

JUDGMENT MATRIX

Sita Soren v. Union of India (MANU/SC/0158/2024; 2024/INSC/161)

Corruption & Bribery Not Immune Under Parliamentary
Privileges

Seven judge bench overrules five judge bench ruling in PV
Narasimha Rao v. State (CBI/SPE)
(MANU/SC/0293/1998; 1998/INSC/185)

ISSUES

Present view

Previous view

Can MP/MLAs claim immunity under Articles 105 & 194 of the Constitution, from prosecution on a charge of bribery for casting votes in Parliament or Assembly?



Immunity can't be granted in the cases of corruption and bribery as it erodes probity in public life and parliamentary democracy.



The object of immunity under Constitution is to ensure independence of legislature for healthy functioning of parliamentary democracy.