



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Road Transport and Highways)

जी-5 एवं 6, सेक्टर-10, द्वारका, नई दिल्ली-110075

G-5 & 6, Sector-10, Dwarka, New Delhi-110075

दूरभाष / Phone : 91-11-25074100/25074200

फैक्स / Fax : 91-11-25093507 / 25093514

No. 11041/217/2007-Admn

Dated: 04.06.2014

Policy Matters: Administration/Finance (140/2014)
(Decision taken on File No.NHAI/DR&ACell/Advocate/2010)

Sub: Schedule of fee for Legal Charges to Advocates/Techno Legal Expert/Law Firms.

In supersession to Policy Circular No. (Admn/Fin) 70/2010 dated 24.12.2010 on the captioned subject, the revised "Schedule of Fee" payable to Advocates/Techno Legal Experts/Law Firms is enclosed herewith at Annex-I for strict compliance. However, in exceptional circumstances, wherever the higher charges beyond the "Schedule of Fee" is warranted invariably, specific prior approval of the Competent Authority shall be obtained.

2. The Schedule of Fee shall come into force with immediate effect.
3. This issues with the approval of Competent Authority.

Encl: As above (०५ पृष्ठ)

(V.K.Sharma)

Chief General Manager (LA & Coord.)

To:

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

Schedule of Legal Fee

S.No	Legal subjects.	Schedule of Fee
1.	Before Supreme Court	
a.	In Writs, Civil or Criminal Revisions/Appeals/Arbitral Matters etc.	
i.	Appearance	Rs. 9,000/- per case per appearance
ii.	Drafting of Special Leave Petition/ Writ/Counter Affidavit/Rejoinder/Appeal/ Interim Application/Reply to Interim Application/Affidavit/Rejoinder to the Application, etc.	Rs.44,000/- (Lump sum)
b.	Filing of Caveat	Rs. 9,000/- per caveat
c.	Fee payable to Advocate on Record	Rs.10,000/- per case
2.	Before High Court	
a.	In Writs, Civil Suit/Counter Claims or Civil or Criminal Revisions/Appeals/Petitions/Arbitral Matters/any other Petition etc.	
i.	Appearance	Rs.7,000/- per case per appearance
ii.	Drafting of Writs/Counter Affidavit/Rejoinder, Civil Suit/Written Statement/Replication or Civil or Criminal Revisions/Appeals/ Petitions/Reply/ Appeal/ Interim Application/ Reply to Interim Application/ Affidavit/ Rejoinder to the Application /any other Petition etc.	Rs. 37,500/- (Lump sum)
b.	Filing of Caveat	Rs.7,000/- per caveat
3.	Before District Courts:	
i.	Appearance before District Court/City Civil Court/Consumer Court/Small Causes Court/Appellate Tribunal.	Rs. 5,000/- per case per appearance
ii.	Drafting of Civil Suit/Written Statement/ Replication or Civil or Criminal Revisions/Appeals/Petitions etc./ or any other/Reply/Appeal/Interim Application/Reply to Interim Application/Affidavit/Rejoinder to the Application etc.	Rs. 37,500/- (Lump sum)
4.	Before any other Authorities/Tribunals/Commission/Forum/EO/Labour Court/CIC etc.	
i.	Appearance	Rs. 5,500/- per case per appearance
ii.	Drafting of Petition/Reply/Rejoinder/Appeal/ Interim Application/ Reply to Interim Application/Affidavit/ Rejoinder to the Application etc.	Rs. 31,000/- (Lump sum)

5. Before Arbitral Tribunal (Civil Engineering Contracts)		
i.	Appearance	Rs. 12,500/- per case per appearance irrespective of nos. of legal counsels appearing before Arbitral Tribunal.
ii.	Drafting of Statement of Claim/ Statement of Defense/ Rejoinder/ Interim Application/ Reply to Interim Application/ Affidavit/ Rejoinder to the Application etc.	Rs. 9,000/- per claim.
iii.	Written synopsis	Rs. 3,000/- per claim
6. Techno Legal Expert (Before Arbitral Tribunal)		
i.	Appearance	Rs.12,500/- per hearing
ii.	Drafting of Claims/ Counter Claims/ Rejoinder/Statement of Defense/ Interim Application/ Reply to Interim Application/ Affidavit/ Rejoinder to Application and Agreement etc.	Rs.12,500/- per claim.
iii.	Study of documents	Rs. 6,000/- per claim.
iv.	Conference with Clients' Representatives/ Legal Counsel	Rs. 9,000/- prior to date of hearing.
v.	Clerical charges	10% of per day hearing.
vi.	Service Tax	As applicable
vii.	Misc. Expenses such as photocopy, power point presentation etc.	As per actual.
Other Legal Works		
7.	Vetting of documents/Conveyance Deed/ any other Agreements/Deed etc.	Rs. 6,500/- Rs. 25,000/- (Max.) as per work involved (per document)
8.	Drafting of Legal Opinion/Brief for Legal Opinion/ Notices/Reply to Notice	Rs. 6,500/- Rs. 25,000/- (Max.) as per work involved.
9. Consultation / Conference		
a.	In the office of Counsel	Rs. 2,000/- per hour.
b.	Any other place	Rs. 2,500/- per hour. (plus conveyance allowance as per actual)
c.	Site Inspection (time spent also to include travel time)	Rs. 3,000/- per hour (plus conveyance allowance as per actual).
d.	Conference with Senior Counsel (i) Before Supreme Court (ii) Before High Court (iii) Before District Court (iv) Before any other Authorities/ Tribunals/ Commission/ Forum/ EQ/Labour Court/ CIC etc.	Rs. 4,000/- per hour Rs. 3,000/- per hour Rs. 2,500/- per hour Rs. 2,500/- per hour

	(v) Before Arbitral Tribunal (Civil Engineering Contracts)	Rs. 3,000/- per hour
10.	Land Acquisition Matters	
	Before Arbitrator appointed by Central Govt.:	
i.	Appearance	Rs. 2,000/- per case per appearance and maximum of Rs. 9,000/- for 5 or more cases clubbed together.
ii.	Drafting of petition/ reply/ rejoinder/affidavit/ interim application/ reply to interim application/ additional affidavit/ rejoinder to the application etc.	Rs. 19,000/- (Lump sum)

Notes:

1. If an Advocate is required to undertake an outstation journey in connection with any matter of NHAI, he shall be entitled to a sum of Rs.10,000/- per day for Sr. Advocate and Rs.5,000/- per day for Junior Advocate over and above the fee payable to him. Lodging, boarding, traveling and local travel expenses will be allowed only for those Counsels who are 100 kms. Away from their HQ to the place of meeting.
2. The charges applicable during outstation journey, for Techno-Legal Experts and Legal Counsels, will be as per schedule given below:

These charges are reimbursable on submission of bills

Traveling Expenses	Economy class (By Air), First Class AC (By Train) and AC Car (By Road)
Lodging and Boarding	Rs.18,000/- per day (in Metro cities) Rs. 8,500/- per day (in other cities) Rs. 3,500/- per day, if any Advocate/Techno Legal Expert makes his own arrangements.
Local Conveyance	Rs. 2,000/- per day.

- 3 Whenever a Senior Counsel is to be engaged, his charges shall be payable separately, including for conference, drafting, appearance etc directly to the Counsel. Specific approval in writing of the Competent Authority for engagement of the Senior Counsel shall be required.
- 4 Where the cases are filed in one and the same Court or any Authority and matters are similar (Not materially different) which are heard as bunch matters and pleadings like filling of reply, counter affidavits, rejoinders, written statements etc, are also similar, then, for first three cases, the payment may be made full as per the captioned Policy Circular's schedule and 50% upto 10 cases, and thereafter, 10% for rest of the cases.

- 5 Charges for photocopying, typing, binding, courier/postage charges, local conveyance charges etc. shall be paid as per actuals.
- 6 All out of pocket expenses, including service tax at applicable rates, shall be payable in addition to the above rates.
- 7 The adjournment charges/fee shall be payable @ 50% of the appearance fee only and this 50% fee shall also be applicable when the Court does not sit and also in case of non-effective hearings. Further, this 50% fee would not be admissible if the adjournment has been declared prior to the day of hearing.

4

(V.K. Sharma)
Chief General Manager (LA/Coord)