

Delhi Urban Shelter Improvement Board

Govt. of N.C.T. of Delhi

Law Office

4th floor, C-Wing, Vikas Bhawan-II,
Upper Bela Road, Civil Lines, Delhi-54

No. F/LB/2116 (8)/DUSIB/Misc./2016/D- 16

Dated 25/01/2019

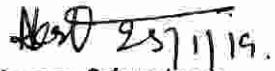
Office Memorandum

The Competent Authority in DUSIB vide order dated 17/1/2019 in the file has accorded approval for the revision of the fee schedule of Panel Lawyers for contesting cases at Distt. Courts and equivalent/other forums in all pending/future cases as under.

<p>a) <u>Civil Suits</u> <u>/land acquisition</u> <u>references</u></p>	<p>Proposed fee schedule</p> <p>The proceedings in a suit can be easily bifurcated in five stages viz. (i) Pleadings (ii) Framing of issues (iii) Plaintiff's evidence (iv) Defence evidence (v) Final Disposal.</p> <p>The Lawyer's fee has been fixed at Rs. 17000/- + 10% clerkage (Rs. 1700) + Rs. 1350/- for out of pocket court expenses; over & above, the court fee, if any. (Total fee Rs. 20050/-) The fee payable at the above noted five stages would be Rs. 3500/-, Rs. 2500/-, Rs. 3500/-, Rs. 3500/- & Rs. 4000/- respectively. The P/L shall also be entitled to 10% clerkage at each stage. Consolidated expenses of Rs. 675/- shall be payable at the stage of pleadings and the balance amount of expenses i.e. Rs. 675/- shall be payable at the stage of final disposal. The fee payable at final disposal shall be on submission of entire case file, opinion and certified copy of the final order.</p> <ol style="list-style-type: none">1. There will be no separate fee for miscellaneous applications. However, Rs. 400/- shall be paid towards each reply of mis. applications in addition to the aforesaid fee.2. In addition, if case is dismissed upon application under order 7 rule 11 CPC or upon preliminary issue framed by the court then the counsel will be entitled to full fee of Rs. 20,050/-.3. If DUSIB is deleted under order 1 rule 10 CPC then the counsel will be entitled to full fee upto the stage attended with fee of next stage as bonus and full mis. Expenses of Rs. 1350/-.4. If suit is dismissed in default/non-prosecution then payment shall be made as per last stage of the case. However, if application under order 9 rule 9 CPC is received and dismissed by the court after contest by the counsel then he may be paid full fee of Rs. 20,050/-5. If case is dismissed as withdrawn then fee shall be paid only upto the stage attended and full mis. Expenses of (maximum of Rs. 1350/-) The aforesaid expanses are less the payment already made (if any).
<p>(b) Regular Civil appeal & Misc. Civil Appeal/Appeals before L.G./ Appeals under the P.P. Act/Objections under Arbitration & conciliation Act at District Courts.</p>	<ol style="list-style-type: none">1. In appeals/objections filed /defended by the DUSIB, fee has been fixed at Rs. 8100/- + 10% clerkage + Rs.1350/- as out of pocket expenses, payable at two stages, in two equal installments. In appeals where DUSIB is petitioner/Respondent, P/L shall be entitled to the fee of Rs.4050/- + 10% clerkage & Rs. 675/-as expanses will be payable at the stage of part hearing, if any, and balance amount at the stage of final disposal shall be paid. The proposal is as per DDA Pattern.2. Besides above for Forums situated at different locations in the city, the counsel shall be paid Rs. 300/- for each date of hearing attended by

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Consumer courts/ATMCD etc.	the counsel towards transportation fee.
(c) Proceedings before the Arbitrator	Total fee of Rs.10800/- + 10% clerkage and Rs. 1350/- as expenses shall be payable per case to P/L. Fee in equal installments shall be payable at four stages with proportionate expenses. First stage will be filing of statement of claim or defense. Second installment will be paid at the stage of framing of issues; 3 rd installment after the conclusion of entire evidence and 4 th installment after the final disposal. ½ of the expenses shall be paid at the first stage and remaining expenses at the last stage. Besides above the counsel shall be paid Rs. 300/- for each date of hearing attended by the counsel towards fare.
d) Proceedings before Labour Conciliation Officer/AC-1st grade or similar for .	Total fee of Rs. 5400/- + 10% clerkage & Rs. 675/- expenses shall be payable to P/L per case. Fee & expenses in two equal installments shall be paid at the stage of pleadings and final disposal. Besides above the counsel shall be paid Rs. 300/- for each date of hearing attended by the counsel towards transportation.
(e) NATIONAL CONSUMER DISPUTES REDRESSAL COMMISSION	Consolidated fee of Rs.11475/- + actual expenses and 10% clerkage shall be paid to the P/Ls. The fee shall be paid in two stages in equal installments with proportionate expenses. First stage will at the time of filing appeal or counter. Balance fee shall be paid at the stage of final disposal. Besides above the counsel shall be paid Rs. 300/- for each date of hearing attended by the counsel towards transportation.


 Akshya Kumar Srivastava
 Law Officer

Copy to:-

1. P.S. to CEO for kind information
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3. P.S. to Member (Finance)
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7. B&FO
8. A.O(HQ)
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