IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.2500 OF 2024

Krishnamurthy **...Appellant**

Versus

State of Karnataka **...Respondent**

O R D E R

Having gone through the impugned orders convicting the appellant under the Prevention of Corruption Act, 1988, and sentencing him to one year imprisonment, we are not inclined to interfere with either the conviction or the sentence.

2. However, with regard to the fervent plea of the learned Counsel for the appellant, based on the medical condition of the appellant, we had by order dated 25.09.2026, directed the State to report on the overall health of the appellant after getting him examined by a Medical Board.

3. The report of examination has been placed before us by the District Medical Board & District Surgeon, District Hospital, Haveri, which reads as follows:-

Signature Not Verified
Digitally signed by VISHAL ANAND
Date: 2026.11.25 17:51:45 IST
Reason:

'He is a known case of diabetes mellites, hypertension on medication. History of old cardio vascular accident (CVA) right hemiparesis (No records available) on medication. He

has left lower limb transtibial below knee amputation at upper 1/3rd level. So locomotor disability of left lower limb is 70% (seventy percent). He has been advised for physiotherapy for phantom limb sensation.

There is no vision in right eye (Blind eye). He can count fingers at one meter distance in left eye, no further improvement of vision with pinhole (Left eye poor vision). In left eye old diabetic retinopathy treated elsewhere laser scars present over retina with 70% (seventy percent) disability

He has got bilateral moderate hearing loss with 18% (eighteen percent) disability (Based on ABR)

According to Gazette of India notification dated on 12th march 2024 from department of empowerment of person with disabilities New Delhi. composite total percentage of disability has been calculated.

His composite total percentage of disability is 85.5% (eighty-five and half percentage)

We are of the opinion that Shri. Krishnamurty Shivappa Jigali's overall health condition is poor.'

4. Considering the above, we are of the opinion that no purpose would be served in subjecting the appellant-accused to the sentencing as ordered by the Court. In the context of the overcrowded prisons, the condition of the appellant is bound to deteriorate and the State would also be obliged to provide medical aid, which would unnecessarily burden the State.

5. Only in the above circumstances, under Article 142 of the Constitution of India, we suspend the sentence of the appellant, despite our having upheld the conviction and the sentence imposed. There shall be no coercive steps taken against the appellant-accused.

6. The appeal is dismissed with the above directions.

7. Pending application(s), if any, shall stand rejected.

..... J.
(J. B. PARDIWALA)

..... J.
(K. VINOD CHANDRAN)

NEW DELHI;
NOVEMBER 23, 2026.

ITEM NO.51 COURT NO.6 SECTION II-E

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Criminal Appeal No.2500/2024

KRISHNAMURTHY Appellant(s)

VERSUS

THE STATE OF KARNATAKA Respondent(s)

[TO BE TAKEN UP AT THE END OF THE BOARD FOR FINAL DISPOSAL]
(IA No. 107801/2023 - EXEMPTION FROM FILING O.T.)

Date : 23-11-2026 This matter was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Appellant(s) :
Mr. Sharanagouda Patil, Adv.
Mrs. Supreeta Patil, Adv.
Mr. Vishal M Vandaganoor, Adv.
Mr. Yash S Tiwari, Adv.
For M/s S-legal Associates, 2041, AOR

For Respondent(s) :
Mr. Rajesh Gulab Inamdar, AOR
Mr. Shashwat Anand, Adv.
Ms. Rakshita Singh, Adv.
Ms. Malvika Kulkarni, Adv.

Mr. Vikram Hegde- 3048, AOR
Mr. Aabir Bhattacharya, Adv.
Mr. Jai Agarwal, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. The appeal is dismissed, in terms of the signed order.

2. Pending application(s), if any, shall stand rejected.

(VISHAL ANAND) (POOJA SHARMA)
DEPUTY REGISTRAR COURT MASTER (NSH)
(Signed Order is placed on the file)