



Suo Motu TR.No.39 of 2025

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D.BHARATHA CHAKRAVARTHY, J.

Already, this Court disposed of this Suo Motu Transfer Case on 26.08.2025. However, today, this matter is listed under the caption 'For being mentioned'. The error mentioned is corrected and the following is the corrected order:-

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.08.2025

CORAM:

THE HONOURABLE MR. JUSTICE **D.BHARATHA CHAKRAVARTHY**

Suo Motu TR.No.39 of 2025

(C.C.No.177 of 2020 of District Munsif Cum Judicial Magistrate, Edappadi
Taluk, Salem)

The state rep. by The Sub Inspector of Police,
Edappadi Police Station, Salem.

... Petitioner

Vs.

1. Murugesan
2. Selvaraj

.... Respondents

For Petitioner : Mr.S.Sugendran
Additional Public Prosecutor

ORDER

This Suo Motu Case is dealt with in an extraordinary manner by the Dedicated Bench, pursuant to Suo Motu.W.P.(Crl.) No.618 of 2025.

2. This case was registered under Section 379 of Indian Penal Code, 1860. It is seen that the accused is facing trial from the year 2019. The defacto complainant and the accused are neighbours and there is no other previous case against the accused. The bike was also recovered. The defacto



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Suo Motu TR.No.39 of 2025

complainant is virtually present before the Court and submits that the matter has since been resolved between the parties.

3. In view thereof, even though the allegation *per se* relates to theft, considering that it arose out of a conflict between neighbours, I am of the view that this is a fit case for exercise of power under Section 482 of the Code of Criminal Procedure, as per ***Gian Singh vs. State of Punjab & Another (2012 10 SCC 303)***.

4. Accordingly, the case in C.C.No.177 of 2020 on the file of the District Munsif Cum Judicial Magistrate, Edappadi Taluk, Salem shall stand quashed and this Sua Motu Transfer Case stands disposed of.

26.08.2025

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Note to the Trial Court: This order is digitally signed and communicated electronically alone. The Trial Court shall take note of the order and accordingly classify the case pending before them as allowed / dismissed / disposed of, etc, and while doing so, consider any applications such as disposal of properties, etc., and pass appropriate orders, as may be necessary. Further, the Court below is directed to dispatch the copy of this order to all concerned.

17.11.2025

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Suo Motu TR.No.39 of 2025

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Suo Motu TR.No.39 of 2025

17.11.2025