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Suo Motu TR.No.16023 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.09.2025

CORAM:

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

Suo Motu TR.No.16023 of 2025

(C.C.No.941 of 2022 of Judicial Magistrate Court No.2, Nagapattinam Taluk,
Nagapattinam)

For Petitioner : Mrs.G.V.Kasthuri
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 offence under Section 379 of the Indian Penal Code. The incident occurred on 23.12.2021. The property was recovered and handed over to the de facto complainant. The de facto complainant does not want to proceed with the case further. The case is pending at the stage of NBW. There is no previous or subsequent case against the accused. Considering the factual matrix, context of the case, the antecedents of the accused, the reason for absence from their usual place, and the submission that, despite best efforts, the warrant could not be executed, it is evident that even if the accused are brought to face trial, it would impinge upon their 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.



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D.BHARATHA CHAKRAVARTHY, J.

3. Accordingly, the case in C.C.No.941 of 2022 of Judicial Magistrate Court No.2, Nagapattinam Taluk, Nagapattinam, stands quashed. This Suo Motu Transfer Case is disposed of.

19.09.2025

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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