

**SECL :- SCHEDULE OF FEES FOR ADVOCATES/LAW FIRMS FOR
THE STATE OF CHHATTISGARH AND MADHYA PRADESH**

MODIFIED : SCHEDULE OF FEES FOR ADVOCATES/LAW FIRMS

SCHEDULE OF FEES - PROPOSED AMENDMENTS.

FEE PAYABLE TO SG/AG/ASG/DY. AG

S.No.	Heads	Fees currently paid	Proposed Fee
1	For all courts	On Actual basis	Fee payable to the Government Pleaders will be on actual basis.

SENIOR ADVOCATES - DESIGNATED (For CG & MP)

S.No.	Heads	Fees currently paid	Proposed Fee
A	ANY HIGH COURT		
1	Fee for effective local appearance	Rs 10,000/- per day per case	Rs 22,500/- per day per case
1A	Fee for non effective local appearance	No provision	1/3rd of the above
2	Fee for effective outstation appearance**	Rs 15,000/- per day per case	Rs 34,000/- per day per case
2A	Fee for non effective outstation appearance**	No provision	50% of the above

Note : Appearance of Sr. Advocate will be in consultation with the dealing Advocate and with the consent of HOD (L), on as and when required basis.

*** Outstation appearance - appearance in any court lying outside the declared base office(s)/location(s) of the Senior Advocate*

3	Batch Matters	One set of fee for every five cases or part thereof. Expenses as claimed may be paid on per case basis	one full set of fee for the first case and 10% fee for subsequent cases in a batch of 10 cases i.e. one full set of fee will be paid for the 11th case and so on.
B	ARBITRAL TRIBUNAL/ARBITRATORS		
1	Fee for effective local appearance	Rs 10,000/- per day per case	Rs 22,500/- per day per case
1A	Fee for non effective local appearance	No provision	1/3rd of the above
2	Fee for effective outstation appearance**	Rs 15,000/- per day per case	Rs 34,000/- per day per case
2A	Fee for non effective outstation appearance**	No provision	50% of the above
C	Fee for conference - both local and outstation (for cases and opinions) with SECL Officials/dealing Advocate.	Rs 3,500/- per conference . Maximum 5 conference in a case.	Rs 8,000/- per conference subject to a maximum of 3 conferences.*

	<p><i>## For HQ cases, each conference will be held with due written consent of HoD (Legal) and for area cases, with due written consent of Area General Manager and the same shall be certified by the official attending the same or the Advocate of management, so deputed, attending the same. Such certification should entail the purpose of such a conference. Advocate has to annex copy of such certificate in the Bill, a proforma of which will be floated along with the SoF .</i></p>		
	<p><i>* Additional conferences will be admitted at the same rate i.e Rs 8,000/- per conference subject to certification by HoD (Legal) that the said conference was warranted for the effective pleading of the matter.</i></p>		
D	<p>Fee for settling of drafts of all kinds including but not limited to : legal opinion, agreements, deeds, Misc Applications.</p>	<p>Rs 3,000/- per draft per subject/case.</p>	<p>Rs 7,000/-per draft per subject/case including clerkage.</p>
E	<p>Clerkage</p>	<p>10 per cent of the fee</p>	<p>10 per cent of the fee</p>

ADVOCATES EMPANELLED WITH SECL (CG & MP)			
S.No.	Heads	Fees currently paid	Proposed Fee
I	HIGH COURTS, COMPETITION COMMISSION, GREEN TRIBUNAL, STATE CONSUMER FORUM AND OTHER EQUIVALENT COURTS		
A	Civil matters - Writ Petitions/Appeals/Contempt		
1	Consolidated fee per case	Rs 10,000/-	Rs 22,500/-
2	Misc. Expenses including clerkage	Rs 1,500/-	10% of the fee
3	Conference with SECL officers/Senior Advocates in reference to the case	No provision	Rs 1,000/- per conference subject to a maximum of 3 conferences.
	<p><i>## For HQ cases, each conference will be held with due written consent of HoD (Legal) and for area cases, with due written consent of Area General Manager and the same shall be certified by the official attending the same or the Advocate of management, so deputed, attending the same. Such certification should entail the purpose of such a conference. Advocate has to annex copy of such certificate in the Bill, a proforma of which will be floated along with the SoF .</i></p>		

B	<i>Criminal case of all kinds (WP/Contempt/appeals etc) including bail matters</i>		
1	Consolidated fee per case	Rs 7,000/-	Rs 22,500/-
2	Misc. Expenses including clerkage	Rs 1,000/-	10% of the fee
3	Conference with SECL officers/Senior Advocates in reference to the case	No provision	Rs 1,000/- per conference subject to a maximum of 3 conferences.
<p><i>## For HQ cases, each conference will be held with due written consent of HoD (Legal) and for area cases, with due written consent of Area General Manager and the same shall be certified by the official attending the same or the Advocate of management, so deputed, attending the same. Such certification should entail the purpose of such a conference. Advocate has to annex copy of such certificate in the Bill, a proforma of which will be floated along with the SoF .</i></p>			
C	<i>Civil - Revision/ Review/ MCC (not including time extension applications)</i>		
1	Consolidated fee per case	Rs 7,000/-	Rs 16,000/-
2	Misc. Expenses including clerkage	Rs 1,000/-	10% of the fee
3	Conference with SECL officers/Senior Advocates in reference to the case	No provision	Rs 1,000/- per conference subject to a maximum of 3 conferences.

	<p><i>## For HQ cases, each conference will be held with due written consent of HoD (Legal) and for area cases, with due written consent of Area General Manager and the same shall be certified by the official attending the same or the Advocate of management, so deputed, attending the same. Such certification should entail the purpose of such a conference. Advocate has to annex copy of such certificate in the Bill, a proforma of which will be floated along with the SoF .</i></p>		
D	Appeals to be filed through same Advocates		
1	Consolidated fee per case	Rs 7,500/-	Rs 15,000/-
2	Misc. Expenses including clerkage	Rs 1,500/-	10% of the fee
3	Conference with SECL officers/Senior Advocates in reference to the case	No provision	Rs 1,000 per conference subject to a maximum of 3 conferences.
	<p><i>## For HQ cases, each conference will be held with due written consent of HoD (Legal) and for area cases, with due written consent of Area General Manager and the same shall be certified by the official attending the same or the Advocate of management, so deputed, attending the same. Such certification should entail the purpose of such a conference. Advocate has to annex copy of such certificate in the Bill, a proforma of which will be floated along with the SoF .</i></p>		
II	ARBITRAL TRIBUNAL/ARBITRATORS		

1	For cases upto the suit value of Rs 1 crore	No such provision	Consolidated fee 24000
	Misc. Expenses including clerkage	No such provision	10% of the fee
	For cases between the suit value of more than Rs 1 crore upto 5 crores	No such provision	Consolidated fee 29000
	Misc. Expenses including clerkage	No such provision	10% of the fee
	For cases with the suit value of more than Rs 5 crore	No such provision	Consolidated fee 34000
	Misc. Expenses including clerkage	no such provision	10% of the fee
2	Fee for outstation appearance	Rs 1,500/- per day	Rs 3,400/- per day per case
<i>The Outstation fee will be in addition to the consolidated fee, as applicable.</i>			
3	Documentation/ preparation of claim/reply/Misc Applications etc	Rs 1,500/- consolidated	10 % of the consolidated fee
4	Conference with SECL officers/Senior Advocates in reference to the case	Rs 300/- per conference	Rs 1,000/- per conference subject to a maximum of 3 conferences.
<i>Note : In case of filing of appeals against the Arbitration Award, the fee paid for defending such appeal would be as per the appropriate forum.</i>			

For HQ cases, each conference will be held with due written consent of HoD (Legal) and for area cases, with due written consent of Area General Manager and the same shall be certified by the official attending the same or the Advocate of management, so deputed, attending the same. Such certification should entail the purpose of such a conference. Advocate has to annex copy of such certificate in the Bill, a proforma of which will be floated along with the SoF .

III		DISTRICT COURTS (CG and MP)	
A	Cases before Commercial Court		
1	Consolidated fee per case	No provision	For suits upto 1 crore - Rs 15750
			For suits valuing > 1 crore and <5 crores - Rs 19000
			For suits valuing >5 crores - Rs 24000
2	Misc. Expenses	No provision	10 % of the fee
3	Conference with SECL officers/Senior Advocates in reference to the case	no provision	Rs 1,000/- per conference subject to a maximum of 03 conferences.

B	Suits before District/Sessions Courts and other equivalent courts including CGIT		
1	Consolidated fee per case	Rs 7,500/-	Rs 17,000/-
2	Misc. Expenses	Rs 1,500/-	10%
3	Conference with SECL officers/Senior Advocates in reference to the case	No provision	Rs 1,000/- per conference subject to a maximum of 03 conferences.
C	Appeals before District Court/Sessions Court and other equivalent courts/Case before District Consumer Forum		
1	Consolidated fee per case	Rs 4,500/-	Rs 10,000/-
2	Misc. Expenses	Rs 1,500/-	10%
3	Conference with SECL officers/Senior Advocates in reference to the case	No provision	no conference
D	Cases before Lower Courts including CBA tribunal and other equivalent courts		
1	Consolidated fee per case	Rs 4,000/-	Rs 9,000/-
2	Misc. Expenses	Rs 1,000/-	10%

3	Conference with SECL officers/Senior Advocates in reference to the case	No provision	no conference
IV	OPINIONS/DRAFTING OF DOCUMENTS LIKE BONDS/AGREEMENTS/DEEDS/SPECIAL AFFIDAVITS/MISC APPLICATIONS ETC		
	Special affidavits would mean affidavits which are to be submitted before the Court of Law on special directions and like wise.		
1	Consolidated fee per subject.	Rs 3,000/- per draft	Rs 6,000/- per draft
V	NOTICES / REPLY TO NOTICES		
1	Consolidated fee per subject.	Rs 1,000/- per draft	Rs 2,000/- per draft
VI	OUTSTATION WORK		
1	Consolidated fee	Rs 3,000/- per day	Rs 6,500/- per day
	<i>Note : Fee payable when the Counsel is required to go outside his declared base office(s)/location(s) in connection with litigation or otherwise, for conference/hearing</i>		
	<i>Outstation work will be subject to prior written consent of HoD (Legal)</i>		

	<p>Bills of outstation work for appearance in cases shall be paid on submission of order sheets for the claimed date of appearance. Other outstation work shall be subject to prior written consent of HoD (Legal) for HQ matters and of Area General Manager for area matters.</p>		
VII	FILING CAVEAT		
1	Consolidated fee per case including Clerkage/Misc Expenses	consolidated fee	Rs 3,000/-
2	Clerkage/Misc. Expenses	Rs 1,500/-	zero
	<p><i>Note : Fee payable for Caveat would be set off from the fee prescribed under the relevant head if the Caveat is succeeded by a petition.</i></p>		
VIII	<i>Misc Expenses for obtaining certified copies of order/writs etc in which the counsel was not engaged.</i>	no provision	Rs 2,000/- consolidated
IX	SPECIAL FEE		
	<p>For Exceptional cases involving arduous nature of work both in terms of drafting and also in respect of arguing, involving exceptional time and efforts a payment of special fee may be paid. However, this will be subject to specific recommendation of the HoD (Legal) with justification to be recorded in writing and approval of the concerned Functional Director.</p>		

X	Batch Matters	no provision	one full set of fee for the first case and 10% fee for subsequent cases in a batch of 10 cases i.e. one full set of fee will be paid for the 11th case and so on.
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XI	SCHEDULE OF PAYMENT	Earlier an advance fee of 50% of the consolidated amount was paid.	<p>a) 30% of the consolidated fee at the time of filing of Vakalatnama and after the first hearing of the matter is concluded, subject to submission of order sheet.</p> <p>b) 70% of the consolidated fee to be paid at the time of submission of the certified copy of the Judgement along with an opinion as to the next course of action to be taken.</p>
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	<p>Advocate is required to submit the web/certified copy of the judgement along with their opinion describing the next course of action available to the management. NO fee would be paid for such opinion.</p>		
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XII	Standing counsel fee	no provision	Rs 500/- per notice
<p><i>All standing counsels are required to send scanned copy of the Notice(s) to HoD (Legal) as well as to the concerned official of the Area, as the case may be, immediately i.e. on the same day of its receipt, through email. In addition, hard copy of the Notice(s) is required to be made available to HoD (Legal), SECL on the same day.</i></p>			

General Terms and conditions

A) Billing Related Terms :

1. All Bills are to be submitted as per the circulated proforma.
2. Bills for each case is required to be raised in the following manner :
 - i. 30% of the consolidated fee at the time of filing of Vakalatnama and after the first hearing of the matter is concluded subject to submission of order sheet.
 - ii. 70% of the consolidated fee to be paid at the time of submission of the certified copy of the Judgement along with an opinion as to the next course of action to be taken.
3. For cases decided in the motion stage, 30% of the consolidated fee shall be payable.
4. For batch matters, 30% and 70% respectively of one full set of fee for the first case plus 10% fee for subsequent cases in a batch of ten cases and so forth shall be payable.
5. The Schedule of payment is only applicable in respect of consolidated fees. Outstation fees shall be paid trip-wise.
6. All bills must be presented within 10 days of the rendering of the professional services.
7. Bills complete in all respect will be processed and ensured to be paid within 30 days of receipt in Legal dept.

8. All bills are to be presented to HQ Legal dept. from where they would be forwarded to concerned Areas whenever the case may be.
9. The statutory deductions taxes etc. shall be made as per relevant provisions. GST shall be paid on reverse charge mechanism.
10. Law Firm empaneled for the state of CG and MP shall be paid at per with the empaneled Advocates of such states.
11. Advocates/Law Firms empanelled for assignments to be undertaken other than in states of MP and CG and for Forums/Courts not covered under the SoF, shall be governed by the Schedule of Fees of CIL/subsidiary concerned, as applicable from time to time, in this regard.
12. The revised Schedule of Fee is applicable prospectively from the date of coming into force of the same i.e. for newly instituted cases from the said date.

B) Travelling Expenses and Outstation fee Terms:

1. Bills relating to Travelling expenses/conveyance (if conveyance is not arranged by the company) of the Advocates both Senior and empanelled are payable on actual basis subject to submission of the following :
 - a. For empanelled Advocates : Taxi/own vehicle bills/Certification¹ (subject to an outer limit of Rs 12 per KM), railway ticket(s) (in AC First Class) and Air Ticket(s) (in Economy class) along with Boarding Pass(s) as the case may be, in original, duly certified that the amount was paid by the claimant.
 - i. In case of travel by road, the reasonability of the total distance travelled, would be validated by the Bill Accepting Authority
 - b. For Senior Advocates : Taxi/own vehicle bills/Certification² (subject to an outer limit of Rs 15 per KM), railway ticket(s) (in AC First Class) and Air Ticket(s) (in Business class) along with Boarding Pass(s) as the case may be, in original, duly certified that the amount was paid by the claimant.

¹ If the journey is undertaken by the concerned Advocate by own car, he will be required to give an Undertaking to the effect that "***it is certified that the journey from (place) to (place) has been undertaken by own car bearing No. during the period from (date) to (date) for attending the Court/conference.***"

² If the journey is undertaken by the concerned Senior Advocate by own car, he will be required to give an Undertaking to the effect that "***it is certified that the journey from (place) to (place) has been undertaken by own car bearing No. during the period from (date) to (date) for attending the Court/conference.***"

- i. In case of travel by road, the reasonability of the total distance travelled, would be validated by the Bill Accepting Authority.

2. Entitlement of Hotel accommodation

- a. For empanelled Advocates : Entitlement of Hotel accommodation (if not arranged by the company) is upto three/four star Hotel, payable on actual basis, subject to the reasonability of expences incurred during the stay, to be validated by the Bill Accepting Authority. Where the accommodation has been availed in a non-star hotel, the claim would be permissible to an outer limit of Rs 2000/- per day. The bills will be payable subject to submission of Hotel Bills in original, duly certified that the amount was paid by the claimant.
- b. For Senior Advocates: Entitlement of Hotel accommodation (if not arranged by the company) is upto five four star Hotel, payable on actual basis, subject to the reasonability of the food expenses incurred during the stay, to be validated by the Bill Accepting Authority and would be payable subject to submission of Hotel Bills in original, duly certified that the amount was paid by the claimant.

3. Outstation charges:

- a. Outstation charges is payable for days of Counsel's absence from headquarters/place(s) of practice including the days of departure and arrival back at the Headquarters but no fee will be paid for the day of departure if he leaves the headquarter after 4.00 PM or for the day of arrival if he arrives at the headquarters before 9.00 AM.
- b. Outstation charges will be calculated in the following manner:
 - i. Full day fees will be admissible for each completed period of 24 Hrs. absence to be reckoned from the time when the advocate leaves Hqrs/Place(s) of practice.
 - ii. Outstation charges will be paid for the period of absence from Hqrs subject to point 3 (a) above. Full day fees will be admissible for period of absence in excess of 12 hours. If the period of

absence is less than 12 Hrs. the entitlement is for 50% fee. Time of departure and arrival to Hqrs./Place(s) of practice shall be mentioned in the Bill.

C) Process Related Terms:

1. Cases clubbed/tagged together by the Hon'ble courts or two or more similar cases in which identical or similar points/questions of law or facts are involved (which may have not been clubbed by the Hon'ble court) will be treated as Batch Matters.

2. Effective hearing shall mean, a hearing in which either one or both or all the parties involved in a case are heard by the Hon'ble court. If the case is only mentioned and adjourned or merely the judgement is pronounced, it would not constitute an effective hearing.

3. During the pendency of the proceedings if the Counsel is changed for some reason, a fee commensurate to the work done shall be paid to the outgoing Counsel and also to the incoming Counsel as per the schedule of payment mentioned at A(2) above.

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