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Suo Motu TR.No. 3634 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.09.2025

CORAM:

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

Suo Motu TR.No.3634 of 2025

(CC.No.680/2022 of Judicial Magistrate III, Salem Taluk, Salem)

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

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.151 of 2022 dated 20.03.2022. After completion of investigation, the case was charged for the offence under Section 379 of Indian Penal Code, 1860. The stolen property has been recovered and it is still in the custody of the Police. It has not been handed over to the defacto complainant. It is stated that the defacto complainant had mortgaged the original RC with a third person and hence unable to produce the original RC. The property shall be returned to the defacto complainant even if he produces the photocopy of the RC.The case is pending at warrant stage.



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D.BHARATHA CHAKRAVARTHY, J.

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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.680/2022 on the file of the Judicial Magistrate III, Salem Taluk, Salem 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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