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Suo Motu TR.No. 15673 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.09.2025

CORAM:

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

Suo Motu TR.No.15673 of 2025

(C.C.No. 600066 of 2016 of Judicial Magistrate Court No. 2, Nagapattinam
Taluk, Nagapattinam)

The State rep. by
The Sub Inspector of Police,
Nagore Police Station, Nagapattinam.

... Petitioner

Vs.

1. Suthan
2. Thamim Ansari
3. Manivasagam
4. Maharajan
5. Chellapandi

... Respondents

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 379 of
Indian Penal Code, 1860. The incident occurred in the year 2013. The
allegation in this case is that the accused committed a theft. It is reported that
the stolen property has already been recovered and returned to the defacto
complainant and there is no previous or subsequent case as against the



Suo Motu TR.No. 15673 of 2025

accused. Further, it is submitted that the case is presently pending at the stage of summons. The defacto complainant is present before the Court and has stated that he does not want to pursue the case any further.

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 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 case in C.C.No. 600066 of 2016 on the file of Judicial Magistrate Court No.2, Nagapattinam Taluk, Nagapattinam shall stand quashed and this Sua Motu Transfer Case stand disposed of.

26.09.2025

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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.

D.BHARATHA CHAKRAVARTHY, J.



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Suo Motu TR.No. 15673 of 2025

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