

National Institute of Open Schooling
A-24/25, Institutional Area
Sector -62, NOIDA

NIOS/Secy/57th EB/2010

30th November 2010

Office Order

The Finance Committee of NIOS in its 42nd meeting held on 30th September 2010 and Executive Board of NIOS in its 57th meeting held on 20th October 2010 has approved the proposal for revision of rates of Legal Fee in NIOS with immediate effect. A detailed chart of revised rates is enclosed. These rates will be effective w.e.f. 20th October 2010.


(G. G. Saxena)
Secretary

Copy to :-

1. PS to the CM for kind information of the Chairman
2. All HOD's
3. All Regional Directors
4. Notice Board

Sr. No.	Category	CBSE Rates	Previous Legal Fees	Present Legal fees for Supreme Courts/ High Court
1.	Retainer Fee	Rs. 12000/- per annum	Rs. 6000/- per annum	Rs. 12000 /-per annum
2.	Fee for daily appearance	Rs. 3000/- per hearing (Rs. 6000/- for a maximum of three effective hearing)	(Supreme Court) Rs. 3000/- per case (Final hearing) & Rs. 1500/- Non effective hearing (High Court) Rs. 3000/- per case effective hearing Rs. 500/- for non effective hearing	Rs. 3000/- per hearing (Rs. 6000/- for a maximum of three effective hearings)
3.	Drafting reply to the SLP/WP	Rs. 2,200/- per case	(Supreme Court) Rs. 1100/- per case (High Court) Rs. 1050/- per case	Rs. 2200/- per case.
4.	Drafting Misc. application/Reply to the rejoinder	Rs. 2,100/- per case	Rs. 1050/- per application	Rs. 2100/- per application
5.	Conference	Rs. 600/- per conference	Rs. 300/- per conference	Rs. 600/- per conference
6	Clerkage	NIL	-----	-----

Legal Fee for Lower Courts

Sr. No.	CBSE Rates	NIOS Rates (GOI Rates)	Proposed Rates
1.	Rs. 5000/- per case	Rs. 2,200/- per case	Rs. 5,000/- per case
2.	10% clerkage on professional fee	10% clerkage on professional fee	10% clerkage on professional fee
3.	Actual expenses as	Actual expenses as	Actual expenses as

incurred by the counsel on typing, Photostat charges and misc. expenditure	incurred by the counsel on typing, Photostat charges and misc. expenditure	incurred by the counsel on typing, Photostat charges and misc. expenditure
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The following guidelines may also be considered:-

- The fees of designated Sr. Advocates shall be as claimed by them.
- The fees in case of expert advice in a particular matter shall be as claimed by them.
- Rs. 11000/- per date of hearing to the advocates in Supreme Court in case if NIOS is petitioner/appellant.
- Rs. 5500/- per date of hearing to the advocates in High Court in case if, NIOS is Petitioner/Appellant.
- In case, of bunch matters the fees shall be fixed prior to engagement and its shall be mutually agreed upon.
- There will be a maximum of three conferences in a case before the High Courts and Supreme Court in addition to this, one conference is permissible for setting the pleadings.
- Actual expenses incurred by the Advocates on typing, Photostat charges and Misc. expenditure will be reimbursed to them.
- The terms of appointment will be for a period of one year to handle the legal matters and the court cases to be filed/defended in Supreme Court/High Court or in Lower Courts.
- The appointment will be terminable on one month's notice in writing on either side.
- The Legal Advisors will be paid an Retainership fees of Rs. 12000/- at end of the year.
- Legal opinion/reply to the legal notice referred to Legal Advisors by NIOS in a particular file shall be Rs. 500/- per file plus actual expenses will be payable.

