



Suo Motu TR.No. 2689 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED: 11.09.2025

CORAM:

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

Suo Motu TR.No.2689 of 2025

(CC.5/2023 of JUDICIAL MAGISTRATE COURT NO.II, Kancheepuram
Taluk, Kancheepuram)

The State rep. by
The Sub Inspector of Police,
Walajabad Police Station,
Kancheepuram.

... Petitioner

Vs.

Moitheen Khan Alias Mothen

... Respondents

For Petitioner

: Mrs.G.V.Kasthuri
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.The case was registered in Cr.No.815 of 2021 dated 15.07.2021 for
the alleged offence under Section 379 of Indian Penal Code, 1860. The stolen
property has been recovered and returned to the defacto complainant.



Suo Motu TR.No. 2689 of 2025

3. 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 warrant could not be 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 CC.No.5/2023 on the file of Judicial Magistrate Court No. II, Kancheepuram Taluk, Kancheepuram shall stand quashed and this Sua Motu Transfer Case stand disposed of.

11.09.2025

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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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Suo Motu TR.No. 2689 of 2025

D.BHARATHA CHAKRAVARTHY, J.

nsI

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11.09.2025