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Suo Motu TR.No.9849 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.10.2025

CORAM:

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

Suo Motu TR.No.9849 of 2025

(CC.900066/2009 of JUDICIAL MAGISTRATE COURT NO.II ,
Chengalpattu Taluk, Chengalpattu)

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 in Cr.No.278 of 2007 is registered for alleged offences under Section 457 & 380 of IPC. The incident occurred during the year 2007. The allegation in this case is that the accused are said to have break open the door and stolen gold and silver ornaments etc., from the shop of the defacto complainant. It is reported that the stolen properties were recovered and handed over to the defacto complainant. It is submitted that the defacto complainant is not present in the given address and the accused also remains elusive till date. There is no previous or subsequent case as against the accused and presently, the case is pending at the summons stage.

D.BHARATHA CHAKRAVARTHY, J.



Suo Motu TR.No.9849 of 2025

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3. Considering the factual matrix, context of the case, 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 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 proceedings in CC.900066/2009 of Judicial Magistrate Court No.II , Chengalpattu Taluk, Chengalpattu is quashed and this Sua Motu Transfer Case is disposed of.

06.10.2025

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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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