



Suo Motu TR.No.11932 of 2025

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D.BHARATHA CHAKRAVARTHY, J.

Already, this Court disposed of this Sua Motu Transfer Case on 25.10.2025. However, today, this matter is listed under the caption 'For being mentioned'. The error mentioned is corrected and the following is the corrected order:-

"IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.10.2025

CORAM:

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

Suo Motu TR.No.11932 of 2025

(CC.696/2023 of District Munsif cum Judicial Magistrate court, Annur, Annur
Taluk,

Coimbatore)

For Petitioner : Mr.S.Vinoth Kumar
Govt.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. This is an accident case, complaining of an offence under Section 279 and 304(A) of Indian Penal Code, 1860. Reference can be made to the detailed order passed by this Court dated 01.09.2025 in Sua Motu W.P.Crl.No.618 of 2025.

3. In that view of the matter, the following was considered:



Suo Motu TR.No.11932 of 2025

(i) The accident was not due to any aggravated or egregious conduct.

(ii) MCOP not received. The victim is the accused's mother. Defacto complainant is willing to close the case.

(iii) The accused has no previous or subsequent case and a due report from the probationary officer regarding his conduct has already been received.

(iv) The accused has also been facing the case all these years.

4. In view thereof, I find that this is a fit case where the provisions of the Probation of Offenders Act, 1958, can be invoked. Accordingly, upon the plea of the accused, the accused is found guilty of the offence under Section 304(A) of IPC & 146 r/w 196 of Motor Vehicles Act. However, without proceeding to sentence the accused, this Court releases the petitioner on probation under the Probation of Offenders Act, 1958, on the following conditions:

(a) The accused shall execute a bond before the learned Magistrate undertaking good conduct for a period of one year, failing which he shall appear before this Court to receive sentence.

(b) It is made clear that, as per Section 12 of the Probation of Offenders Act, 1958, the finding of guilty will not be a disqualification for any purpose.

5. Accordingly, the proceedings in C.C.No.696/2023 of District Munsif cum Judicial Magistrate court, Annur, Annur Taluk, Coimbatore is disposed of and consequently, this Sua Motu Transfer Case is disposed of. It is made clear that if any claim petition is filed, the disposal of this case, will not



Suo Motu TR.No.11932 of 2025

in any manner affect the same.

25.10.2025

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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.

Suo Motu TR.No.11932 of 2025

17.11.2025

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Suo Motu TR.No.11932 of 2025

D.BHARATHA CHAKRAVARTHY, J.

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Suo Motu TR.No.11932 of 2025

17.11.2025