



Suo Motu TR.No.20318 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.10.2025

CORAM:

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

Suo Motu TR.No.20318 of 2025

(C.C.No.209 of 2023 of Judicial Magistrate No.1, Erode Taluk, Erode)

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 in C.C.No.209 of 2023 was taken on the file of the Judicial Magistrate No.1, Erode Taluk, Erode for the alleged offence under Section 379 of I.P.C. The occurrence is said to have taken place on 04.02.2016. The accused committed theft of Rs.100/- from the complainant. The mother case in C.C.No.247 of 2019 proceeded further and resulted in an acquittal. The grounds for acquittal also apply to the present accused. It is reported that the property involved in this case has been recovered and returned to the complainant and the de-facto complainant and also the de-facto complainant turned hostile.



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D.BHARATHA CHAKRAVARTHY, J.

WEB COPY 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.209 of 2023 of Judicial Magistrate No.1, Erode Taluk, Erode, stands quashed. This Sua Motu Transfer Case is disposed of.

10.10.2025

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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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