

IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE
CRA No. 1150 of 2015
(LAVKESH Vs THE STATE OF MADHYA PRADESH)

Dated : 14-05-2025

Shri Chandra Prakash Purohit - Advocate for the appellant.

Shri Sudeep Bhargava - Dy. Advocate General for respondent/State.

I.A.No.5949/2025 is the second application filed under Section 430(1) of the Bhartiya Nagrik Suraksha Sanhita, 2023 filed on behalf of the appellant - Lavkesh for grant of bail and suspension of remaining jail sentence. The application is supported by the affidavit of the counsel who has been engaged to argue on behalf of the appellant.

Advocates are not supposed to give affidavit in support of the facts stated in the application. In the present application, it has been pleaded that the appellant has been falsely implicated and he has not committed any crime. These facts cannot be verified by an Advocate as he was not present at the time of incident. Hence, this practice of filing affidavit by the Advocates is deprecated.

Accordingly, I.A.No. 5949/2025 stands dismissed.

Let a copy of this order be sent to the Bar Association to issue general guidelines to the lawyers not to give affidavit on behalf of the parties in any matter as they are not supposed to verify the facts of the case.

Office is also directed not to accept such applications which are supported by affidavits of the Advocates.

(VIVEK RUSIA)
JUDGE

(GAJENDRA SINGH)
JUDGE