

F.No. 278A/50/2011-Legal  
Government of India  
Ministry of Finance  
Department of Revenue  
Central Board of Excise and Customs  
.....

New Delhi, dated the 14<sup>th</sup> Sept., 2012

To

All the Chief Commissioners of Customs/Central Excise/ Customs ((Prev.),  
D.G.R.I./ D.G.C.E.I.

Sir/ Madam,

Sub: Revision of fee payable to panel of Standing Counsel of Department for  
High Courts - reg.

In partial modification to the instructions of the Board communicated vide letter in F.No.278A/43/2007-Legal dated 5<sup>th</sup> December, 2007, the undersigned is directed to convey, upon approval of the Competent Authority, the revision of the fee structure applicable to the panel of Standing Counsel of department for High Courts, as below, with effect from 03.04.2012:

Revised fee structure

A. Senior Standing Counsel

| S.No | Item of work   | Revised fee   |
|------|--|---|
| 1.   | Appearance Fee – In Statutory Appeals and Writ Petitions   | (i) For effective hearing Rs.6,000/- per day;<br>(ii) For non-effective hearing Rs.1,000/- ((subject to maximum of 5 non-effective hearings).           |
| 2.   | Civil Miscellaneous Application  | Rs.2,000/- per case   |
| 3.   | Civil or Criminal Revision Petition  | Rs.2,800/- per case   |
| 4.   | For drafting pleadings, written statements in suits, counter affidavits/ returns/answers pleading to the writ petition and grounds of appeal, etc.   | (i) For main case/first such drafting in a issue - Rs.2,000/- per case<br>(ii) For similar affidavit in common/ connected matters -Rs.1,000/- per case. |
| 5.   | Certificate of fitness   | Rs.2,000/- for each application   |
| 6.   | Written Opinion –<br>[No fee is payable on opinion given advising for filing of further appeal in the case defended by the counsel that is decided against the department – Duties of Counsel as mentioned in para 7(iii) of Annexure- 1 of the said letter dated 05.12.2007 refers] | Rs.1200/- per case  |

....2/-

|    |              |  |
|----|--------------|--|
| 7. | Retainership | Rs.8000/- per month (This includes charges for staff, office rent, postage and all other establishment charges).     |
| 8. | Clerkage     | Clerkage 10% of the hearing fee subject to a maximum of Rs.5000/- in a case or batch of cases before the High Court. |

**B. Junior Standing Counsel**

The Standing Counsels and Junior Standing Counsels shall be entitled to only 1/3<sup>rd</sup> of the amount specified against each item of work (except item No.7). The Junior Standing Counsel shall not be entitled to retainership fee.

Yours faithfully,



(G.D. Lohani)  
Director (Legal)  
Tel: 26162152