



Suo Motu TR.(MD).No. 13665 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATE : 22.09.2025

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THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

Suo Motu TR.(MD).No.13665 of 2025

(C.C.No.47 of 2019 on the file of the Judicial Magistrate No.I Court,
Sivakasi, Virudhunagar District)

The Inspector of Police,
Sivakasi Town Police Station,
Virudhunagar District.

... Petitioner

Vs.

Nagoor Mohamed

... Respondent

Upon perusing the documents and case records of the above **C.C.No.47 of 2019** transmitted to this Court and hearing the arguments of ***Mr.S.Ravi, learned Additional Public Prosecutor***, on behalf of the State and ***hearing the jurisdiction probation officer*** this Court passes the following



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ORDER

WEB COPY **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.47 of 2019** on the file of the learned **Judicial Magistrate No.I Court, Sivakasi, Virudhunagar District** as ***Suo motu* Special Tr.Case.(MD) No.13665 of 2025** in **Suo Motu W.P.(CrI.).(MD).No.1014 of 2025**, upon proper scrutiny and suitability as a fit case warranting the exercise of power under section 482 of Cr.P.C. to quash the said C.C., pending more than six **years** without any precedent value in this pilot project.

3. Brief facts of the prosecution case in C.C.No.47 of 2019:

On 02.03.2019 at about 05.00 p.m., the accused committed theft



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of money from the cash box kept in the shop of defacto complainant.

Therefore, a case was registered in **Crime No.129 of 2019 for the offence punishable under Section 380 of IPC** and on investigation, final report filed and the same was taken on file in C.C.No.47 of 2019 and the same was pending without trial for more than six **years**.

4.Discussion:

4.1.The incident occurred in the year **2019** . The victim has received the stolen article and he has not interested in prosecuting the case and both accused and the recovery witness where about not known. Non bailable warrant is pending for the **past several years**. **Despite the best efforts made by the investigating agency, the accused has not been secured till now**. Even if the accused secured and trial would have been conducted, the chance of conviction is bleak and **case is pending from 2019 onwards** and the right of speedy trial under Article 21 of the Constitution of India also impinged, this court inclined the quash the matter by exercise the power under section 482 of the Code of Criminal Procedure.

5.Accordingly, this Sua Motu Special Tr.(MD). case stands closed on the following terms:



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5.1. The case in **C.C.No.47 of 2019** on the file of the learned **Judicial Magistrate No.I Court, Sivakasi, Virudhunagar District**, is hereby quashed.

22.09.2025

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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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K.K.RAMAKRISHNAN,J.

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Order made in
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22.09.2025