



Suo Motu TR.No.7249 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 25.09.2025

CORAM:

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

Suo Motu TR.No.7249 of 2025

(CC.400358/2017 of Judicial Magistrate Court, Tiruchengode Taluk,
Namakkal)

State rep
by its Sub Inspector of Police,
Tiruchengode Police Station,
Namakkal.

... Petitioner

Vs.

1.Magendran
2.Balan

... Respondents

For Petitioner : Mrs.G.V.Kasthuri
Additional Public Prosecutor

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 in Cr.No.846 of 2007 is registered for alleged offences under Section 379 of IPC. It is reported that in this case, the defacto complainant could not be traced out till date. The accused were originally arrested and thereafter, they were released on bail and thereafter, they remains



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elusive and consequently, warrant is yet to be executed.

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3. Considering the factual matrix, context of the case and the submission that despite best efforts, warrant could not be executed, it is evident that even if the accused is brought to face trial, it would impinge upon a right to a speedy trial of the accused. Due to the passage of time, a meaningful trial is unlikely, and no useful purpose would be served.

4. Accordingly, the proceedings in CC.400358/2017 of Judicial Magistrate Court, Tiruchengode Taluk, Namakkal is quashed and this Sua Motu Transfer Case is disposed of.

25.09.2025

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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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