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CrI.O.P.No.35317 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.01.2026

CORAM:

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

CrI.O.P.No.35317 of 2025

Karan

... Petitioner

Vs.

State rep by The Inspector of Police,
K.4 Anna Nagar Police Station,
Chennai.

... Respondent

PRAYER: Criminal Original Petition is filed under Section 528 of BNSS to direct the learned V Metropolitan Magistrate, Egmore to expeditiously complete the trial in C.C.No.2702 of 2024 on the file of the V Metropolitan Magistrate, Egmore in accordance with law within the time stipulated by this Court.

For Petitioner : Mr.T.Balaji

For Respondent : Mr.S.Santhosh
Government Advocate (Criminal Side)

ORDER

This Criminal Original Petition has been filed to quash the proceedings in C.C.No.2702 of 2024, in Crime No.245 of 2024, on the file of the learned V Metropolitan Magistrate / V Judicial Magistrate Court, Egmore, against the petitioner.



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2. Learned counsel for the petitioner would submit that the present petition has been filed to expeditiously complete the trial pending in C.C.No.2702 of 2024. He would further submit that the petitioner is the defacto complainant in the case, the accused persons have abused his sister and they are also now trying to threaten the victim. Therefore, a direction may be issued to the learned trial Judge to complete the trial at the earliest. He would also submit that the respondent police are purposefully not producing the witnesses.

3. Learned Government Advocate (Crl. Side) appearing for the respondent Police would submit that the case stands posted to 03.02.2026 for examination of P.W.1 to P.W.5 and the respondent police will co-operate for the speedy disposal of the case.

4. It is pertinent to state that a Constitution Bench of the Supreme Court, in the case of *High Court Bar Association, Allahabad vs. State of Uttar Pradesh* reported in (2024) 6 SCC 267, has held that the constitutional courts, in the ordinary course, should refrain from fixing a time-bound schedule for the disposal of cases pending before any other court. The relevant portion of the said decision for the sake of ready reference is reproduced below:



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"47.3. Constitutional courts, in the ordinary course, should refrain from fixing a time-bound schedule for the disposal of cases pending before any other courts. Constitutional courts may issue directions for the time-bound disposal of cases only in exceptional circumstances. The issue of prioritising the disposal of cases should be best left to the decision of the courts concerned where the cases are pending."
(emphasis supplied by this Court).

5. It has also been held in the aforesaid extracted portion that in exceptional circumstances, constitutional courts may issue directions for time bound disposal of cases. In the present case, considering the fact that the accused are threatening the victim and this being an exceptional circumstance in the opinion of this Court, a direction is issued to the learned trial Judge to complete the trial as expeditiously as possible, preferably within a period of six (6) months from the date of receipt of a copy of this order.

6. With the above directions, this criminal Original Petition is disposed of.

02.01.2026

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Neutral Citation: Yes/No

A.D.JAGADISH CHANDIRA, J.

kas

To

1. The V Metropolitan Magistrate,
Egmore, Chennai.
2. The Inspector of Police,
K.4 Anna Nagar Police Station,
Chennai.
3. The Public Prosecutor,
High Court of Madras.
Chennai 600 104.

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