



Suo Motu TR.No.499 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 25.08.2025

CORAM:

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

Suo Motu TR.No.499 of 2025

(P.R.C.No.3 of 2008 of Judicial Magistrate Court No.I, Jayamkondam Taluk,
Ariyalur)

State Rep. by
The Inspector of Police
Vikkiramangalam Police Station

... Petitioner

Vs.

Jayaraman

...Respondent

For Petitioner : Mr.S.Sugendran
Additional Public Prosecutor

ORDER

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

2.This occurrence was on 22.10.2000. The body was found by a Village Administrative Officer, Kadambur at about 8.00 a.m. and he reported the matter to the Police and accordingly Cr.No.253 of 2000 was registered. After investigation final report filed for the offences under Section 302, 379 and



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392 I.P.C. was filed against four accused namely Jayaraman, Sethumani, Ganesan and Chellapan. Of the four, Sethumani died. Since the summons was not served in the P.R.C stage as against A1/Jayaraman, the case against Chellapan and Ganesan was split up on separate dates by way of two sessions cases in S.C.No.161 of 2007 and S.C.No.23 of 2008.

3.During the trial, P.W.1 to P.W.12 were examined and Ex.P1 to P6 were marked. The trial Court found that the allegation as per the prosecution in this case is that all these four accused killed the deceased in order to take away his car to Chennai. The trial Court found that except for the confession of the accused there is no other material at all in the case. P.W.5 was examined by the prosecution who have last seen the deceased. The trial Court has categorically found that the prosecution has failed to prove that the accused came to Jayamkondam in car and when and how they murdered the deceased. The prosecution has not established any link whatsoever for the recovery of the car from one Mathina car mechanic and the accused persons. The prosecution also did not established as to the ownership of the said car. The RC book, trip sheet of the car were also not produced before the Court. Not even anybody on behalf of the Mathina car company who said to have purchased the car was examined before the Court. The trial Court further



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found that P.W.4 statement cannot in any manner pointed out to the

Commission of the alleged murder. Therefore, holding that there is absolutely

no evidence the accused who went into trial in mother case were acquitted.

As far as this accused is concerned, he is arrayed as accused No.1. There is no

other case against this accused Jayaraman. It can be seen that the first accused

Jayaraman was not even apprehended during investigation, absconding charge

sheet was only filed. Thus, for the occurrence that is said to have happened in

the year 2000, for the past twenty-five years the matter is kept pending for the

trial of the first accused. This apart, it is further seen that while splitting up the

case in the year 2008 without taking further copies the entire bundle was sent

and after trial since the accused were acquitted the bundle was sent straight to

records and in view of the efflux of time, it was also destroyed. It is also

represented on behalf of the prosecution that they also do not have copies of

the depositions and the other statements. Even in the prosecution filed only a

copy of the judgment alone is available. This case is just remaining on file.

4. Under these circumstances, even though the offence is an heinous offence, when the very existence of the accused No.1 itself is doubted and for all the above reasons which is recorded, no useful purpose will be served keeping the case pending, in any event it can be seen that there is absolutely



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nothing on merits that is proved by the prosecution.

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5. Accordingly, the case in P.R.C.No.3 of 2008 of Judicial Magistrate Court No.I, Jayamkondam Taluk, Ariyalur, stands quashed. This Sua Motu Transfer Case is disposed of.

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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.



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D.BHARATHA CHAKRAVARTHY, J.

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