



HIGH COURT OF MADHYA PRADESH : JABALPUR

No. JD-12...../2026

Jabalpur, dated 09.01.2026

CIRCULAR

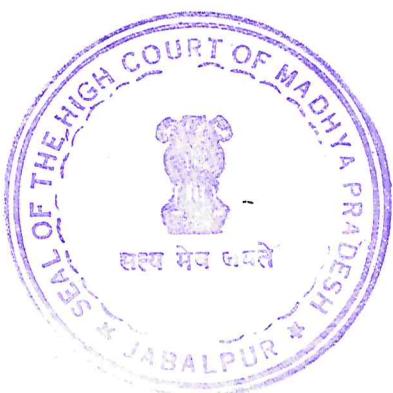
Hon'ble High Court of M.P. in Criminal Revision No. 4209/2025 (Ramlal Patel V/s State of M.P.) vide order dated 13.10.2025 has issued directions which are as under :-

1. *“That, in accordance with Rule 4,8 and 10 of the Departmental Manual, it is evident that Special Public Prosecutor(s) appointed by the Special Police Establishment (Lokayukt) before this Hon’ble Court are not permitted to appear on behalf of private party in matters related to Prevention of Corruption Act, 1988 against the Central Bureau of Investigation or State Government.”*
2. *“None of the counsels appearing for CBI will be entitled to appear against the State Lokayukt or the EOW in the matters under the Prevention of Corruption Act.”*

Copy of order dated 13.10.2025 passed in Criminal Revision No. 4209/2025 (Ramlal Patel V/s State of M.P.) is attached herewith for strict compliance.

Circular shall come into force with immediate effect.


9/1/26
Registrar General





HIGH COURT OF MADHYA PRADESH : JABALPUR

Endorsement No. *TD-13/2026*

Jabalpur, Dated 09/01/2026

Copy forwarded to:

1. Additional Solicitor General, High Court of M.P., Bench Indore.
2. Advocate General O/o AG, High Court campus, High Court of M.P. Jabalpur.
3. Principal Secretary, Law and Legislative Affairs Deptt., at Mantralaya Bhopal.
4. Director, C.B.I., Anveshan Parisar, Char Imli, Bhopal-462016.
5. A.D.G., Lokayukt, Office F - Block Sultania Road old secretariat SBI square, Thana Kohefiza ke samne lalghati, Bhopal, Pin - 462001.
6. Deputy Solicitor General, High Court campus, High Court of M.P., Jabalpur.
7. Principal Registrar (J), High Court of M.P., Principal Seat at Jabalpur, Principal Registrar Bench at Indore & Gwalior for information and to circulate amongst all concerned.
8. President/Secretary, High Court Bar Association, Jabalpur /Indore/ Gwalior.
9. President/Secretary, High Court Advocates Bar Association, Jabalpur.
10. President/Secretary, Senior Advocate Council, High Court of M.P., Jabalpur.
11. Principal Registrar (I.T.- C.S.A.), High Court of M.P., Jabalpur for information and to upload the same on the official website of the High Court.

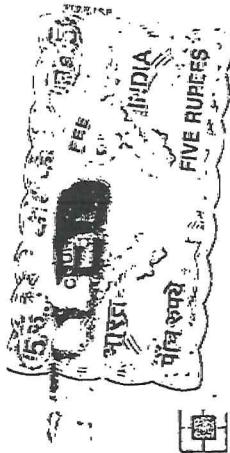


✓ 9/1/26
Vandan Mehta
(Registrar Judicial-II)

(2)

**IN THE HIGH COURT OF MADHYA PRADESH PRINCIPAL SEAT
AT JABALPUR (M.P.)**

Criminal Revision No. 4209 / 2025



APPLICANT:

Ramlal Patel , S/o Ramkhelawan Patel,
Aged About 52 years,

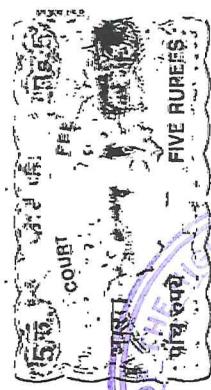
R/o – EWS, 2/28/251 Durga Park, Nehru
Nagar Rewa, District – Rewa, (M.P)

The then – Training officer , Government
Industrial Training Institute, District –
Rewa, (M.P)

28.8.25

P. Dary

Prosecution Attainted



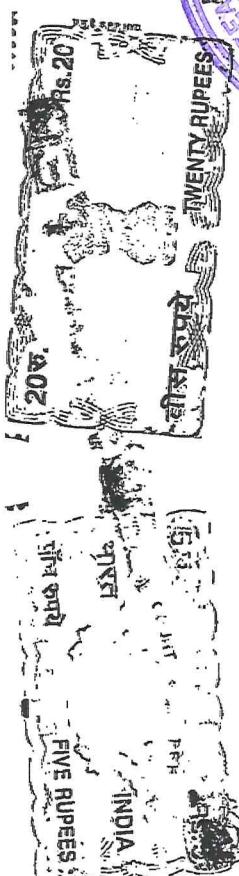
RESPONDENT(s)

VERSUS

State of Madhya Pradesh
Through The Superintendent of Police,
Special Police
Establishment(Lokayukt),
Rewa (M.P.)

Statement-
Being aggrieved by the order dated 22/08/2025 passed by the learned
Special Judge, Prevention of Corruption Act, Rewa in Spl Case No 11/2024,
which arisen from Crime No. 33/2018 registered by Special Police
Establishment - Rewa under section 7, 13(1) (d) read with 13 (2) of
Prevention of Corruption Act 1988 (Amended in 2018). Learned trial court
has passed a contrary order to the provision of Evidence Act enumerated
from section 137 to 142 and allowed witness to be examined in chief
examination after turning hostile not considering him hostile witness.
Therefore, applicant has filed the instant criminal revision.

**CRIMINAL REVISION PETITION UNDER SECTION 397 /401 OF
THE CODE OF CRIMINAL PROCEDURE / 438/ 442 OF BHARTIYA
NAGRIK SURAKSHA SANHITA 2023**





IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE VIVEK AGARWAL

&

HON'BLE SHRI JUSTICE AVANINDRA KUMAR SINGH

ON THE 13th OF OCTOBER, 2025

CRIMINAL REVISION No. 4209 of 2025

RAM LAI PATEL

Versus

THE STATE OF MADHYA PRADESH

Appearance:

Shri Atul Choudhary, learned counsel for the applicant.

Shri Abhinav Shrivastava and Shri Vikram Singh, learned counsel for the respondent.

ORDER

Per. Justice Vivek Agarwal

In compliance of the order dated 11.09.2025 passed by this Court, affidavit of Shri Jagroop Samarthlal Gusinha S/o Shri Samarth Lal Meena, Joint Director, Central Bureau of Investigation, Bhopal Zone has been filed.

Affidavit filed vide I.A. No.6734/2025 is taken on record in which in para 3, 4 and 5 it is mentioned as under :-

"3. That OM F. No. 26(1)/99-Judl. Dated 24.09.1999 issued by Department of Legal Affairs, Ministry of Law, Government of India provides guideline that a Counsel shall not advise any party in or accept any case against the Government of India in which he has appeared or is likely to be called upon to appear for or advise or which is likely to affect or lead to litigation against the Government of India (Annexure A).



4. However, there are no specific guidelines either from CBI or DoLAW.r.t state agencies and state anti-corruption cases for the Central Government Standing Counsel. It is silent on appearance against State Agencies.

5. That, although there is no express bar exists, as a general principle and on grounds of professional ethics, a Retainer Counsel/Spl. PP of CBI ought to refrain/desist from appearing against the CBI, and by implication, also against the State Lokayukt in matters under the Prevention of Corruption Act."

In this behalf affidavit of Shri Yogesh Deshmukh, Director General (Special Police Establishment), Lokayukt is also taken on record and has noted in para 4 as under ;-

"4. That, in accordance with Rule 4, 8 and 10 of the Departmental Manual, it is evident that Special Public Prosecutor(s) appointed by the Special Police Establishment (Lokayukt) before this Hon'ble Court are not permitted to appear on behalf of private party in matters related to Prevention of Corruption Act, 1988 against the Central Bureau of Investigation or State Government."

In view of such facts, let a circular be issued by the Registry that none of the counsels appearing for CBI will be entitled to appear against the State Lokayukt or the EOW in the matters under the Prevention of Corruption Act.

Learned counsel for the applicant prays for withdrawal of this revision



with liberty to make a request to the trial Court to expedite the case.

With the aforesaid liberty, this Criminal Revision is dismissed as withdrawn.

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(VIVEK AGARWAL)
JUDGE

Edr

**(AVANINDRA KUMAR SINGH)
JUDGE**

MTK

