



Suo Motu TR.No.2073 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 03.09.2025

CORAM:

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

Suo Motu TR.No.2073 of 2025

(SC.No.31 of 2019 of Principal District Court, Kancheepuram, Kancheepuram Taluk, Kancheepuram)

State
Rep.by its Inspector of Police,
Baluchetty Chathiram Police Station,
Kancheepuram.

... Petitioner

Vs.

Shankar

... Respondent

For Petitioner : Mr.S.Vinoth Kumar
Government Advocate (crl.side)

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 379, 430 of Indian Penal Code and under Section 21(1) of Mines & Minerals (Development & Regulation) Act, 1957 and under Section 3(1) of Tamil Nadu Public Property (Prevention of Damage and Loss Act), 1992. The incident



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occurred on 20.08.2017. The allegation in this case is that the accused has committed theft of sand by using a Tractor. The vehicle was recovered and handed over to the defacto complainant. There is no previous case or subsequent case as against the accused. The case was pending from the year 2018 at the stage of service of summons. Considering the factual matrix, context of the case, the antecedents of the accused, the reason for absence from his usual place, and the submission that, despite best efforts, the service 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 SC.No.31 of 2019 of Principal District Court, Kancheepuram, Kancheepuram Taluk, Kancheepuram is quashed and this Sua Motu Transfer Case is disposed of.

03.09.2025

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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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