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Suo Motu TR.No. 17298 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.17298 of 2025

(C.C.No.371 of 2021 of Judicial Magistrate Court, Avinashi,  
Avinashi Taluk, Tiruppur)

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 in Cr.No.236 of 2010 dated 14.01.2010 was registered for the alleged offences under Sections 381 of the Indian Penal Code, 1860. It is reported that the stolen property has been recovered and returned to the defacto complainant. The defacto Complainant does not wish to pursue the case any further. The whereabouts of the accused is not traceable and the case is pending at summons stage.

3.Considering the nature of allegation, the antecedents of the accused, the reason for absence from his usual place, and the submission that, despite best efforts, 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.



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**D.BHARATHA CHAKRAVARTHY, J.**

shl

4. Accordingly, the case in C.C.No.371 of 2021 on the file of the Judicial Magistrate Court, Avinashi, Avinashi Taluk, Tiruppur 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.

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