



Suo Motu TR.No.3918 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED: 15.09.2025

CORAM:

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

Suo Motu TR.No.3918 of 2025

(C.C.No.44 of 2021 of Judicial Magistrate I, Sankari Taluk, Salem)

State rep. by Inspector of Police,
Sankari Police Station,
Salem district.

... Petitioner

Vs.

Esakkimuthu

... Respondent

For Petitioner : Mr.S.Sugendran
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. This case is registered for alleged offences under Sections 279 and 337 of the Indian Penal Code. The incident occurred on 09.09.2020. Both the de facto complainant and the accused are not in the address. The de facto complainant has not even filed M.C.O.P also. The case is pending at the stage of NBW. Considering the factual matrix, context of the case, the antecedents of the accused, the reason for absence from his usual place, and the



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submission that, despite best efforts, the summons 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, no meaningful trial is likely to be taken place, and no useful purpose would be served.

3. Accordingly, the case in C.C.No.44 of 2021 of Judicial Magistrate I, Sankari Taluk, Salem, stands quashed. This Sua Motu Transfer Case is disposed of.

15.09.2025

grs

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.

grs

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