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Suo Motu TR.No. 17884 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.10.2025

CORAM:

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

Suo Motu TR.No.17884 of 2025

(C.C.No.34 of 2016 of District Munsif Cum Judicial Magistrate Court,
Uthukottai Taluk, Tiruvallur)

For Petitioner : Mr.S.Vinoth Kumar
Government 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. The case was registered in Cr.No.231 of 2015 dated 10.07.2015 for the alleged offence under Section 279 and 304(A) of Indian Penal Code, 1860. It is submitted that the defacto complainant is not residing at the given address and remains untraceable till date. It is also not known whether any claim petition has been filed in connection with the incident. It is further submitted that the case is presently pending at the stage of summons.



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D.BHARATHA CHAKRAVARTHY, J.

3. Considering the factual matrix, context of the case, 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.34 of 2016 on the file of District Munsif Cum Judicial Magistrate Court, Uthukottai Taluk, Tiruvallur shall stand quashed and this Sua Motu Transfer Case stand disposed of. It is made clear that even if any claim petition is filed at a later stage, the present order will not affect such proceedings.

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.

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