


**HIGH COURT OF MADHYA PRADESH : JABALPUR**

Endt. No..B/752...../ Jabalpur dated...06./02/2019  
III-19-38/80((Condition of Practice) Rules, 2012

The copy of Gazette Notification dated 18-01-2009 regarding amendment in the "High Court of Madhya Pradesh (Condition of Practice) Rules, 2012 is forwarded to :-

01. The Principal Secretary, Govt of M.P. Law & Legislative Affairs Department, Bhopal for information.
02. The District and Sessions Judge, .....all in the State with a further request to bring the same in the notice of all the Judicial Officers working under them.
04. District Judge, (Inspection & Vigilance), Jabalpur, Indore, Gwalior.
05. The Principal Registrar/OSD, Bench at Indore/Gwalior High Court of M.P., Jabalpur.
06. Registrar (J-1)/(J-II)/(D.E.)/(A)/(Vig.)/(I & V) / (Examination and Labour Judiciary)/ Member Secretary(SCMS) Registrar & Secretary, M.P. Legal Services Authority, High Court of Madhya Pradesh, Jabalpur.
07. Registrar , IT with a request to upload the same in the official website of High Court.
08. P.S. to Hon'ble the Chief Justice ,High Court of Madhya Pradesh Jabalpur for placing the same before His Lordship,
09. P.S. to Hon'ble Justice , Shri .....High Court of Madhya Pradesh Jabalpur for placing the same before His Lordships,
10. P.S. to Hon'ble Justice , Shri .....High Court of Madhya Pradesh Bench Indore/Gwalior for placing the same before His Lordships,
11. P.S. to Registrar General/ Principal Registrar(Judl)/ Principal Registrar ( Inspection & Vigilance), / Principal Registrar (Examination & ILR)High Court of Madhya Pradesh Jabalpur,
12. P.A. to Director/Additional Director Madhya Pradesh State Judicial Academy , High Court of Madhya Pradesh Jabalpur,
13. Deputy Registrar Confidential Section Officer, Checker/ /Work Section/Budget, High Court of Madhya Pradesh Jabalpur,

for information & appropriate action.

  
(B.P. SHAMRA)

REGISTRAR(DE)

In exercise of the powers conferred by sub section (1) of section 34 of the Advocate Act, 1961 (Act No. 25 of 1961) the High Court of Madhya Pradesh, hereby, makes the following amendments in the High Court of Madhya Pradesh (Conditions of Practice) Rules, 2012, namely:-

### AMENDMENTS

#### In the said rules,

1. In preamble, in last line, for the words "High Court and the Courts subordinate thereto", the words "High Court of Madhya Pradesh and the Courts subordinate thereto", shall be substituted.
2. For rule 3, the following rule shall be substituted, namely:-
  3. Definitions,-
    - (1) In these rules unless there is anything repugnant in the subject or context-
      - (a) "Abstention from work" means and includes calling for or participation in a strike, abstention from work in the Court or non-appearance in cases or a particular case or interruption in administration of justice in any manner by Advocates pursuant to a call issued by State Bar Council/Bar Association or any body of Advocates;
      - (b) "Bar Association" means an Association of Advocates recognized as such by the State Bar Council of Madhya Pradesh.
      - (c) "Court" means the High Court of Madhya Pradesh and the Courts subordinate to it, under the jurisdiction of the High Court of Madhya Pradesh.
      - (d) "Office Bearers" means Executive Body elected by the Members of the Bar Association(s) including its Chairman/ President.
      - (e) "State Bar Council" means The State Bar Council of Madhya Pradesh.
      - (f) "The Act" means the Advocates Act, 1961.
    - (2) The words and phrases not defined herein shall respectively carry the same meaning as assigned to them under the Advocates Act, 1961, the Code of Civil Procedure, 1908 or the High Court of Madhya Pradesh Rules, 2008, as the case may be."
3. In rule 4, sub-rule (2),-
  - (1) the words "the Appendix to" shall be deleted;
  - (2) in the end, before semi colon, the following bracket, word, figure and letter shall be inserted, namely:-  
 "(Appendix 1-D)"
  - (3) in the third proviso,-
    - (a) the words "the Appendix to" shall be deleted;
    - (b) between the word and figure "Rules, 2008" and the word "expressing" the following bracket, word, figure and letter shall be inserted:-  
 "(Appendix 1- C)"

4. After rule 13, the following rule shall be inserted namely:  
**“13-A. Uniform of Advocates appearing before a Court.** Advocates appearing before a Court shall wear the Uniform as prescribed in Chapter IV of PART VI of “The Bar Council of India Rules”.
5. After rule 16, the following rule shall be inserted namely:  
**“16-A. Procedure and Consequences of Breach.** If the State Bar Council or the Bar Association issues a call for strike or abstention from the work without the prior consent of the Chief Justice or the District Judge, as the case may be, following consequences shall ensue:-
- (1) The Office Bearers issuing call on behalf of the State Bar Council or the Bar Association shall be debarred from appearing before any Court in the State of Madhya Pradesh for a period of 1 month from the date of issuance of the call.
  - (2) In case a call is issued for going on strike or for abstention from work within 1 year from the last call, it shall result in debarment of the Office Bearers to appear in any Court in the State of Madhya Pradesh for a period of 2 months.
  - (3) If during tenure of any Office Bearer, any further call for strike or abstention from work is made, the Office Bearers shall be debarred from appearing in any Court in the State of Madhya Pradesh for a period of 3 months from the date of issuance of the call.
6. Appendix 1-A, in the last line of first para, between the words “done by” and the words “/ them” the word “hime” shall be substituted by the word “him”.
7. After Appendix 1-B, the following Appendixes shall be added, namely:

APPENDIX 1-C  
 Form No. 1  
 IN THE HIGH COURT OF MADHYA PRADESH  
 PRINCIPAL SEAT AT JABALPUR / BENCH AT INDORE /  
 BENCH AT GWALIOR  
 Memo of Appearance  
 (Civil)

Class of Case ..... No. .... of 20..... fixed for / /20.....

Appellant :

Applicant : .....

Petitioner :

Versus

Respondent :

Non-applicant : .....

1. The undersigned has been authorized, instructed and engaged by Shri/Sushri ..... (Appellant/Petitioner/Respondent, Applicant/Non-Applicant) to plead on his/her behalf, in the above proceeding in terms of order III Rule 4 (5) C.P .C.

or

The undersigned has been authorized, instructed and engaged by Shri/Sushri ..... (Appellant/Petitioner/Respondent, Applicant/Non-Applicant) to appear, act and plead on his/her behalf, in the above proceeding in terms of Rule 8 of chapter VIII of the Rules.

PLACE :

DATE :

(Signature)

Advocate for .....

Name & Address

.....

APPENDIX 1-D

Form No. 2

IN THE HIGH COURT OF MADIYA PRADESH  
PRINCIPAL SEAT AT JABALPUR / BENCH AT INDORE /  
BENCH AT GWALIOR

Memo of Appearance  
(Criminal)

Class of Case ..... No. .... of 20..... fixed for / /20.....

Appellant :

Applicant : .....

Petitioner :

Versus

Respondent :

Non-applicant : .....

1. The undersigned has been authorized, instructed and engaged by Shri/Sushri ..... (Appellant/Petitioner/Respondent, Applicant/Non-Applicant) to appear, act and plead on his/her behalf, in the above proceeding.
2. The said instruction / authorization is contained in the annexed letter / document issued by the said party, or by .....

son / daughter / wife of .....

resident of .....

who has stated that he / she has been authorized by the party to engage an Advocate on his / her behalf.

or

The undersigned undertakes to produce such letter / document authorizing him / her to appear in the proceeding, within three weeks.

PLACE :

DATE :

(Signature)

Advocate for .....

Name & Address

.....

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**REGISTRAR GENERAL**  
High Court of Madhya Pradesh