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Suo Motu TR.No.857 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **28.08.2025**

CORAM:

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

Suo Motu TR.No.857 of 2025

**(C.C.No.2253 of 2019 of XXIII Metropolitan Magistrate Court, Saidapet
Taluk, Chennai)**

State Represented By,
The Special Sub Inspector of Police,
Foreshore Estate Police Station,
Chennai.

... Petitioner

Vs.

Gulam Thasthakir

... Respondent(s)

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 case, **Cr.No.319 of 2018** is registered for alleged offences under **Section 379 of Indian Penal Code, 1860**. The accused committed theft of complainant's mobile phone. It is reported that the stolen cell phone has been recovered and returned to the complainant.



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D. BHARATHA CHAKRAVARTHY, J.
stn

3. It is also reported that the summons could not be served. Considering the factual matrix, context of the case, the antecedents of the accused, the reasons for absence from his usual place, and the submission that, despite best efforts, the summons/ warrant could not be served/ executed, it is evident that even if the accused is brought to face trial, it would impinge upon his right to a speedy trial. Due to the passage of time, a meaningful trial is unlikely, and no useful purpose would be served.

4. Accordingly, the case in *C.C.No.2253 of 2019 of XXIII Metropolitan Magistrate Court, Saidapet Taluk, Chennai* is quashed and this Suo Motu Transfer Case is disposed of.

28.08.2025

stn

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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