

CENTRAL BOARD OF SECONDARY EDUCATION  
SHIKSHA KENDRA, 2, COMMUNITY CENTRE,  
PREET VIHAR, DELHI-110092.

F.No. CBSE/HQ/Legal/F.36/2010/507

Dated : 02.08.2010

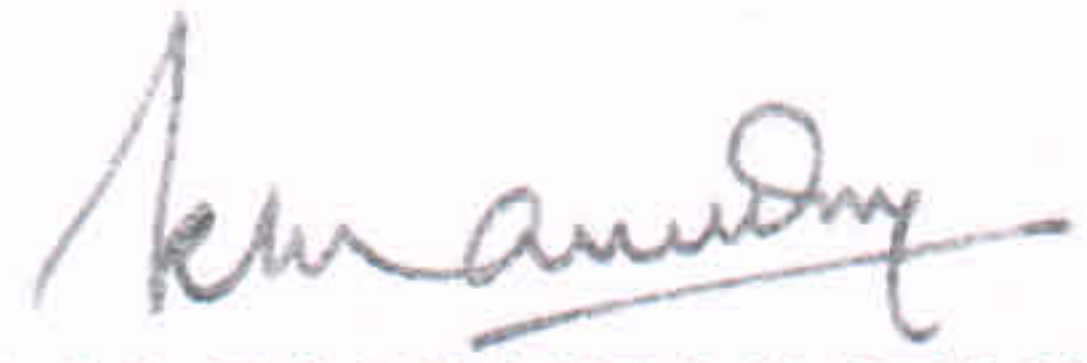
OFFICE ORDER

The professional fees payable to the Advocates for defending the cases on behalf of the Board, has been revised. The rate of fee w.e.f. 01.06.2010 for the Supreme Court, High Court and subordinate courts is enclosed. All the Regional Officers are hereby empowered to sanction and release payment to the Board's Advocates in respect of their Fee Bills, if such claims are within the Norms of the Board. If the norms are not acceptable by the Advocate, the Regional Officer may negotiate and get the quantum of the fee fixed. The quantum so fixed may be got approved from the Competent Authority of the Board while sending their proposals for engaging such an Advocate to defend a particular case. Hence, payment beyond norms can be made to such an Advocate only on the basis of approval by the Competent Authority. As far as the expenses are concerned, payment may be made subject to usual verification of the details of expenses, being in the nature of reimbursement.

All the Regional Officers, are requested to process and dispose of the fee bills of the Advocates as per revised fee structure. However, a copy of the same may be sent to the Joint Secretary (Legal), Headquarters for record.

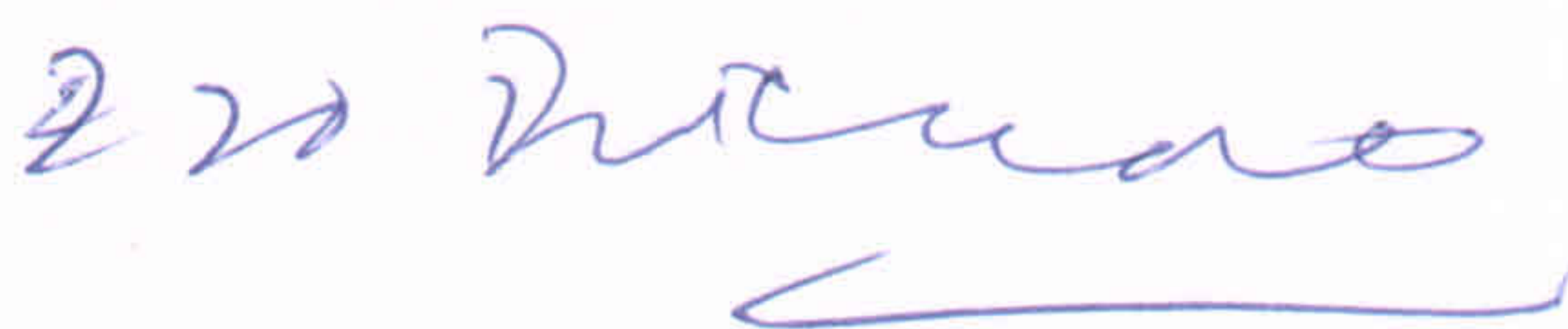
This issues with the approval of the Competent Authority.


ENCL:- As above.

  
(K.K.CHOUDHURY)  
JT.SECY.(ADMN.& LEGAL)

Copy to:

01. All the Regional Officers.
02. Dy. Financial Adviser for information.
03. PS to Chairman/PA to all HOD's
04. Librarian, for permanent file.
05. S.O.( B&C)/S.O.(Audit), H.Q. for information.



  
email- Sajjan Kumar Bhardwaj  
@ Gmail,  
com



**CENTRAL BOARD OF SECONDARY EDUCATION  
SHIKSHA KENDRA, 2, COMMUNITY CENTRE,  
PREET VIHAR, DELHI-110092.**

F.No. CBSE/HQ/Legal/F.36/2010

Dated : 031.07.2010

**REVISED RATES OF LEGAL FEE W.E.F. 01.06.2010**

The revised Legal Fees payable to the Advocates for the cases before various courts viz the Supreme Court of India and all the High Courts in India as well as the National Commission, State Commission, Central Administrative Tribunal and Minority Commission shall be as under:-

Sr.No.	Category	Previous Legal fees	Present legal fees for Supreme Court/High Court
01.	Retainer fee	Rs.6,000/- per annum	Rs.12,000/-per annum
02.	Fee for daily appearance	Rs.1,500/-per hearing (Rs.3,000/- per hearing at final arguments)	Rs.3,000/- per hearing (Rs.6,000/- for a maximum of <u>three effective hearings</u> )
03.	Drafting reply to the SLP/WP	Rs.1,100/-per case	Rs.2,200/-per case.
04.	Drafting Misc. application/Reply to the rejoinder	Rs.1,050/-per application	Rs.2,100/-per application
05.	Conference	Rs.300/- per conference	Rs.600/-per conference.
06.	Clerkage	-----	-----

- The fees of designated Sr. Advocates shall be as claimed by them.
- The fees in case of expert advice in a particular matter shall be as claimed by them.
- Rs.11,000/- per date of hearing to the advocates in Supreme court in case if, CBSE is Petitioner/Appellant.
- Rs.5,500/- per date of hearing to the advocates in High Court in case if, CBSE is Petitioner/Appellant.
- In case of bunch matters the fees shall be fixed prior to engagement and its shall be mutually agreed upon.
- There will be a maximum of three conferences in a case before the High Courts and Supreme Court. In addition to this, one conference is permissible for settling the pleadings.
- Actual expenses incurred by the Advocate on typing, Photostat charges and misc. expenditures will be reimbursed to them.
- The terms of appointment will be for a period of one year to handle the legal matters and the court cases to be filed/defended in Supreme Court/High Court or in Lower Courts.
- The appointment will be terminable on one month's notice in writing on either side.
- The Legal Advisors will be paid an Retainership fees of Rs.12,000/- at the end of the year.
- Legal opinion/reply to the legal notice referred to Legal Advisers by CBSE in a particular file shall be Rs.500/- per file plus actual expenses will be payable.

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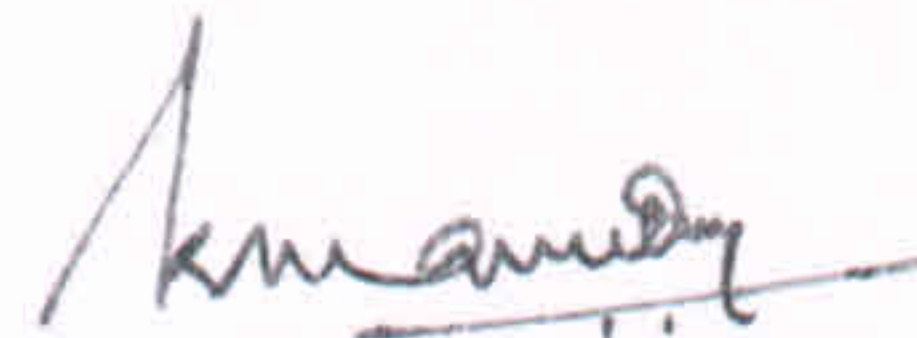
LEGAL FEE FOR LOWER COURTS

<u>Sr.No.</u>	<u>Previous Legal Fee</u>	<u>Present Legal Fee</u>
01.	Rs.2200/- per case	Rs.5000/- per case.
02.	10% Clerkage on professional fee	10% Clerkage on professional fee.
03.	Actual expenses as incurred by the counsel	Actual expenses as incurred by the counsel on typing, photostate charges and misc. expenditures.

NOTE:

01. The case in which the Law point is to be decided by the Hon'ble Courts or any other cases, if need be prior approval may be obtained from the H.Q. for engaging a Senior Advocate by the Regional Officer concerned
02. If the counsel/his Associates is/are required to go outstation prior approval may be taken from the Hqrs by the Regional Office concerned.
03. The payment of professional charges fee shall be made in the name of the Advocate who has been given power of attorney and no separate fee will be payable to the Associates of the counsel. The fee to the counsel for defending cases other than the Supreme Court and High Courts, shall be made after the disposal of the case, however the legal expenses incurred by the advocates shall be reimbursed subject to submission of the bills.
04. The counsel will look after the court cases entrusted to him. The Advocate will ensure that he or his Associate is always available in case the Board requires any legal advice/assistance in a matter.
05. The counsels shall inform about proceedings of the case to CBSE officer concerned in writing, failing which it will be presumed that no hearing had taken place.
06. In case of any dispute due to non appearance etc., the Board shall be at liberty to deduct the fees.
07. All matters/files/documents where legal advice is necessary will be referred to him for his advise. He will also be required to examine and prepare draft replies, mortgage deeds, prepare legal documents for signing agreements, contracts and also replies and notice wherever necessary. No extra payment will be made for the above said tasks.

This issues with the approval of the Competent Authority of the Board.

  
(K.K.CHOUDHURY)  
JT.SECY.(ADMN.& LEGAL)