

TAMIL NADU STATE LEGAL SERVICES AUTHORITY

North Fort Road,
High Court Campus,
Chennai 600 104

Dated: 17.10.2016

CIRCULAR

Sub: Fees and Honoraria payable to panel Lawyers – Fees payable for Trials before Hon'ble High Courts, Subordinate Courts and Tribunals – Revision of Fee Schedule – Communicated.

On the instructions of National Legal Services Authority, New Delhi, the Tamil Nadu State Legal Services Authority has now considered for the Revision of Fee Schedule, for payment of Fees to Lawyers nominated to represent on various proceedings before the Hon'ble High Court, Subordinate Courts and also the Tribunals. The Tamil Nadu State Legal Services Authority has enhanced the Fees payable to Lawyers as per the enclosed Annexures.

The revision shall be made applicable in respect of proceedings disposed off on or after **01.11.2016**.

23/10/16
25/10/16
MEMBER SECRETARY

Encl: Annexure-I & II

To

The Chairman
(all) District Legal Services Authority,

The Chairman
(all) Taluk Legal Services Committee,

The Secretary,
High Court Legal Services Committee,
Chennai.

The Officer-in-charge,
High Court Legal Services Committee,
Madurai.

The Principal District Judges,
Dharmapuri/Ariyalur/Tiruppur
(For information)

D.8928/16

ANNEXURE-1

TAMIL NADU STATE LEGAL SERVICES AUTHORITY

Rates of Fees and Honoraria Payable to Lawyers

The Revised Scheme of Fees and Honoraria payable to lawyers in matter in which fees or honoraria is paid on and from **01.11.2016** is as follows: This is in modification of the Schedule of fees given in State Authority's Circular-XV dated 11.10.2010.

In Civil proceedings where the court fee payable is Rs.1,000/- and less and in Accident claims, where the claim is for Rs.2,00,000/- or less, the proceedings before a court or a claim before the Accident Claims Tribunal may be filled incurring the Court fee, if so considered by the Chairman of the Authority/Committee. However, in respect of the Motor Accident Claims, initially the Tribunal has to be moved for exemption of court fee.

FEE REVISION- 2016

I	CATEGORY	
1	a) Honoraria to 'A' Panel Lawyers for attending Counseling Centre	: Rs.400/-
	b) Where Senior Advocates are requested to attend counseling centers/ Retired Judicial Officers attend counseling Centers	: Rs.800/-
2	a) Opinion of 'B' panel lawyers	: Rs.800/- per case
	b) Opinion of 'A' Panel Lawyers	: Rs.400/- per case
3	Duty counsel's fees for visiting prisons and Juvenile Home	: Rs.400/- per visit Plus actual Conveyance charges
4	Remand Advocate Fee/Legal Aid Counsel Fee	: Rs.1,500/- per month
5	Lawyers visiting Juvenile Justice Board three days in a week	: Rs. 1,500/- per visit

6. Honorarium to Lawyers attending Legal aid camps and resource persons for promoting Legal Literacy : Rs.400/- for 'A' panel Lawyers & Rs.800/- for 'B' panel lawyers
7. Lawyers deputed to represent on behalf of the applicant before an Authority in the area of entitlements : Rs. 400/- per visit where the duration of attendance exceeds two hours
Rs.500/- plus T.A. and D.A as Grade II Officers of the Government, where the work takes them outside the head quarters of the committee plus minimum conveyance charges actually incurred.
8. Lawyer deputed to visit Police Stations : Rs. 400/- per visit where the duration of attendance exceeds two hours.
Rs.500/- plus T.A. and D.A as Grade II Officers of the Government where the work takes them outside the head quarters of the committee plus minimum conveyance charges actually incurred.
9. For Attendance of Grievance Day Session of Collector : 'A' Panel Lawyer Rs.500/- & 'B' Panel Lawyers Rs.800/- Respectively.
10. For Attendance of Mediation Sessions and Centre for Women : 'A' panel Lawyers Rs.500/- & 'B' panel Lawyers Rs.800/- plus T.A & D.A as Gr.II Officer of Government where the location is outside the headquarters. Conveyance charges alone where the centre is in the headquarters of the committee.

II FAMILY COURTS:

For case before Family Court

: a) Rs.3,000/- per case restricted to Rs.1,400/-if the work done by the lawyer is limited to preparation of papers and completion of formalities alone.

: b) Rs. 1,400/- where the decision is rendered exparte.

: (c) Rs. 400/- for opposing an application for setting aside an exparte order and every application for execution

: (d) Rs. 400/- for filing and for opposing an application for Restoration.

: (e) Rs.800/- for filing and defending of transfer petitions (Except High Court Transfer petitions.)

III SUBORDINATE COURTS:

1. Offence tried by C.M.M. & C.J.Ms which are triable by the Sessions under the IPC. : Rs.1,000/- per day subject to a maximum of Rs.6,000/-
2. Other offences before C.M.M. , C.J.Ms & cases before other Magistrates : Rs.1,000/- per day subject to a maximum of Rs.5,700/-
3. Registration of Birth and Death : Rs. 1,500/-
4. a) Sessions Trial: Rs.1,500/- per day subject to a maximum of Rs.7,500/-
- b) Other than Sessions Trial : Rs. 1,000/- per day subject to a maximum of Rs.4,000/-
5. a) Criminal Appeal before Sessions Court : Rs. 2,500/-
- b) Criminal Revision Petition : Rs.1,500/-

6. Bail application : Rs.500/- for each bail application before all Magistrate Court : and
: Rs. 750/- for each Bail application before the Sessions Court
7. Infructuous Bail applications : Rs. 400/-
8. Maintenance Case u/s 125 Cr.P.C. :
- a) Full Trial : Rs.3,000/ per case after contest
- b) In exparte cases : Rs. 1,000/- per case
- c) For opposing an application for setting aside an exparte order and for execution : Rs.400/- for each petition.

IV CIVIL CASES:

- a) For Title suits before District Munsif's courts inclusive of maintenance suit : Rs.3,800/-
- b) Matrimonial case, other than maintenance suit : Rs.2,000/-
- c) For title suit before Sub Court and District Court : Rs.4,000/-
- d) Matrimonial case : Rs.2,000/-
- e) for Appeal before Sub Courts & District Courts (Civil) : Rs.3,800
- f) Money Suit : Rs.3,800/-
- g) Maximum Fees Payable in Case before Civil Court. : Rs.10,000/-
- h) for Matrimonial case in District Court and sub Court : Rs.3,000/-

V INDUSTRIAL AND LABOUR FORUMS:

1. Proceedings for adjudication in Industrial disputes before the Labour Court and the Industrial Tribunal, the Lawyer's fee when Representation by a lawyer is permitted : Rs.3,800/-
2. If the matter ends at the Conciliation stage itself. : Rs.1,800/-
3. Money Claims involving applications for money dues in the nature of execution Proceedings on an existing right. : Rs.3,000/-

VI GRATUITY COURT:

1. Before the Controlling Authority : Rs. 3,000/-
2. Before the Appellate Authority : Rs. 3,000/-

VII PAYMENT OF WAGES ACT:

1. Before the Controlling Authority : Rs. 3,000/-
2. Before Appellate Authority : Rs. 3,000/-

VIII OTHERS

Before the appropriate authorities under Subsistence allowance Act, Governing employees under suspension claiming subsistence allowance. The Deputy Commissioner of Labour and the Chief Inspector of Factories constituted under Shops and Establishment Act and Catering Establishment Act : Rs. 3,000/-

IX WORKMEN'S COMPENSTAITON ACT:

Where the Compensation is

- (i) Up to Rs.50,000/- : 20 % on the Award amount.
- (ii) From Rs. 50,001/- and up to Rs. 1,00,000/- : 15 % of the Award amount.
- (iii) From Rs. 1,00,001/- and up to Rs. 4,00,000/- : 7 % of the Award amount
- (iv) From Rs. 4,00,001/- : 5 % of the Award amount.

- X REVENUE COURT** (Including Revenue Record Commissioner, Collector. Sub Collector/SDM) : Rs.1500/-
- XI CONSUMER FORUM**
- a) State Consumer disputes Redressal Forum : Rs.6000/-
- b) District Consumer disputes Redressal Forum : Rs.4500/-
- XII HIGH COURTS CIVIL SIDE:**
1. a) Writ matters before the High Court other than Habeas Corpus : Rs.5,000/- for disposal after notice to Respondent.
- b) Writ Appeal : Rs.7,000/-
- c) Writ (others) : Rs. 3,000/- if dismissed in limini, withdrawn or dismissed as in fructuous.
2. For Habeas Corpus petition disposed of after contest : a) Petition Interparty Rs.3,000/-
: b) Petition where State is a party Rs.7,500/-
3. a) Habeas Corpus Petition Dismissed, in limini, withdrawn or dismissed as infructuous : Petition where state is a party Rs.2,000/-
- b) Other Miscellaneous Petitions related with the above 3 (a) : Rs.2,000/-
4. a) For appeals, Second Appeals, others : Rs.7,500/-
- b) For appeals, Second Appeals & CMAs : Rs.5,000/-
5. For First Appeals, Second Appeals, CMAs and CMSAs dismissed, in limini, withdraw or dismissed as in fructuous : Rs.2,000/-
6. Civil Revision Petition : Rs.3,000/-
7. Civil Revision Petition dismissed in limini, Withdrawn or dismissed as infructuous. : Rs.2,000/-
8. Applications for transfer and other independent application : Rs.2,500/-

CRIMINAL SIDE:

9. a) Applications for Bail or relaxation of conditions, application for delay condoning and other Independent application. : Rs.2,000/-
- b) Application for cancellation of bail : Rs.3,000/-
- b) Criminal Original Petition. : Rs.4,000/-
- c) Referred Trial : Rs.7,500/-
- d) Criminal Appeal : Rs.6,000/-
- e) Criminal Revisions in High Court : Rs.4,000/-
- f) Criminal Appeals and Criminal revision in High Court, dismissed in limini, withdrawn or dismissed as infructuous : Rs.2,000/-
10. **For appearance before the State Bar council in matters related to professional misconduct of Lawyers**
- i) If disposed of on merits after Prolonged enquiry. : Rs.4,000/-
- ii) If disposed of otherwise : Rs.2,000/-
- iii) Miscellaneous Petitions : Rs.2,000/-

XIII ADMINISTRATIVE TRIBUNAL:

1. Application before Central Administrative Tribunal : Rs.6,000/-
2. Applications before Central Administrative Tribunal dismissed in limini, Withdrawn or dismissed as infructuous. : Rs.2,000/-

XIV ARMED FORCE TRIBUNAL:

- Application before Armed Force Tribunal : Rs.6,000/-

XV SUPREME COURT:

Case sent to the Supreme Court Legal Service : The charges for preparation of papers are Billed by the committee plus a sum of Rs.5,000/- in all proceedings disposed of in Supreme Court as Honorarium for Legal services rendered.

XVI TYPING:

Typing (English) First Page (Foolscap)	: Rs.20.00 for each page
Copies (Foolscap)	: Rs.6.00 for each page
Typing (Tamil) First Page (Foolscap)	: Rs.25.00 for each page
Copies (Foolscap)	: Rs.6.00 for each page
Translation of records (Tamil to English)	: Rs.100.00 for every 175 words.

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25/10/16
MEMBER SECRETARY

ANNEXURE –II

Rates of Fees and Honoraria payable to Lawyers

The Revised Schemes of fees and Honoraria payable to lawyers for Motor accident Claims in matter in which fees or honoraria is paid on and from **01.11.2016** is as follows: This is in modification of the Schedule of fees given in State Authority's Circular XV dated 11.10.2010.

In cases assisted by the Legal Services Authorities and Committees, the service of the Authorities and Committees will be free up to the "No Fault Liability" Level and the required adjustment will be made in Recovery of Costs and expenses from the Claimants.

When the Fees and Expenses allowed by the Tribunal is more than what is prescribed by the State Legal Services Authority, the assisting lawyer will be paid the fees as provided for, by the Tribunal.

MOTOR ACCIDENT CASES

FATAL : Award amount

(a) Up to Rs.50,000/-	:	Rs.5,000/-
(b) Above Rs. 50,000/- and up to Rs.1,00,000/-	:	For Rs. 50,000/- Rs.5,000/- and 5% on the balance
(c) Above Rs. 1,00,000/- and up to Rs.5,00,000/-	:	For Rs. 1,00,000/- Rs.7,500/- and 3% on the balance.
(d) Above Rs. 5,00,000/- and up to Rs.10,00,000/-	:	For Rs.1,00,000/- Rs.19,500/- and 2 % on the balance
(e) Above Rs. 10,00,000/-	:	For Rs.4,00,000/- Rs.29,500/- and 1% on the balance

Injury : Award Amount

- (a) Up to Rs.25,000/- : Rs.4,000/-
- (b) Above Rs. 25,000/- and up to Rs. 50,000/- : For Rs. 25,000/- Rs.4,000/- and 4% on the balance subject to a maximum of Rs.1000/-.
- (c) Above Rs. 50,000/- and up to Rs.1,00,000/- : For Rs. 50,000/- Rs.5,000/- and 7% On the balance.
- (d) Above Rs. 1,00,000/- and up to Rs.3,00,000/- : For Rs.1,00,000/- Rs.8,500/- and 5 % on the balance.
- (e) Above Rs.3,00,000/- and up to Rs.5,00,000/- : ForRs.3,00,000/- Rs.18,500/- and 2 % on the balance
- (f) Above Rs.5,00,000/- : ForRs.4,00,000/- Rs.22,500/- and 1% on the balance.

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