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Suo Motu TR.No.19768 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.19768 of 2025

(STC.1269/2022 of JUDICIAL MAGISTRATE NO -II, POLLACHI, Pollachi
Taluk, Coimbatore)

For Petitioner : Mr.S.Vinoth Kumar
Govt.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. This case is registered for alleged offence under Sections 279 & 338 of Indian Penal Code. The incident occurred during the year 2016. It is submitted that the defacto complainant has filed claim petition and it was dismissed. However, the defacto complainant has no objection in closing the case. It is further submitted that there is no previous or subsequent case as against the accused and presently, the case is pending at the summons stage.



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D.BHARATHA CHAKRAVARTHY, J.

mpl/veda

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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 proceedings in STC.1269/2022 of JUDICIAL MAGISTRATE NO -II, POLLACHI, Pollachi Taluk, Coimbatore is quashed and this Sua Motu Transfer Case is disposed of. It is made clear that disposal of this case will not in any manner prejudice the claim of the defacto complainant even if any appeal is filed.

25.10.2025

mpl/veda

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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