

# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

## National Highways Authority of India

(Ministry of Road Transport and Highways)

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No. 11041/217/2007-Admn

Dated: 10.10.2014

### Policy Matters: Administration/Finance (152/2014)

(Decision taken in File No.NHAI/Legal/Misc/8/2011)

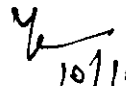
**Sub: Guidelines for seeking Legal Opinion etc from Law Firms/Advocates and engaging them for litigation**

Of late, it has been observed that some of the ROs/PDs have been engaging the Law Firms/Advocates directly and obtaining expert legal opinion without the prior approval of the Legal & Arbitration Cell at HQ, disregarding the guideline issued on this subject vide Policy Circular dated 01.04.2013 and 30.07.2009.

2. It has been observed that some of the field units first assign the cases to the Law Firms/Advocates and then recommend the name of that Law Firm/Advocates that the matter has already been briefed to them and seek the approval for engaging that Law Firm/Advocates so briefed on the ground that "Similar matter have been handled by them in the past". Such ground for assigning the cases may not always be appropriate criteria for assigning all such cases. The rotation for entrusting the cases needs to be followed, as have been advised vide Circular dated 01.03.2014.

3. It has now been decided that the ROs/PDs must obtain prior approval of Legal & Arbitration Cell at HQ through the concerned Technical Division before engaging any Law Firm/Advocate for litigation or for taking any expert legal opinion etc. The proposal of ROs/PDs shall be put up to Competent Authority by Legal & Arbitration Cell for seeking the approval keeping in view the nature of case vis-à-vis the expertise of the Law Firms/Advocates, on case-to-case basis. To avoid delay, the correspondence in this regard may be carried through e-mails.

4. This issues with the approval of Chairman, NHAI.

  
10/10  
(V.K.Sharma)

Chief General Manager (LA & Coord.)

To:

All officers and employees of HQ/ROs/PIUs/CMUs/Site Offices