



Suo Motu TR.No.1738 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED: 02.09.2025

CORAM:

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

Suo Motu TR.No.1738 of 2025

(C.C.No.40 of 2020 of Judicial Magistrate No.I, Gobichettipalayam Taluk,  
Erode)

State

Rep.by its Inspector of Police,  
Gobi Police Station,  
Erode .

... Petitioner

Vs.

Duraisamy S/o. Mahappan  
For Petitioner

... Respondent

: Mrs.G.V.Kasthuri  
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 is registered for alleged offence under Section 279, 337 304 (A), & 338 of Indian Penal Code. The incident occurred on 31.08.2019. The dependents of the victim received the compensation from the Motor Accidents Claims Tribunal. Further, in this case, summon is yet to be served on the accused. Considering the factual matrix, context of the case, the



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antecedents of the accused, the reason for absence from his usual place, and the submission that, despite best efforts, the summon could not be served, 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.

3. Accordingly, the proceedings in C.C.No.40 of 2020 of Judicial Magistrate No.I, Gobichettipalayam Taluk, Erode is quashed and this Sua Motu Transfer Case is disposed of.

02.09.2025

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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.



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**D.BHARATHA CHAKRAVARTHY, J.**

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