

Ref. Para - 3(i) of EOI dated 21.09.2017 for empanelment  
of Techno Legal Experts at NHA, HQ

**Annexure - 4**

**Schedule of Fees payable to Law Firm/ Advocate/ Techno Legal Expert/ Sr. Advocate**

Sr. No.	Legal Subject	Schedule of Fees
1.	<b>Before the Supreme Court</b> (In Writs, Civil or Criminal Revisions/ Appeals/ Arbitral Matters etc).	
(i)	Appearance	Rs. 1.50 lakh per hearing for a designated Senior Advocate, if engaged. Rs. 15,000/- per hearing in all other categories.
(ii)	Drafting of Documents viz. Special Leave Petition/ Writ / Counter Affidavit/ Rejoinder/ Appeal/ Interim Application/ Reply to Interim Application/ Affidavit/ Rejoinder to the Application, etc.	Rs. 300/- per page of main text drafted (excluding the text reproduced from other documents and Annexures) subject to a maximum of Rs. 1.00 Lakh. The page margins, spacing, indents, etc shall be as per the court norms. Minimum charges Rs. 10,000/- (lump-sum) per document, irrespective of number of pages in the document.
(b)	Filing of Caveat	Rs. 10,000/- per caveat
(c)	Fee payable to Advocate on Record	Rs. 15,000/- per case
2.	<b>Before the High Court / National Green Tribunal</b> (In Writs, Civil Suit/ Counter Claims or Civil or Criminal Revisions/ Appeals/ Petitions/ Arbitral Matters/ any other Petition etc.)	
(i)	Appearance	Rs. 1.25 lakh per hearing for a designated Senior Advocate, if engaged. Rs. 12,000/- per hearing in all other categories.
(ii)	Drafting of Documents viz. Writs/ Counter Affidavit/ Rejoinder/ 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. 250/- per page of main text drafted (excluding the text reproduced from other documents and Annexures) subject to a maximum of Rs. 75,000/-. The page margins, spacing, indents, etc shall be as per the court norms. Minimum charges Rs. 10,000/- (lump-sum) per document, irrespective of number of pages in the document.
(iii)	Filing of Caveat	Rs. 7,000/- per caveat
3.	<b>Before the District Courts</b>	
(i)	Appearance before District Court/City Civil Court/ Consumer Court/Small Causes Court/Appellate Tribunal.	Rs. 7,000/- per hearing
(ii)	Drafting of Documents viz. 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. 200/- per page of main text drafted (excluding the text reproduced from other documents and Annexures) subject to a maximum of Rs.30,000/-. The page margins, spacing, indents, etc shall be as per the court norms. Minimum charges Rs. 7,000/- (lump-sum) per document, irrespective of number of pages in the document.
4.	<b>Before other Authorities/ Tribunals/ Commission/ Forum/ EO/ Labour Court/ CIC etc.</b>	
(i)	Appearance	Rs. 7,000/- per hearing
(ii)	Drafting of Documents, viz. Petition/ Reply/ Rejoinder/ Appeal/ Interim Application/ Reply to Interim Application/ Affidavit/ Rejoinder to the Application etc.	Same as at 3(ii) above.

Sr. No.	Legal Subject	Schedule of Fees
5.	<b>Before Arbitral Tribunal (Civil Engineering Contracts)</b>	
(i)	Fee per Appearance	<p>(i) Rs.15,000/- per hearing where total sum of all claims or counter-claims in the case before AT is up to Rs.100 Crore (if Techno Legal Expert or Sr. Advocate is also engaged by NHAI, Rs.15,000/- will be reduced to Rs.10,000/-). 10% extra fee in case of fast-track arbitration as per Section-29(B) of A&amp;C Act and/or if the award is published within 6 months from date of entering the reference by AT.</p> <p>(ii) Rs. 20,000/- per hearing where total sum of all claims or counter-claims in the case before AT is above Rs.100 Crore and up to Rs. 500 Crore (if Techno Legal Expert or Sr. Advocate is also engaged by NHAI, Rs.20,000/- will be reduced to Rs.15,000/-). 10% extra fee if award is published within 6 months by AT.</p> <p>(iii) Rs. 25,000/- per hearing where total sum of all claims or counter-claims in the case before AT is above Rs. 500 Crore (if Techno Legal Expert or Sr. Advocate is also engaged by NHAI, Rs.25,000/- will be reduced to Rs. 20,000/-). 10% extra fee if award is published within 6 months by AT.</p>
(ii)	Drafting of Documents, viz Statement of Claim/ Statement of Defense/ Rejoinder/ Interim Application/ Reply to Interim Application/ Affidavit/ Rejoinder to the Application etc.	Rs. 250/- per page of main text drafted (excluding the text reproduced from other documents and Annexures) subject to a maximum of Rs. 50,000/-. The page margins, spacing, indents, etc shall be as per the court norms. Minimum charges Rs. 10,000/- (lump-sum) per document, irrespective of number of pages in the document.
(iii)	Written synopsis	Rs. 250/- per page of main text drafted (excluding the text reproduced from other documents and Annexures) subject to a maximum of Rs. 25,000/-. The page margins, spacing, indents, etc shall be as per the court norms. Minimum charges Rs. 10,000/- (lump-sum) per document, irrespective of number of pages in the document.
6.	<b>Techno Legal Expert (Before Arbitral Tribunal)</b>	
(i)	Fee per Appearance	<p>(i) Rs. 15,000/- per hearing where total sum of all claims or counter-claims in the case before AT is upto Rs.100Crore (if Advocate is also engaged by NHAI, Rs.15,000/- will be reduced to Rs.10,000/-). 10% extra fee in case of fast-track arbitration as per Section-29(B) of A&amp;C Act and/or if award is published within 6 months from date of entering the reference by AT.</p> <p>(ii) Rs. 20,000/- per hearing where total sum of all claims or counter-claims in the case before AT is above Rs.100Crore and up to Rs.500 Crore (if Advocate is also engaged by NHAI, Rs. 20,000/- will be reduced to Rs. 15,000/-). 10% extra fee if award is published within 6 months by AT.</p> <p>(iii) Rs. 25,000/- per hearing where total sum of all claims or counter-claims in the case before AT is above Rs. 500 Crore (if Advocate is also engaged by NHAI, Rs. 25,000/- will be reduced to Rs. 20,000/-). 10% extra fee if award is published within 6 months by AT.</p>

Sr. No.	Legal Subject	Schedule of Fees
(ii)	Drafting of Documents viz Claims/ Counter Claims/ Rejoinder/ Statement of Defense/ Interim Application/ Reply to Interim Application/ Affidavit/ Rejoinder to Application and Agreement etc. including study of all relevant documents.	Rs. 250/- per page of main text drafted (excluding the text reproduced from other documents and Annexures) subject to a maximum of Rs. 50,000/-. The page margins, spacing, indents, etc shall be as per the court norms. Minimum charges Rs. 10,000/- (lump-sum) per document, irrespective of number of pages in the document.
(iii)	Conference with Client's Representatives/ Legal Counsel	Rs. 5,000/- (lump-sum irrespective of number of hours) prior to date of hearing
(iv)	Clerical charges	10% of appearance fee
(v)	Service Tax	As applicable
(vi)	Misc. Expenses such as photocopy, power point presentation, etc.	As per actuals
<b>7.</b>	<b>Other Legal Works</b>	
(i)	Vetting of documents/Conveyance Deed/ any other Agreements/Deed etc.	Rs. 200/- per page of main text drafted (excluding the text reproduced from other documents and Annexures) subject to a maximum of Rs. 30,000/-. The page margins, spacing, indents, etc shall be as per the court norms. Minimum charges Rs. 10,000/- (lump-sum) per document, irrespective of number of pages in the document.
(ii)	Drafting of Legal Opinion/Brief for Legal Opinion/ Notices/Reply to Notice.	Same as at 7(i) above.
<b>8.</b>	<b>Consultation/ Conferences</b>	
(i)	Conference Fee of the Sr. Advocate (Supreme Court)	Rs. 25,000/- per hour
(ii)	Conferencing Fee of the Sr. Advocates (High Court)	Rs. 20,000/- per hour
(iii)	In the office of Counsel with Client's Representatives	Rs. 2,500/- per hour
(iv)	Any other place	Rs. 3,000/- per hour (plus conveyance allowance Rs. 1,000/- lump-sum)
(v)	Site Inspection (time spent also to include travel time)	Rs. 10,000/- per inspection (plus conveyance allowance Rs. 2,000/- lump-sum)
(vi)	Fee for the briefing/ junior counsel for briefing the Senior Counsel for the case	
	(i) Before Supreme Court	Rs. 4,000/- per hour
	(ii) Before High Court	Rs. 3,000/- per hour
	(iii) Before District Court	Rs. 2,500/- per hour
	(iv) Before any other Authorities/ Tribunals/ Commission/ Forum/ EQ/Labour Court/ CIC etc.	Rs. 2,500/- per hour
	(v) Before Arbitral Tribunal (Civil Engineering Contracts)	Rs. 3,000/- per hour

**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 (designated by Hon'ble Supreme Court & High Courts only) and Rs. 5,000/- per day for Junior Advocate over and above the

fee payable to him. If a Techno Legal Expert is required to undertake an outstation journey in connection with any Arbitral matter of NHA, he shall be entitled to a sum of Rs. 5,000/- per day over and above the fee payable to him. Lodging, boarding, travelling 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:

Travelling Expenses	Economy class (By Air), First Class AC (By Train) and AC Car (By Road)
Lodging and Boarding	Rs.15,000/- per day (in Metro cities) Rs.8,000/- per day (in other cities) Rs.5,000/- per day, if any Advocate/ Techno Legal Expert makes his own arrangements
Local Conveyance	Rs. 2,000/- per day.

Note: The charges in above table are reimbursable on submission of bills.

3. Whenever a Senior Advocate is to be engaged, his charges shall be payable separately, including for conference, drafting, appearance, etc directly to the Sr. Advocate. Specific approval in writing of the Competent Authority for engagement of the Senior Advocate shall be required.
4. Where similar cases/ cases of same contract are filed before the same Court or Authority and the matters are heard together in one hearing of the Court or Authority, then only one fee per appearance will be paid for each such hearing, irrespective of number of cases covered/ clubbed, as the hearing is one.
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 as per actuals and 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. Such 50% fee shall also be applicable when the Court does not sit and also in case of non-effective hearings. However, no fee would be admissible, if the adjournment has been declared prior to the day of hearing.