

# STATE BAR COUNCIL OF MADHYA PRADESH

(Statutory Body Constituted under the Advocates Act, 1961)  
High Court Premises, Jabalpur - 482007 (M.P.)

## HIGH POWERED ELECTION COMMITTEE (Constituted by Hon'ble Supreme Court of India.)



Justice Sushil Kumar Palo (Former Judge)  
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क्रमांक/एस.बी.सी./एम.पी./अधीक्षक/बुनाव-2026/परिपत्र क्रमांक- 12 दिनांक 10.03.2026  
प्रति, 2026

अध्यक्ष/सचिव,

उच्च न्यायालय अधिवक्ता संघ जबलपुर, इंदौर व ग्वालियर एवं  
समस्त जिला एवं तहसील अधिवक्ता संघ,  
मध्यप्रदेश

विषय: मध्यप्रदेश राज्य अधिवक्ता परिषद के निर्वाचन 2026 के संबंध में।  
महोदय,

मध्यप्रदेश राज्य अधिवक्ता परिषद द्वारा इस परिपत्र के माध्यम से आपका एवं आपके अधिवक्ता संघ के सभी माननीय सदस्यों का ध्यान निम्नांकित लिये गये महत्वपूर्ण निर्णयों/ आवश्यक जानकारियों की ओर आकर्षित कराया जाता है एवं अपेक्षित कार्यवाही किये जाने का अनुरोध किया जाता है:-

### PART-1

मध्यप्रदेश राज्य अधिवक्ता परिषद के निर्वाचन 2026 के संदर्भ में परिषद द्वारा प्रारंभिक मतदाता सूची तैयार कर इस परिपत्र के साथ संलग्न कर आपकी ओर प्रेषित की जा रही है। इस संबंध में अधिवक्ता संघों एवं अधिवक्ताओं को आवश्यक जानकारी प्रदान करने तथा आवश्यक कार्यवाही सुनिश्चित करने हेतु यह पत्र प्रेषित किया जा रहा है।

बार काउंसिल ऑफ इंडिया द्वारा दिनांक 30 अप्रैल 2010 को पारित संकल्प क्रमांक 73/2010 के अनुसार Advocates Act, 1961 की धारा 24 के अंतर्गत नामांकित कोई भी अधिवक्ता तब तक विधि व्यवसाय करने का अधिकारी नहीं होगा जब तक वह All India Bar Examination (AIBE) उत्तीर्ण न कर ले। यह प्रावधान शैक्षणिक वर्ष 2009-2010 के बाद विधि स्नातक होने वाले सभी अभ्यर्थियों पर लागू है।

अतः जिन अधिवक्ताओं का नामांकन प्राविधिक (Provisional) रूप से किया गया है तथा जिन्होंने अभी तक AIBE उत्तीर्ण नहीं किया है, उन्हें अधिवक्ता संघ अथवा राज्य अधिवक्ता परिषद के निर्वाचन में मतदान का अधिकार प्राप्त नहीं होगा और ऐसे अधिवक्ताओं के नाम मतदाता सूची में सम्मिलित नहीं किए जाएंगे।

इसके अतिरिक्त अधिवक्ता संघों से अपेक्षा की जाती है कि वे अपने कार्यालय के सूचना पटल (नोटिस बोर्ड) पर प्राप्त प्रारंभिक मतदाता सूची को प्रदर्शित कर अपने क्षेत्राधिकार के अधिवक्ताओं को उसका अवलोकन करने हेतु उपलब्ध कराएं तथा सूची में सम्मिलित नामों का सावधानीपूर्वक परीक्षण करें। यदि सूची में किसी ऐसे अधिवक्ता का नाम पाया जाता है जो वर्तमान में विधि व्यवसाय नहीं कर रहा हो, किसी शासकीय/अशासकीय सेवा में कार्यरत हो, या जिसका निधन हो चुका हो, तो संबंधित अधिवक्ता संघ दिनांक 24 मार्च 2026 सांयकाल 4 बजे के पूर्व अपने लेटरहेड पर अध्यक्ष एवं सचिव के हस्ताक्षर सहित हाई पावर्ड इलेक्शन कमेटी की ईमेल आई-डी [sec.hpec@gmail.com](mailto:sec.hpec@gmail.com) एवं लिखित पत्र के माध्यम से परिषद को सूचित करें, जिससे अंतिम मतदाता सूची के प्रकाशन से पूर्व आवश्यक संशोधन किया जा सके। दिनांक 24.03.2026 को सांयकाल 4 बजे के बाद प्राप्त किसी भी आपत्ति या पत्र को विचारण हेतु नहीं लिया जावेगा।



न्यायमूर्ति एम. के. पाला (प्राचार्य/अधीक्षक)  
निर्वाचन आयोग

यह भी सूचित किया जाता है कि मतदाता सूची में उन्हीं अधिवक्ताओं के नाम सम्मिलित किए जाएंगे जिन्होंने अधिवक्ता कल्याण निधि (एडवोकेट वेलफेयर फण्ड) के अंतर्गत निर्धारित अंशदान परिषद कार्यालय में दिनांक 24.03.2026 तक जमा किया है।

साथ ही Certificate and Place of Practice Verification Rules, 2015 के अंतर्गत जिन अधिवक्ताओं का विधि व्यवसाय पाँच वर्ष से अधिक का है उन्हें Practice Verification कराना अनिवार्य है तथा पाँच वर्ष से कम अवधि के अधिवक्ताओं को Declaration प्रस्तुत करना आवश्यक है। निर्धारित समयसीमा के भीतर यह प्रक्रिया पूर्ण न करने की स्थिति में संबंधित अधिवक्ता का नाम मतदाता सूची में सम्मिलित नहीं किया जाएगा। 24 मार्च 2026 तक वेरिफिकेशन/डिक्लेरेशन करने वाले अधिवक्ताओं का नाम अंतिम मतदाता सूची में शामिल किया जाएगा।

जो अधिवक्ता Bar Council of Madhya Pradesh में विधिवत नामांकित हैं, All India Bar Examination उत्तीर्ण कर चुके हैं तथा Certificate and Place of Practice (Verification) Rules, 2015 के अंतर्गत वेरिफिकेशन/डिक्लेरेशन फॉर्म भर चुके हैं, परंतु किसी कारणवश उन्होंने स्थानीय अधिवक्ता संघ की सदस्यता ग्रहण नहीं की है, ऐसे अधिवक्ता भी यदि उनका नाम परिषद द्वारा जारी अंतिम मतदाता सूची में दर्ज है, तो उन्हें Bar Council of Madhya Pradesh Election 2026 में मतदान करने की पात्रता प्राप्त होगी। (संदर्भ मेमोरेण्डम क्रमांक बी.सी.आई 1516/एस.टी.बी.सी सी.आई.आर नं.4/2013 (कौंसिल) दिनांक 12.04.2013)

In the case of Writ Petition (Civil) No.1319/2023 (M.Vardhan V/s Union of India and others.) dated 18.11.2025 has mandated that any lawyer having any individual and varied grievances may apply before the High Powered Election Committee for redressal for their individual issues. Any person aggrieved by the decision of the High Powered Election Committee may approach the High Powered Supervisory Committee. The decision taken by the High Powered Supervisory Committee shall be final. **No Civil Court or High Court shall entertain any petition (s) against the decision. The orders passed in "M.Vardhan V/s Union of India and others" (Supra) has been uploaded in the website of State Bar Council of Madhya Pradesh i.e. [www.sbcofmp.org](http://www.sbcofmp.org).**

पार्ट-2

**मध्यप्रदेश राज्य अधिवक्ता परिषद के 25 सदस्यों के निर्वाचन हेतु चुनाव कार्यक्रम**

निम्नानुसार है:-

**NOTIFICATION**

In compliance with the directions issued by the Hon'ble Supreme Court of India vide Order dated 18.11.2025, 04.02.2026 & 16.02.2026 passed in Writ Petition (Civil) No. 1319/2023 (M. Varadhan vs. Union of India & Ors.) and connected matters, the High-Powered Election Committee for the State of Madhya Pradesh has finalized the election Schedule for conduct of election of State Bar Council of Madhya Pradesh. Notice is hereby given that election to constitute the **State Bar Council of Madhya Pradesh** shall be conducted as per the schedule mentioned below.

The election shall be conducted by the High-Powered Election Committee for the State of Madhya Pradesh, as directed by the Hon'ble Supreme Court & the election programme is as under:-

**ELECTION PROGRAMME**

S. No.	Particulars	Date
1	Date of Issue of Election Notification	27.02.2026
2	Publication of Provisional Electoral Roll	16.03.2026
3	Last Date for Filing Objections to Electoral Roll	24.03.2026
4	Publication of Final Electoral Roll	01.04.2026
5	Filing of Nominations	08.04.2026, 09.04.2026 & 10.04.2026
6	Scrutiny of Nominations	15.04.2026 & 16.04.2026
7	Publication of List of Candidates	17.04.2026
8	Withdrawal of Candidature & publication of final list	20.04.2026, 21.04.2026 & 22.04.2026 till 4:00 PM
9	Publication of Final List of Contesting Candidates	22.04.2026 at 5:00 PM
10	Date of Poll	12.05.2026
11	Commencement of Counting	From 16.06.2026



Handwritten signature and stamp of the Madhya Pradesh State Bar Council. The stamp includes the text 'मध्यप्रदेश राज्य अधिवक्ता परिषद' and 'निर्वाचन कार्यक्रम'.

**Note:-**

1. As per the decision of the Hon'ble Supreme Court, 30% reservation is to be provided to women candidates (20% by way of direct elections and 10% by way of co-option/election). Therefore, in view of the total strength of 25 members in the State Bar Council of Madhya Pradesh, the High Powered Election Committee resolved to conduct elections for 5 seats, as being reserved for women candidates, and to fill 2 additional seats for women by co-option. Accordingly, the break-up total number of seats shall be as follows:-

- 18 elected members
- 5 elected women members
- 2 co-opted women members

2. The nomination fee for all candidates, except physically abled persons, is Rs. 1,25,000/- (one lakh twenty five thousand rupees) and the cost of the nomination form is Rs. 5,000/- (five thousand rupees). The nomination form will be provided in two sets.

In light of the order dated 05.01.2026 passed by Hon'ble Supreme Court of India in Writ Petition(s) (Civil) No.(s) 1261/2025, the Committee has resolved that the nomination fee for differently-abled (physically handicapped) advocates/contestants for the Elections-2026 shall be Rs. 15,000/- (fifteen thousand rupees only) and the cost of the nomination form shall be Rs. 500/- (five hundred rupees).

“According to Clause 2(b) of the Madhya Pradesh Rights of Persons with Disabilities Rules, 2017, the term ‘Benchmark Disability’ refers to a person in respect of whom a certificate has been issued by the District/Divisional Medical Board certifying a disability of **40% or more**.

The above fees shall be paid through a Demand Draft/Challan in favour of “**High Powered Election Committee, State Bar Council of MP**”, payable at **Union Bank of India, SBC Branch, Jabalpur**.

3. For the purposes of election schedule office working hours shall be from **10:00 AM to 4:00 PM**.

**PART-3**

**Apart from the Qualification/Disqualification as provided by the Bar Council Rules (mentioned below), the orders passed by the Hon'ble Supreme Court of India time to time in various writ petitions shall also be applicable.**

**BAR COUNCIL OF INDIA RULES (FOR  
QUALIFICATION/DISQUALIFICATION AND PRODUCE FOR ELECTION  
AND CODE OF CONDUCT FOR THE ELECTIONS OF S.B.C/B.C.I.) 2023\***

**Rules and Amendments.** In order to improve the standard of the Bar Councils and to ensure the elections only of practicing Advocates as Member of Bar Councils, who have no bad antecedents and to stop the inclusion/election and/or continuation of Advocates having criminal antecedents or misconduct, the Council has resolved to make the following Rules and Code of conducts. The Rules are being framed under section 7(1)(b), (d), (g), (c) read with section 49(1)(a), (ah), (i) of the Advocates Act, 1961. The Hon'ble Members also raised the issue of laying down the qualifications and disqualifications for being a voter in the State Bar Council and for becoming and/or remaining a Member of State Bar Council and Bar Council of India.

Accordingly, the office has framed and proposed the rules for such qualifications and disqualifications and also certain Code of Conduct has been provided for the candidates contesting the elections of State Bar Council and Bar Council of India.

A Code of Conduct is also equally important for the Members of Bar Councils. The House accordingly resolves to make the following rules under Section-7 r/w section-49 of the Advocates' Act, 1961. Besides some mandatory guidelines for fair election and to avoid unnecessary delays in counting process are also necessary to be considered, which are prescribed herewith.

Further, the Bar Council of India vide its resolution dated 9th June 2023 has resolved that any other previous Rules/provisions in this regard, which are in anyway contrary or are in conflict with these rules, shall be deemed to have been repealed, and these rules shall have overriding effect over all other previous rules.

As per the verdict of Hon'ble Supreme Court dated 5.2.2018 passed in T.C. No. 126 of 2015, the three men-Central Election Committees/Tribunals headed by a former Chief Justice of some High Court and consisting of two former Judges of any High Court(s) was to be constituted by the Bar Council of India; and the B.C.I. has already notified Rules in this regard vide Notification dated 30.12.2020 in accordance with the verdict of Hon'ble Apex Court. The part of those Rules which are not in any way contrary to this Rules shall remain operative.

In order to bring certain reforms in the rules and procedure of elections of Bar Councils, these resolutions were also brought on record of Hon'ble Supreme Court of India vide



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L.A. No. 51257 of 2023 in M.A. No. 859 of 2020 in S.L.P. (C) No. 5440 of 2020 and in W.P. No. 82 of 2023. The Council, thereafter, reconsidered all these Resolutions again on 9th June, 2023 and the decision to get it published in Official Gazette was taken after minor modifications.

Therefore, any other previous rule/resolution or provision notified prior or subsequent to 30.12.2020, if is contrary to the above order of Hon'ble Apex Court, shall be treated to have been repealed.

## **CHAPTER I** **QUALIFICATIONS AND DISQUALIFICATIONS**

1. **Qualifications for being a voter in the elections of State Bar Council.** -Any Advocate enrolled with the concerned State Bar Council who is a regular practitioner as per Bar Council of India Certificate and Place of Practice (Verification) Rules, 2015 (as amended from time to time) shall be entitled to be a voter in the elections of Bar Council subject to other conditions mentioned herein.

2. **Disqualifications for being a voter.**-If an Advocate is a convict in any Criminal Case or in Contempt Case, he/she shall not be qualified to be a voter of State Bar Council. Any Advocate who is a defaulter under Rule-40 of Bar Council of India Rules (prior to nine months from the date of election) shall not be a voter for the elections of State Bar Council. (However, the State Bar Council may waive this condition and include the name of any Advocate in the list of voter, if he/she clear the dues under Rules 40 before the publication of final electoral roll).

3. **Qualification for being a Member of State Bar Council(s).**-Any Advocate who is a regular practitioner and not a convict and who has not been punished by any Disciplinary Committee (of Bar Council or Bar Council of India till the period before 9 months of the election), shall be entitled to contest the election of State Bar Council. The Advocate should have a valid certificate & degrees duly recognized by concerned State Government. Any enrolment procured on the basis of an invalid certificate or degree shall not be treated to be valid for being a Member of any State Bar Council, irrespective of the inclusion of such Advocate on the State-roll.

4. **Disqualification for being a Member of State Bar Council(s) and Bar Council of India.** An Advocate, for being a Member of any Bar Council should not have been punished by any Disciplinary Committee and/or should not be a convict. There should be no Criminal case of serious nature (prescribing punishment for 7 years or more) pending against him/her prior to 9 months of the election. There should be no Disciplinary Committee Case pending before 9 months of election against him/her. He/she should be regular in practice and should not be in any other job or occupation. Any Advocate doing work of Handwriting expert or appearing as a witness in support of any litigant, shall not be eligible to be a Member of any Bar Council.

**Note.** The nomination form of every such election of State Bar Council/Bar Council of India should contain the column to the aforesaid effect and the proposer/seconded and the candidate shall be required to make the declarations in accordance with these rules, failing which the nomination paper shall be rejected. Any concealment shall attract appropriate disciplinary and criminal action, besides the cancellation of candidature and/or removal from Membership of concerned Bar Council/Bar Council of India.

## **CHAPTER II**

5. **Code of Conduct for Members of Bar Council.**-Flashing/Publishing threatening statement with ulterior motive to malign image of anybody. illegal self-gain shall amount to misconduct, which may result in popularity or cancellation of candidature in election or removal of a Member from any Bar Council.

6. **Code of Conduct for State Bar Council Elections.** A. Offering or accepting anything either in cash or in kind for casting vote in favour of any candidate shall be treated to be a serious corrupt practice. Any complaint in this regard, if proved before the Central Election Tribunal/Committee (constituted vide Notification as per order of Hon'ble Apex Court in T.C. Case No. 126/2015, dated 5th February, 2020) shall result in cancellation of the candidature of such person; or such member may also be removed, from the Bar Council, even after result of election. In case of such removal, the last candidate who was in the queue of elimination, shall be inducted as a Member of State Bar Council.

B. Taking shelter of mal-practice, using hate speech or anti-national or anti-institutional speech, using offensive or defamatory words or threatening words against any Judge, Bar Council or any candidate or making false or vague or bald allegation with an intent to damage the reputation or image of any candidate or Member shall be treated to be serious misconduct and corrupt practice; and if proved finally before the Central Election Committee/Tribunal, such conduct/practice may debar such candidate from contesting election; And if any such person has been declared elected, the Central Election Tribunal/Committee may remove such person from the membership of the Bar Council or Bar Council of India.

C. Any offensive or defamatory or provocative message or statement or video or audio or speech made viral on social, electronic or print media may be a material and substantive



न्यायभूत एस. के. पाली (पूर्व न्यायाधीश)

निर्वाचन अधिकारी

मध्य प्रदेश राज्य अधिवक्ता परिषद्

evidence to attract the provisions of these rules and may be sufficient for the punishment under these rules.

D. Any such offensive/defamatory message or statement or video or audio or speech or threat on any media (social, electronic or print) may disqualify a candidate from becoming a Member of State Bar Council or Bar Council of India.

E. The Central Election Tribunal/Committee may also debar such persons from contesting the next election or if the charges are very serious, he/she may be debarred from contesting any election of any Bar Council in future by the Central Election Tribunal/Committee.

#### PART-4

##### 1. मतदान केन्द्रों के संदर्भ में :-

परिषद के प्रस्तावित चुनाव में प्रत्येक उन स्थानों पर जहाँ पर सिविल कोर्ट कार्यरत है, वहाँ मतदान केन्द्र बनाये जायेंगे, एवं जिन स्थानों पर सिविल कोर्ट, जिला न्यायालय, तहसील न्यायालय एवं लिंक कोर्ट जो कि दिनांक 12.05.2026 को कार्यरत हैं एवं जिन स्थानों पर सिविल कोर्ट कार्यरत नहीं हैं, वहाँ पर व्यवसायरत् अधिवक्ताओं को अपने निकटतम सिविल कोर्ट न्यायालय में जाकर मतदान करना होगा।

##### 2. मतदान तिथी पर परिचय पत्र साथ रखने के संदर्भ में :-

मध्यप्रदेश राज्य अधिवक्ता परिषद के 12 मई 2026 के प्रस्तावित चुनाव में प्रदेश के उन सभी स्थानों पर जहाँ नियमित सिविल कोर्ट कार्यरत है, उन्हें मतदान केन्द्र बनायेगी, एवं मतदान तिथी पर प्रत्येक अधिवक्ताओं के लिये यह आवश्यक होगा कि वह असुविधा से बचने हेतु अपने साथ अपना परिचय पत्र लायें। किसी विवाद की स्थिति में चीफ/पोलिंग ऑफिसर इस संदर्भ में निर्णय लेने हेतु सक्षम रहेंगे।

##### 3. अधिवक्ता संघ के अध्यक्ष एवं सचिव का वाट्सऐप नंबर एवं अधिवक्ता संघ की ई-मेल आई-डी:-

परिषद एतद् आपसे अनुरोध करती है कि आप अपने लैटर हेड में अधिवक्ता संघ के अध्यक्ष एवं सचिव का वाट्सऐप नंबर एवं अधिवक्ता संघ की ई-मेल आई-डी परिषद कार्यालय को दिनांक 24 मार्च 2026 तक सायंकाल 4 बजे तक दिये गये ई-मेल आई डी [sec.hpec@gmail.com](mailto:sec.hpec@gmail.com) में अथवा पत्र के माध्यम से प्रेषित करें। उपरोक्त सूचना निम्न प्रारूप में ही प्रेषित की जाये :-

क्रमांक	अध्यक्ष/सचिव	वाट्सऐप नंबर	ई-मेल
1.			
2.			

नोट:- मध्यप्रदेश राज्य अधिवक्ता परिषद के निर्वाचन 2026 से संबंधित सभी प्रकार के पत्राचार निर्वाचन अधिकारी, बार कौंसिल ऑफ मध्यप्रदेश, स्टेट बार कौंसिल बिल्डिंग, जबलपुर म.प्र. के पते पर या ईमेल आईडी [sec.hpec@gmail.com](mailto:sec.hpec@gmail.com) में एवं पत्राचार के माध्यम से होंगे।



10. III. 2026  
न्यायमूर्ति एस. के पाला (पूर्व न्यायाधीश)  
निर्वाचन अधिकारी  
मध्यप्रदेश राज्य अधिवक्ता परिषद

##### प्रतिलिपी:-

- माननीय महाधिवक्ता महोदय, मध्यप्रदेश शासन की ओर सूचनार्थ।
- कार्यालय प्रभारी, इंदौर व ग्वालियर कार्यालय, मध्यप्रदेश राज्य अधिवक्ता परिषद को सूचनार्थ।
- रजिस्ट्रार जनरल, मध्यप्रदेश उच्च न्यायालय, जबलपुर की ओर सूचनार्थ।