



Suo Motu TR.No.3619 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.09.2025

CORAM:

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

Suo Motu TR.No.3619 of 2025

(C.C.No.350 of 2022 of Judicial Magistrate III, Salem Taluk, Salem)

For Petitioner : Mr.S.Vinoth Kumar GA (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 offences under Sections 379 of IPC. The incident occurred on 18.11.2020. The allegation is that the accused is said to have stolen the mobile phone of the defacto complainant. However, the property involved has been recovered and handed over to the defacto complainant. The defacto complainant doesn't want to pursue the matter further. However, the summons are not served on the accused since he remained elusive and not traceable.

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 summons could not be served, it is evident that even if the accused are brought to face trial, it would impinge upon their right to a speedy trial. Due to the passage of time, a meaningful trial is unlikely, and no useful purpose would be served.



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D.BHARATHA CHAKRAVARTHY, J.

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4. Accordingly, the case in CC.No.350 of 2022 on the file of the Judicial Magistrate Court No.III, Salem Taluk, Salem stands quashed and this Sua Motu Transfer case is disposed of.

19.09.2025

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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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