



Suo Motu TR.No.17691 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.10.2025

CORAM:

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

Suo Motu TR.No.17691 of 2025

(CC.400166/2016 of Judicial Magistrate Court, Udhagamandalam Taluk,
Nilgiris)

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. The case was registered in Cr.No.662 of 2016 dated 02.09.2016. After completion of investigation, the case was charged for the offence under Section 379 of Indian Penal Code, 1860. In this case, the allegation is that the Accused had stolen materials of the cellphone tower and also a car. The property was recovered and handed over to the defacto complainant. However, the defacto complainant want to pursue the case. It can be seen that the case is pending from 2016 and the accused has been facing the trial. There is no other previous or subsequent case against the accused.

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 executed, 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.

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4. Accordingly, the case in CC.400166/2016 on the file of the Judicial Magistrate Court, Udhagamandalam Taluk, Nilgiris shall stand quashed and this Sua Motu Transfer Case stand disposed of.

27.10.2025

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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