



Suo Motu TR.(MD).No.12319 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATE : 19.09.2025

CORAM

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

Suo Motu TR.(MD).No.12319 of 2025

(C.C.No.1259 of 2022 on the file of the Judicial Magistrate Court No.I,
Kuzhithurai Taluk, Kanniyakumari)

The Inspector of Police,
Marthandam Police Station,
Kanyakumari.
(Crime No.224 of 2022)

... Petitioner

Vs.

1.Rassal Raj

2.R.Aswin

3.S.Aswin

... Respondents

Upon perusing the documents and case records of the above C.C.No. 1259 of 2022 transmitted to this Court and hearing the arguments of ***Mr.S.Ravi, learned Additional Public Prosecutor***, on behalf of the State, this Court passed the following



WEB COPY



Suo Motu TR.(MD).No.12319 of 2025

ORDER

Prelude:

"This dedicated bench is for implementing the pilot project to identify and dispose of criminal cases involving offences punishable with imprisonment up to 3 years pending at trial, appeal or revision stage for more than 3 years and also offences like Section 506(ii) of IPC and others, which may carry a punishment of more than 3 years in the State of Tamil Nadu with reference to the 14 Districts coming under the Madurai Bench of Madras High Court".

2.This Dedicated Bench has taken the **C.C.No.1259 of 2022** on the file of the **Judicial Magistrate Court No.I, Kuzhithurai Taluk, Kanniyakumari** as **Suo motu Special Tr.Case.(MD) No.12319 of 2025** in **Suo Motu W.P.(Crl.).(MD).No.1014 of 2025**, upon proper scrutiny and considering its suitability that it is a fit case warranting the exercise of power under Article 226 of Constitution of India to quash the said C.C., which is pending for more than **three years** without any progress.



Suo Motu TR.(MD).No.12319 of 2025

3. Brief facts of the prosecution case in C.C.No.1259 of 2022:

WEB COPY

On 25.04.2022, at about 20:30 hours, due to a verbal quarrel, the accused is said to have abused the complainant using filthy language, assaulted him with a wooden log and a van lever, pushed him down causing bleeding injuries, and threatened him with dire consequences. Therefore, a case was registered in **Crime No.224 of 2022** for the offences punishable under **Sections 294(b), 326 and 506(2) of IPC** and on investigation, final report was filed and the same was taken on file in **C.C.No.1259 of 2022** and the same is pending without trial for more than three years. **This case has been registered as a counter case to the proceedings in C.C. No.1259 of 2022.**

4. Discussion:

4.1.Both the complainant and the Inspector of Police appeared through video conference and the complainant submitted that he has settled the issues with the accused and both are living peacefully and agreed to close the case. He also stated that he is consenting for compromise without any coercion and also this Court on noting the demeanor of the complainant, finds no chance for coercion or threat.



Suo Motu TR.(MD).No.12319 of 2025

4.2.Mr.s.Ravi, the learned Additional Public Prosecutor also

submitted that the accused has no previous antecedents.

4.3.Due to the petty dispute between them, the complainant made a complaint and final report was filed and the same was taken on file in **C.C.No.1259 of 2022** and pending for more than 3 years. Both parties buried the hatchet dispute bonafidely and filed the compromise memo. Considering that the dispute is trivial in nature and now both the complainant and accused have settled their dispute voluntarily without any threat or coercion, and living peacefully and since the case comes within the parameters of law laid down by the Honourable Supreme Court in the cases of *Gian Singh Vs. State of Punjab and Another* reported in (2012) **10 SCC 303**, *State of Madhya Pradesh Vs. Laxmi Narayan and Others* reported in (2019) **5 SCC 688** and other related judgments and the case is pending without trial for more than three years and continuation of the trial by examining the witnesses would lead to wastage of time and wastage of Government exchequer and also lead to docket explosion without adjudication and the chance of conviction even after the full-fledged trial would also bleak, this Court is inclined to quash the proceedings by exercising power under Section 482 Cr.P.C.



Suo Motu TR.(MD).No.12319 of 2025

WEB COPY 5. Accordingly, the **C.C.No.1259 of 2022** on the file of **Judicial**

Magistrate Court No.I, Kuzhithurai Taluk, Kanniyakumari is quashed and this *Suo Motu* Transfer case stands closed.

19.09.2025

pal

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.



WEB COPY



Suo Motu TR.(MD).No.12319 of 2025

K.K.RAMAKRISHNAN,J.

pal

Order made in
SUO MOTU Tr. (MD).No.12319 of 2025

19.09.2025