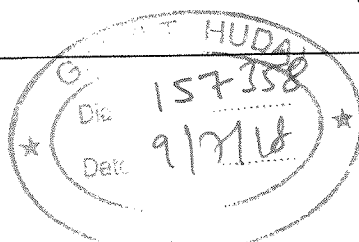




हरियाणा शहरी विकास प्राधिकरण
**HARYANA SHEHRI
VIKAS PRADHIKARAN**

Tel : 0172-2572370
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Website : www.huda.org.in
E-mail id : lrhuda12@gmail.com
Address : C-3 HSVP HQ
Sector-6, Panchkula



From

The Chief Administrator,
HUDA, Panchkula

To

All Zonal Administrator (s), HSVP in Haryana State
All Estate Officer (s), HSVP in Haryana State

Memo No. DA/ADA (M)/2018

Dated:

**Subject: CWP No. 8086 of 2013 titled as Indu Mehta vs Union of India and
ors. (fee bill matter)**

Reference this office memo no. 98629/637 dated 16.5.2018 to the subject
cited above.

Please find enclosed copy of letter dated 22.05.2018 and 29.05.2018 of
the ACS to Government of Haryana, Administration of Justice Department for strict
compliance with the interim order dated 06.03.2018 passed in aforesaid writ petition.

The Chief Administrator, HSVP has directed to circulate the ibid
instructions to all concerned for compliance.

This is for your information and immediate necessary action.

Assistant District Attorney
For: Chief Administrator,
HUDA, Panchkula.

12/7/18

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noda

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ADA(NS)
ADA(N.sundh.)

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From

No. 2/23/2017-5JJ(I)

The Additional Chief Secretary to Government,
Haryana, Admn. of Justice Department.

Diary No. 123969

Gm
28/5/18

To

Date 28/05/18 DA

1. All the Administrative Secretaries in Haryana State.
2. All the Heads of Departments in Haryana State.
3. The Commissioner, Ambala, Faridabad, Gurugram, Hisar, Rohtak and Karnal.
4. All the Deputy Commissioners in Haryana.
5. The Registrar, Punjab and Haryana High Court, Chandigarh.
6. The Managing Directors/Chief Executives/Member Secretaries of all Boards and Corporations in Haryana.
7. The Director General of Police, Haryana, Panchkula.
8. The Director General of Prison, Haryana, Panchkula.
9. The Director of Prosecution, Haryana, Panchkula.

DA

28/05/18
ADA(YM)
ADA

Dated, Chandigarh the 22-05-2018

Subject:- CWP No. 8086 of 2013- Indu Mehta V/s Union of India and Ors.

Sir,

I am directed to invite your kind attention on the subject cited matter and to issue the following directions in terms of decision dated 06.03.2018 of Hon'ble Punjab and Haryana High Court in the above mentioned case:-

- I. All the Administrative Departments including the Boards/ Corporations/ Banks/Insurance Companies etc. shall appoint their Nodal Officers (Litigation) and shall display his particulars on their website. The Nodal Officer can also be utilized for handling litigation as well as the bills of the lawyers.
- II. The bills of a lawyer will be received against proper receipt and by giving proper number with an acknowledgement to the lawyer concerned, so that a proper record is maintained of the pending bills.
- III. All the bills received by the concerned officer of the department or any other Government Department, Board/ Corporation etc. shall be forwarded by the said officer to a Nodal Officer as well, for record. It will be the duty of the Nodal Officer to ensure that the payment of the bill be made within the time prescribed.
- IV. The Nodal Officer or the officer concerned, who is responsible for clearing the bill, shall communicate the material objections, if any, within a period of two weeks to the lawyer concerned, with a copy to the Nodal Officer. In case of frivolous objections, it shall be the responsibility of the Nodal Officer to point out immediately to the department concerned to be careful while raising frivolous objections.
- V. The department concerned shall ensure the required budget by considering the overall litigation and the last budget along with future requirement and to make available at the appropriate time when the budgetary provisions are made as sometime due to lack of budget, bills are not cleared and are kept pending. It

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shall be the responsibility of the concerned officer dealing with the finance matters that appropriate budget be kept for the payment of fee bills.

- VI. The Administrative Secretaries concerned shall also take appropriate steps to ensure that the pendency of the fee bills and its status may be put on some website/portal. The Central Government has already provide a portal in the name of LIMBS and module for the advocates which allows advocates to upload bills online and also to monitor the cases in a more proactive manner. Since the area of Central Government is throughout India, States are at liberty to create any other portal or module of that form besides activating the Nodal Officers.
- VII. In a situation, when a case is entrusted to an Advocate, who has specified his fee, the concerned authority is bound to pay as per his entitlement or policy applicable to the case. As per Rules and Orders of High Court Volume-I, Rules 1 and 1-A of Chapter 16-B, even in a situation where case has been withdrawn from an Advocate and no misconduct or negligence is there on his/her part, the Advocate can not be denied fee.
- VIII. In case there is delay in releasing the payments, the Advocates shall be entitled for interest as well.
2. The same may be kindly be noted for future strict compliance.


Superintendent, Jails & Judicial-I,
for Additional Chief Secretary to Government,
Haryana, Admn. of Justice Deptt.


22/5

Diary No. 131700
Date 26/06/18
HUDA. HQ. Panchkula

From

The Additional Chief Secretary to Government,
Haryana, Administration of Justice Department.

To

1. All the Additional Chief Secretaries/Financial Commissioners & Principal Secretaries/Commissioner & Secretaries of the Government of Haryana.
2. All the Head of Departments, Haryana.
3. All the Deputy Commissioners in Haryana.
4. The Registrar, Maharishi Dayanand University, Rohtak, Kurukshetra University, Kurukshetra, Haryana Agriculture University, Hisar, Guru Jambheshwar University, Hisar, Ch. Devi Lal University, Sirsa and Bhagat Phool Singh Mahila Vishav Vidyalya, Khanpur, Sonapat.
5. All the Managing Directors/Chief Administrators of Boards/Corporations/State Public Sector Undertakings.

Memo No. 2/23/2017-5JJ(I)
Dated, Chandigarh the 29-05-2018

Subject:- CWP No. 8086 of 2013- Indu Mehta V/s Union of India and Ors - Inordinate delay in the settlement of fee bills of counsels.

Kindly refer to the instructions dated 22.05.2018 issued on the subject noted above.

2. In the aforesaid case, the Hon'ble Court vide order dated 02.05.2018 has directed to place on record the latest status whether, Nodal Officers have been appointed or not and the status of the pending bills of the lawyers and what procedure has been adopted?

3. You are requested to send the status report about appointment of Nodal Officers, status of pending bills and procedure which has been adopted within 5 days positively, so that response on behalf of State may be filed in the Court well in time.


Superintendent, Jails & Judicial-I,
for Additional Chief Secretary to Government,
Haryana, Admn. of Justice Deptt.

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relator DA.

11/06/18
ADA/mj
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Mr. Jyoti