



वैज्ञानिक तथा औद्योगिक अनुसंधान परिषद्
COUNCIL OF SCIENTIFIC & INDUSTRIAL RESEARCH
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Dated 03.05.2024

From

संयुक्त सचिव (प्रशासन)
Joint Secretary (Admn.)

To

The Heads of all National Labs. /Instts.

Sub: - Revision of fee of Advocates conducting the cases before the Hon'ble Supreme Court of India, High Courts, CAT & other such Tribunals, Labour Courts/Subordinate Courts, and other Legal Services rendered by the Advocates.

Sir/Madam,

The Joint Secretary (Admn.), Council of Scientific & Industrial Research (CSIR), on the basis of the recommendations of the Committee constituted for revision of fee of the Advocate, has been pleased to approve revision of fee of the advocates conducting the cases pertaining to CSIR and its Labs/Instts. before the Hon'ble High Court, CAT & other such Tribunals, Labour Courts/Subordinate Courts and the Hon'ble Supreme Court. The revised rates are as follows: -

1. Fee rates for Advocate before High Courts, CATs and Labour/Lower Courts

S.N.	Courts	Place	Fee rates
1.	High Courts	All over India	Rs.60,000/- + expenses as per actuals
2.	CAT & and such other Tribunals as NGT, Service Tax/GST, Income Tax etc.	All over India	Rs.55000/- + expenses as per actuals
3.	Labour Courts, CGIT/Subordinate (Lower)Courts	All over India	Rs.40,000/-+ expenses as per actuals

2. Fee rate for Advocates- on Record for conducting the case before the Hon'ble Supreme Court is as under: -

Sl. No.	Items	fee rates
1.	Acting as Advocates-on- Record-	Rs.12,000/-
2.	Drafting of SLP	Rs.15,000/-

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3.	Drafting of Misc. Appl./replies -	Rs.7500/-
4.	Clerkage @ 10% of drafting	@ 10% of drafting
5.	Expenses At actual	At actual
6.	Appearance with Sr. Advocate	Rs7500/-
7.	Appearance without Sr. Advocate	Rs.15,000/-
8.	Conference with Sr. Advocate Rs.1000/- per conference (subject to a maximum of 4 conferences in a case)	Rs.3000/- per conference (subject to a maximum of 4 conferences in a case)

3. Fee payable to advocates in Arbitration cases:

S.No.	Items	Fee Rates
1.	For reading/study of records (one time only) (1) For claim upto Rs.5 lakhs (2) Claim of more than Rs.5 Lakhs	Rs.6500/- Rs.12000/-
2.	Fee for appearance before the Arbitrator, (1) For one hour (2) For more than one hour.	Rs.6500/- Rs.10500/-
3.	For drafting claim/counter claim/applications; (1) For claim upto Rs.5 lakhs (2)For claim of more than Rs.5 lakhs	Rs.6500/- Rs.12000/-
4.	For drafting of MAs	Rs.4000/-
5	Fee for conference (subject to a maximum of four conferences); (1) Upto 2 hours. (2) For more than 2 hours	Rs.3000/- Rs.6500/-
6	Expenses	Actual
7.	Clerkage	@ 10% on appearance fee before Arbitrator only.
8.	Outstation fee for advocate	Same as the Appearance fee. Boarding/Lodging/ conveyance as per entitlement of DS/COA, CSIR Hqrs/Lab./Intts.

4. Out station appearance/case fees+ Travel Expenses+ Boarding & Lodging+ Daily Allowances:

Supreme Court	High Court	CAT	Lower Court
Same as the Appearance fee.	Same as the Appearance fee.	Same as the Appearance fee.	Same as the Appearance fee.
Boarding/Lodging/ conveyance as per	Boarding/Lodging/ conveyance as per	Boarding/Lodging/ conveyance as per	Boarding/Lodging/ conveyance as per

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entitlement of DS/COA, CSIR Hqrs/Lab./Intts.	entitlement of DS/COA, CSIR Hqrs/ Lab./Intts.	entitlement of DS/COA, CSIR Hqrs/Lab./Intts.	entitlement of DS/US CSIR Hqrs/Lab./Intts.
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5. Other Legal Matters:

1.	Filing of Caveat Petition	In SC - Rs.15,000/-consolidated
		In HC- Rs.10000/- Consolidated
		In lower Court -Rs.7500/-Consolidated
2.	Written Legal Opinion (other than the cases entrusted to advocate)	Rs.7,500/- consolidated
3.	For drafting/sending Legal Notice/reply of Legal Notice	Rs.10,000/- consolidated
4.	Fee for drafting ,vetting, finalization of agreement/deed/MOU etc. & other similar legal documents	Rs.10,000/- consolidated

6. Schedule of payment of Fee: -

A	<p>Engagement of Advocate/Sr Advocate:</p> <p>Labs/institutes are required to obtain prior approval of the Competent Authority for engagement of Advocate/Sr. Advocate to file/contest the court cases, except in exceptional cases, for which ex-post facto approval can be obtained giving justification for not obtaining prior approval.</p>
B	<p>Fee payable if a case is disposed of at admission stage itself</p> <p>a. In only one or more hearings either after arguments of CSIR counsel or in his/her presence and no written reply has been filed <u>only one-third fee plus actual expenses is payable.</u></p> <p>b. If written reply has been filed : full fee plus actual expenses is payable.</p>
C	<p>Tagged matters -These are cases in which the substantial questions/facts are same or identical In other words the cases are identical with minor variations and the reply would also be more or less identical. In these cases, Lab/Inst. should request the Advocate to get the matters tagged by the Court for common hearing.</p> <p>Fee payable- Full fee in the leading case and one-third of the full fee for all other cases. However, actual expenses are payable in full in all the cases</p>
D	<p>Fee rate-</p> <p>a. The fee rate is for the entire case which includes fee for drafting of all the replies and statements and petitions/applications, hearings, miscellaneous applications, legal opinion on the Order/Judgment etc., clerkage and conference. In other words, no fee over and above the rate mentioned in this</p>

	<p>letter is payable to any Advocate without prior approval of the Joint Secretary (Admn) with concurrence of FA, CSIR.</p> <p>b. In respect of expenses which are reimbursable in full, an account is to be obtained from the Advocate before making payment. Labs/Institutes are at liberty to reimburse actual expenses with the approval of Director on recommendation of Sr. COA/COA and concurrence of COFA/FAO..</p>
E	<p>Release of payments – Half fee plus actual expenses upon filing of Petitions/counter/written statement and the balance half plus actual expenses on receipt of Judgment/Order. If no advance payment (First half fee) has been made, full fee is to be released on receipt of Judgment/Order. The fee will be paid after the applicable statutory deduction.</p>
F	<p>Effective date of the revised fee rates</p> <p>a. The fee rates mentioned in this letter are applicable only in respect of cases assigned to the Counsels/Advocates on or after the date of issuance of this letter/notification.</p> <p>b. In respect of cases assigned prior to this date the new rate of fee will be applicable on the date of engagement in continues of such case in the following exception: -</p> <p>In case of change of advocate, for any reason, in place of advocate engaged prior to issuance of this revised fee, the new advocate will be paid fee as applicable after issuance of this revised fee , as per the work done by him.</p>

You are requested to bring it to the notice of the Advocates conducting the cases pertaining to your Lab/Instt.

Please acknowledge the receipt of this communication.

Yours faithfully,

(Pankaj Goswami)

Under Secretary(Legal)

03/5/24

Encl: As above

1. Sr. CoAs/COAs/AOs of all Labs/Instts.
2. DS, Office of DG, CSIR
3. US, Office of JS(A)
4. PS to FA
5. Head, HRDG
6. CVO, CSIR
7. DS/F&AO, CSIR Complex
8. DS(CO), CSIR Hqrs.
9. IT Division- with the request that this circular may be made available on CSIR Website
10. Office Copy
11. Guard File