



JVS.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION (ST) NO. 2988 OF 2026

Shamil Saquib Nachan } Petitioner
Versus
The State of Maharashtra & Ors. } Respondents

JAYANT
VISHWANATH
SALUNKE

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JAYANT VISHWANATH
SALUNKE
Date: 2026.04.01
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Ms. Tahera Qureshi, Advocate for the Petitioner.

Ms. M. M. Deshmukh, In-Charge Public Prosecutor with
Mr. Ajay S. Patil, APP for Respondent No. 1.

**CORAM: SHREE CHANDRASHEKHAR, C.J. &
GAUTAM A. ANKHAD, J.**

DATE: 1st APRIL 2026

P.C.:

Now since the petitioner has been shifted to Byculla Central Prison (Women Prison), the prayers made at prayer clauses (a) to (c) have been rendered infructuous. The learned counsel for the petitioner submits that the petitioner had threat to life in the past at Taloja Central Prison and she still apprehends threat to life at Byculla Central Prison.

2. On mere statement of the petitioner that she has apprehensions about threat to life, the jurisdiction under Article 226 of the Constitution of India cannot be invoked. Mr. Ajay S. Patil, the learned Additional Public Prosecutor states that the petitioner is at liberty to move an appropriate application before the jurisdictional Magistrate who can look into the matter and pass appropriate orders.

3. With the aforesaid liberty to the petitioner to approach the jurisdictional Magistrate, Writ Petition (St.) No. 2988 of 2026 is disposed of.

[GAUTAM A. ANKHAD, J.]

[CHIEF JUSTICE]