

Corrected as per Corrigendum No. 450/Rules/DHC dated 23.09.2011)

HIGH COURT OF DELHI: NEW DELHI

NOTIFICATION

No. 316/Rules/DHC

Dated: 14.07.2011

In exercise of the powers conferred by Section 7 of Delhi High Court Act, 1966 (Act 26 of 1966) read with Article 225 of the Constitution of India, Clause 27 of the Letters Patent and all other powers enabling it in this behalf, the High Court of Delhi, hereby makes the following amendments in Part E of Chapter 4 of Volume V of Delhi High Court Rules & Orders :-

I Clause (a) of Rule 1 of Part E of Chapter 4 of Volume V of Delhi High Court Rules & Orders is deleted.

II The following Rule shall be substituted for the existing Rule 5 of Part E of Chapter 4 of Volume V of Delhi High Court Rules & Orders :-

5. Scales of fees of defence counsels—The legal practitioner so appointed shall receive a fee as per the table annexed to this part. The certificate shall be issued by the Branch within one month without bothering the Hon'ble Judges. The payment shall be made through the Govt. of N.C.T. of Delhi on the production of the said certificate signed by the Registrar.

TABLE

| S.No. | Description of work | Proposed |
|--|---|--|
| <u>Drafting:</u> (Criminal Matters) | | |
| 1. | Criminal appeal | Rs.1,500/- one time total payment. Where the pleadings in connected cases or batch matters are substantially similar, the advocate will be entitled to an additional drafting fee of Rs.1,000/- per case, subject to a maximum total of Rs.5,000/- per group of connected cases or batch matters. |
| 2. | Criminal Revision, bail application, anticipatory bail application, parole application, suspension application and any other application. | Rs.500/- subject to a maximum of Rs.1,000/- per FIR Additional drafting fee is not payable in connected or batch matters arising out of same FIR. |
| <u>Acting:</u> | | |
| 1. | All cases before an Hon'ble Single Judge. | Rs.2,000/- on admission of the case and Rs.4,000/- on final disposal of the case. |
| 2. | All cases before a Division Bench. | Rs.3,000/- on admission of the case and Rs.6,000/- on final disposal of the case. |

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| 3. | Bail application, anticipatory bail application, parole application, suspension application and any other application. | Rs.500/- per FIR subject to a maximum total of Rs.1,000/- per FIR. |
| Miscellaneous Expenses: | | |
| 1. | Typing | Rs.15/- per page (1+3) |
| 2. | Photocopy | Rs.0.50 photocopy (per page) |
| 3. | Clerkage | 10% of the fee subject to a maximum of Rs,2000/-. |

GENERAL CONDITIONS:-

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| 1. | Appeals/Revisions or Petitions arising from one common judgment/order will be considered as one case. |
| 2. | When misc. applications are filed in a case, including transfer petition only drafting and typing charges will be payable and no separate fee will be payable. |
| 3. | When counsel is changed during the pendency of the case fee will be payable as per the stage fixed hereinabove. |
| 4. | Fees payable in any case not covered in the schedule specifically shall be at the discretion of the Court/Judge, whose decision shall be final. |
| 5. | In the event of any doubt or difference of opinion regarding the honorarium payable, the decision of the Court/Judge shall be final and binding. |
| 6. | The revised rates of the Fee/Honorarium shall be applicable from the date of approval. Cases already settled will not be re-opened. |

NOTE: THESE AMENDMENTS SHALL COME INTO FORCE FROM THE DATE OF THEIR PUBLICATION IN THE GAZETTE.

BY ORDER OF THE COURT
Sd/-
(V.P. VAISH)
REGISTRAR GENERAL