



## **NOTICE FOR EMPANELMENT OF ADVOCATES**

27.4.2019

*Applications are invited from eligible counsels for empanelment in Central Electronics Limited (CEL) a Public Sector Enterprise under the Ministry of Science and Technology, Department of Scientific and Industrial Research for conducting and handling cases on Civil/Criminal/Service/Labour matters in various courts/tribunals in Delhi and NCR. Interested Advocates who fulfill the following criteria and experience may apply for empanelment to Central Electronics Limited:-*

### **Eligibility**

*An Advocate with minimum 5 years of regular practice in conducting cases of Civil/Criminal nature in the High Court of Delhi, for empanelment.*

*An Advocate with minimum 5 years of regular practice in conducting cases of Civil/Criminal nature in the District Courts / CGIT/ CAT and other Tribunals in Delhi and/or NCR*

*Mere fulfillment of eligibility criteria does not confer the right of empanelment in favour of the applicant and decision of CEL on empanelment shall be final.*

### **How to Apply**

*Interested Advocates may send their detailed Curriculum Vitae (CV) with self-attested photocopy of certificate of enrolment issued by Bar Council and proofs of credentials with recent passport size photograph in a sealed envelope addressed to:-*

*Assistant General Manager(HR),  
CENTRAL ELECTRONICS LIMITED,  
4, INDUSTRIAL AREA,  
SAHIBABAD-201010 (U.P)*

*within 15 days of this notice. The application should be superscripted 'Application for Empanelment of Advocates'.*

*Preference will be given to those handling cases of Public Sector undertakings/ enterprises.*

*CEL may decide to empanel one or more advocates for the High court and district courts/CGIT and other Tribunals or to defer the process, if it does not find suitable candidate.*

*Fee structure will be decided by CEL from time to time. The current fee structure and other terms and conditions are being enclosed as Annexure-1 and Annexure-2 respectively.*

*Decision of CEL in all matters regarding empanelment shall be final and no correspondence or personal enquiries shall be entertained by the Company in this regard.*

*The empanelment will be valid for an initial period of two years, renewable by one year. Management reserves the right to renew the panel and/or invite fresh panel as the case may be and also accept or cancel the empanelment of any Advocate at any time without assigning any reason whatsoever.*

CENTRAL ELECTRONICS LIMITED

**ANNEXURE-1****FEE STRUCTURE**

COURT		AMOUNT IN RUPEES						
		DRAFTING		APPEARANCE		CONFERENCE	LEGAL OPINION with one conference	Capping/ maximum fee per case
		PLEADING	APPLICATIONS	Effective	Non effective (Max 5 Hearings)			
<u>District court/ labour court/ Tribunals/ Commissions</u>	<u>Delhi</u>	2300/-	1500/-	2300/-	1150/-	1200/-	5000/-	N.A
	<u>Other states</u>	2200/-	1000/-	2200/-	1100/-	1100/-	4000/-	25,000/-
<u>High Court/ Arbitration</u>	<u>Delhi and other metro cities</u>	6000/-	3500/-	5000/-	2500/-	2500/-	7,500/-	N.A
	<u>Other states</u>	5500/-	3300/-	4400/-	2200/-	2200/-	6000/-	40,000/-
<u>Supreme Court</u>		7500/-	3500/-	7500/-	3750/- (also for hearing before registrar)	3000/-	7500/-	NA

**Special terms:-****1. Compensation for attending outstation hearing:-**

Rs.10,000/- will be paid to compensate the lawyer for other day to day work so suffered for not being able to attend the official work per working day. In addition TA/DA shall be paid as under:-

The fair shall be limited to II AC train (including Rajdhani and Shatabdi Express Train) and hotel charges shall be limited to three star hotel. In case the place of hearing is not connected with rail and also in case of emergency situations, actual expenses against bills incurred by travelling through taxi or by air shall be reimbursed

**2. Engaging Senior/ eminent lawyer**

In specific cases where there occurs a need to engage the services of designated senior and eminent lawyer, approval as regard engagement and fee shall be required from CMD, CEL on case to case basis. Fee of the panel counsel shall remain same in such cases. In case of matters where senior lawyer has been engaged and for some reason he is not able to attend the hearing and arguments are lead by CEL panel counsel, in such an event panel counsel shall be paid one and half times normal fee per appearance, for such arguments.

**3. Additional one time reading fee for reading of records in following cases:-**

- Arbitration cases- Rs. 10,000/-
- Supreme court cases- Rs. 15,000/-

**4. Fee for drafting Legal notice/reply thereof shall be Rs. 4000/- per case.**

Clerkage shall be 10% of the total charges.

Filing charges, miscellaneous and out of pocket expenses shall be payable only against bill/actual basis. Self certification shall be permissible where actual bills are not feasible.

**ANNEXURE-2**



**Terms and condition:-**

1. **Effective hearing:** A hearing in which either one or both of the parties involved in a case are heard by the court. If the case is mentioned ad adjourned or only directions are given or only judgment is delivered by the court, it would not constitute an effective hearing but will be termed as non-effective.
2. **Identical cases:**
  - (i) Two or more cases in which substantially identical question of law or facts are involved, where a common judgment is delivered, or where there is no material difference in grounds and cases are heard together shall be identical cases.
  - (ii) 50% fee shall be paid for identical cases (maximum 5 such cases over and above the main case) except actual typing, photostat and filing expenses. No fee shall be payable for identical matters which exceeds five in number.
  - (iii) Appeals, revisions, and other petitions etc. if arising from same judgment/order, will be clubbed together and considered as one case, if they are heard together.
3. **Conference Fee:** It shall be payable only for face to face discussions and not for telephonic conference/ discussion.
4. **Legal Fee in two stages:** In cases where maximum fee for a case is fixed, first bill payment shall be made after filling of pleadings and second after the case is decided i.e on the receipt of certified copy of the judgment along with opinion. Fee structure shall remain valid from the date of empanelment and shall remain in force till further orders.
5. **Termination of engagement:** Engagement of a counsel shall be liable to be terminated at any time and cases may be withdrawn from the counsel without assigning any reason. In such a case the counsel shall give an NOC as required under the court Rules.
6. **Performance and constant update:** Performance of the counsel shall be monitored by the authorized officer of CEL. The counsel shall be responsible to render all assistance for legal matters, shall send a note of each proceedings/ hearing before the court etc. and keep CEL updated in writing about the status of the case, any directions given by the court, next hearing and future course of action. The counsel shall be responsible to furnish reports from time to time about the cases as desired by CEL and render true accounts of the out of pocket expenses. The counsel shall perform duties of a legal nature which may be assigned to him by CEL and shall conduct litigation in the court with utmost sincerity, integrity and in the interest of CEL.
7. **Term:** The panel shall be for an initial period of 2 years. An extension for an additional period of one year may be granted subject to the approval of CMD/Competent Authority.
8. Advocates empanelled are barred from taking any case against CEL.
9. Information/ facts obtained from CEL, will not be disclosed to any third party without the written consent of CEL.
10. The CMD/CEL may, by an order in writing relax any of the provisions of fee schedule and expand the panel of Advocates.
11. As regards admissibility of fee payable to the counsel, in special circumstances, taking into consideration the urgency and seriousness of the case, the fee may be negotiated and the decision of the CMD/Competent Authority, shall be final in this regard. In the event of any doubt or difference regarding the fee, the fee determined by the competent authority/CEL shall be final.