mangaon in Externment Case No. 11 of 2024, as confirmed by the order dated 25th September, 2025 passed by the Divisional Commissioner, Konkan Region, in Externment Appeal No. 186 of 2024 dismissing the Petitioner's appeal, are quashed and set aside.

7) The writ petition is disposed of in the aforesaid terms.

(MADHAV J. JAMDAR, J.)