

**ANDHRA PRADESH POWER GENERATION CORPORATION LIMITED**  
**ABSTRACT**

Estt. - A.P.GENCO - Legal Cell - Regulations governing appointment and payment of "Legal Fee and "Expenses" to Standing Legal Advisers and other Legal Counsel - Enhancement of Fee and Expenses - Orders - Issued.

G.O.O.No.70/CGM(Adm, IS & ERP)/2022,

Dated:30-06-2022.

Read the following:-

- 1) B.P.Ms.No.988, dtd.07.12.1981.
- 2) B.P.Ms.No.705, dt.08.08.1986.
- 3) G.O.O.No.310/GM(HR)/2008, dtd.24.09.2008.
- 4) G.O.O.No.504/CS/2013, dt.01.11.2013.
- 5) G.O.O.No.158/JS(Per)/2018, dt.11.05.2018.

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Order:

In the reference 4<sup>th</sup> & 5<sup>th</sup> read above, the APGENCO has framed certain "Regulations governing the payment of "Legal Fee" and Expenses" to the Standing Legal Adviser, Board Legal Counsel and other Legal Counsel" appointed by APGENCO from time to time, as indicated in the "Schedule of Fee" appended to the said order.

2) Accordingly, in modification of the "Schedule of Fee" appended to the orders 4<sup>th</sup> read above, revised/modified Regulations governing the payment of "Legal Fee" and "Expenses" as indicated in the "schedule of Fee" appended to this order are hereby framed and they shall be applicable only to the Standing Legal Advisers and other Legal Counsel appointed by the APGENCO from time to time. The revised/modified Regulations governing the payment of "Legal Fee" and "Expenses" to the Standing Legal Advisers and other Legal Counsels.

3) The Standing Legal Advisers and other Legal Counsel appointed by the APGENCO from time to time shall execute an under taking to the effect that they shall abide by the terms and conditions of their appointment, payment of "Legal Fee" and "Expenses" as fixed by the APGENCO from time to time.

4) The other terms and conditions stipulated in the reference 5<sup>th</sup> cited remain unaltered. The applicable GST shall be paid on the payments to the SLA, BLC and other legal Counsels.

5) The revised/modified Regulations governing payment of "Legal Fee" "Expenses" to the SLA, BLC and other Legal Counsel as indicated in the "Schedule of Fee" annexed to this orders shall come into force with effect from 01.07.2022. The pending bills shall be settled as per earlier orders. The claims already settled will not be reopened.

Contd.P.2..

6) These orders are issued with the concurrence of Director (Finance & Commercial) on 27.06.2022.

7) These orders are also available on APGENCO website and can be accessed at the address <http://www.apgenco.gov.in>.

Encl: ANNEXURE

**B.SREEDHAR  
MANAGING DIRECTOR**

To

All the Station Heads/Functional Heads of APGENCO

Copy to the :

Dy.EE(T) to Managing Director/APGENCO/V.S./Vja.

AO to Director/Fin. & Comml/APGENCO/V.S.

Dy.EE(T) to Director (Hydel)/APGENCO/V.S.

Dy.EE(T) to Director (Thermal)/APGENCO/V.S.

Dy.EE(T) to Director (Coal & Logistics)/APGENCO/V.S.

PO to Director (HR&IR)/APGENCO/V.S.

✓ PA to Chief General Manager (Adm, IS & ERP)/APGENCO/V.S.

Pay Officer// Accounts Officer/CPR/ APGENCO/V.S.

Sri M.Vidya Sagar, SLA/APGENCO.

Sri.A.Sudhakar, BLC/APGENCO.

Stock File.

C.No.CGM(Adm,IS & ERP)/DS(Estt.)/DGM(L&IR)/PO/2022

//FORWARDED :: BY ORDER //

  
PERSONNEL OFFICER

"SCHEDULE OF FEE"

S.No.	Nature of Legal Proceedings	Legal Fee" and "Expenses Payable to SLAs and other Legal Counsel	Legal Fee" and "Expenses payable at Stages
(1)	(2)	(3)	(4)
1A	(i) Writ Petitions /Writ Appeals/ Review Petitions /Revision Petitions/ Contempt Petitions/ Second Appeals in Suits /CRPs/A.A./ LPAs (Letter Patent Appeals)  (ii) Cases filed before Human Rights Commission	Rs.8,000/- towards Legal fee; and  Rs.4,000/- towards "Expenses" such as court fee and welfare stamp on vakalat, Typing Clerkage including preparation of material papers and miscellaneous expenses etc.	<ul style="list-style-type: none"> <li>➤ (i) 1/4<sup>th</sup> of " Legal Fee" at admission stage and</li> <li>➤ (ii) 1/4<sup>th</sup> of "Legal Fee" for filing of Counter Affidavit filing of Appeals; and</li> <li>➤ (iii) the balance 50% after disposal of the case.</li> <li>➤ (iv) Only 50% of Fee to be paid when WP, etc., is withdrawn/ becomes in fruituous/ disposed ex-parte/ uncontested at the time of hearing</li> <li>➤ Full expenses payable at the time of filing counter.</li> </ul>
1B	Batch Cases: Writ Petitions /Writ Appeals/ Review Petitions/ Revision Petitions/ Contempt Petitions/ Second Appeals in Suits /CRPs/A.A./ LPAs (Letter Patent Appeals	Rs.8,000/- towards fee.  Rs.4000/- towards expenses  Rs.1000/- towards expenses in subsequent batch cases.	<ul style="list-style-type: none"> <li>➤ Fee and Expenses for the first case as in Column (3) and the subsequent cases as follows:-</li> <li>➤ <b>2 to 10 cases:-</b> 50% of the Fee payable in first case.</li> <li>➤ <b>11 to 20 case:</b> 30% of the Fee payable in first case.</li> <li>➤ <b>21 to 30 cases:</b> 10% of the Fee payable in first case.</li> <li>➤ <b>31cases:-</b> 10% of the Fee payable in first cases.</li> <li>➤ The full expenses in the first case i.e. Rs.4,000/- shall be paid at the time of filing counter.</li> <li>➤ In batch cases Rs.500/- expenses per case shall be paid after disposal of the case.</li> <li>➤ The above Fee structure shall be applicable to any Advocate of the APGENCO irrespective of the amount of the fee payable and in respect of any other cases disposed off by common judgement or where the cause of action or grounds of disputes are common irrespective of filing of separate affidavits/ counters etc.</li> </ul>

2 (A)	Filing of Vacate Petition/ Miscellaneous Petition/ Civil Miscellaneous Petition (CMP) in Civil Review Petition (CRP)/ Interlocutory Application (s) (IAS) in any other proceedings by APGENCO.	➤ Rs.2,000/- Towards "Expenses".	➤ The total amount is payable at the time of filing of petition.
2 (B)	Filing of Deletion Petition/ Caveat Petition/ Extension Petition.	➤ Rs.1500/- towards "Expenses"	➤ The total amount is payable at the time of filing of petition.
2 (C)	Applications/ Petitioners filed before the Special Courts u/s 135(5) for determination of Civil Liability (Assessed theft amount)  (a) Claim/Assessed amount more than Rs.10,000/- and up to Rs.50,000/-  (b) Claim/Assessed amount more than Rs.50,000/- and up to Rs.1,00,000/-  (c) Claim/Assessed amount more than Rs.1,00,000/- and up to Rs.3,00,000/-  (d) Claim/Assessed amount more than Rs.3,00,000/-	➤ Rs.2,000/- towards Fee and Rs.1,000/- expenses.  ➤ (b) Rs.2500/- towards Fee and Rs.1,000/- expenses Rs.2,500/-  ➤ (c) Rs.3,000/- towards Fee and Rs.1,000/- expenses.  ➤ A Senior Advocate may be engaged with the approval of APGENCO.	➤ Rs.1,000/- fee + Rs.1,000 expenses at the time of filing of the case and balance fee Rs.1,000/- after disposal of the case.  ➤ (b) Rs.1,250/- fee + Rs.1000/- expenses at the time of filing of the case and balance fee Rs.1,250/- after disposal of the case.  ➤ (c) Rs.1,500/- fee + Rs.1,000/- expenses at the time of filing of the case and balance fee Rs.1,500/- after disposal of the case.

<p>3 (A)</p>	<p>OS/AS/OP/First Appeal/ Second Appeals in Suits/ CMA (Other than those filed against orders of APERC)</p>	<p><b>Fee is computed as per the Regulations of fee:</b></p> <ul style="list-style-type: none"> <li>➤ Upto Rs.1 lakh as per Advocates' Fee Rules.</li> <li>➤ Next Rs.4 lakhs @1%.</li> <li>➤ Next Rs.10 lakhs @1/2 %.</li> <li>➤ Beyond Rs.15 lakhs @1/4%</li> <li>➤ Rs.3,000=00 towards "Expenses"</li> </ul> <p>Subject to a ceiling of Rs.1 lakh in each Suit. Where costs are awarded to the APGENCO, the full legal fee allowed by the court shall be paid.</p>	<p><u>In case judgement is in favour of the APGENCO; Full fee calculated on the basis of Suit Value:</u></p> <p><u>In case judgement is against the APGENCO:</u></p> <p>50% of the fee calculated on the basis of suit value and the balance where the decision in first Appeal is in favour of the APGENCO 50% of the fee payable in First Appeal where the decision in the first appeal is against the APTRANSCO.</p> <ul style="list-style-type: none"> <li>➤ No fee for mere appearance without arguments.</li> <li>➤ 1/4<sup>th</sup> of the Regulation fee for preparation of Pliant/Written Statement.</li> <li>➤ ½ of the Regulation fee for the work done during trail.</li> <li>➤ Full Regulation fee for conclusion of final arguments/ disposal of the case.</li> <li>➤ If the O.Ss/O.Ps are more than one covering the similar issue/ Subject, the fee structure under Column-4 against Sl.No.1 (B) shall apply.</li> <li>➤ The O.S/O.P carrying the highest value shall be taken as first case for the purpose of computation of fee.</li> <li>➤ 50% of Expenses should be paid at the time of filing of Written statement/Suit etc., and balance after disposal of the case.</li> </ul>
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<p>3 (B)</p>	<p>I. Cases filed before Tribunals/ Labour Courts i.e., I.Ds/Authorities like Commissioner under various statute like EPF/ ESI/ Minimum Wages/ Payment of Wages and other enactments.</p> <p>II. Cases filed before Legal Services Authority.</p>	<ul style="list-style-type: none"> <li>➤ Fee Rs.5,000/- Expenses Rs.2,000/-</li> <li>➤ Fee and Expenses Rs.2,500/- Conveyance Charges Nil, irrespective of monetary value involved in such litigation.</li> </ul>	<p>In those cases, where the Tribunal etc., does not quantify the Award/Judgment the claim will be treated as no-monetary/ declaratory suit and the fee payable will be subject to a maximum of Rs.5,000/- irrespective of its result.</p> <ul style="list-style-type: none"> <li>➤ No fee for mere appearance without arguments.</li> <li>➤ 1/4<sup>th</sup> Regulation fee for preparation of Plaint/ Written Statement.</li> <li>➤ ½ Regulation fee for work during trail.</li> <li>➤ Full Regulation fee for conclusion of final arguments/ disposal of the case.</li> </ul>
<p>4</p>	<p>Execution Petition</p>	<ul style="list-style-type: none"> <li>➤ Fee is to be computed as in the case of OS/AS Expenses Rs.1,500/- per case.</li> </ul>	<ul style="list-style-type: none"> <li>➤ 1/4<sup>th</sup> of Regulation Fee for filing of Counter/ Application; and</li> <li>➤ The balance after the closure of E.P.</li> <li>➤ The expenses should be paid in full at the time of filing counter.</li> <li>➤ In all the EPS filed for the first time, fee shall be fixed at ½ of the fee allowed in the suit or proceedings as the case may be, in case of contest and ¼ the in case where there is no contest.</li> <li>➤ If the EPs are more than one covering the similar issue/distinct, the fee structure under coloumn-4 against Sl.No.1(B) shall apply.</li> <li>➤ The E.P. carrying the highest value shall be taken as first case for the purpose of computation of the fee.</li> </ul>

5.	Arbitration Cases/Cases filed before the A.P. Industry Facilitation Council, Hyderabad.	<p>The "Fee" Payable in Arbitration cases shall be computed on the basis of amount finally awarded by the arbitrator and not on the basis of the claim in the arbitration cases. The computation of "Fee" shall be as per the slabs shown below:-</p> <ul style="list-style-type: none"> <li>➤ Up to Rs.5 lakhs award amount as per the Advocates' Fee Rules;</li> <li>➤ Next Rs.10 lakhs @1/4 % ;</li> <li>➤ Beyond Rs.15 lakhs @1/8%;</li> <li>➤ Subject to a maximum of Rs.15,000/- for each Arbitration case.</li> <li>➤ Rs.2,000/- towards Expenses.</li> <li>➤ Rs.5,000/- in case of non-monetary dispute.</li> </ul>	<p><b><u>In Case award is in favour of APGENCO:</u></b> Fee calculated on the basis of award or Rs.15,000/- whichever is less after the award.</p> <p><b><u>In case award is against the APGENCO</u></b> 50% of the calculated on the basis of award or Rs.7,500/- whichever is less after the award and the balance where the decision in first appeal is in favour of APGENCO. 50% of fee payable in cases where the decision in the first appeal is against APGENCO.</p> <ul style="list-style-type: none"> <li>➤ The expenses shall be paid in full at the time of filing counter.</li> <li>➤ Fee Rs.5,000/- in case of non monetary disputes/ references or otherwise.</li> </ul>
6	Disputes before District Forums.	<ul style="list-style-type: none"> <li>➤ Rs.2,000/- towards "Fee" and</li> <li>➤ Rs.1,500/- towards "Expenses"</li> </ul>	<ul style="list-style-type: none"> <li>➤ Fee shall be payable after disposal of the case.</li> <li>➤ Expenses shall be paid in full at the time of filing counter.</li> </ul>
7	Appeals against the orders of District Forum filed before State Commission.	<ul style="list-style-type: none"> <li>➤ Rs.3,000/- towards Fee;</li> <li>➤ and</li> <li>➤ Rs.1,500/- towards Expenses</li> </ul>	<ul style="list-style-type: none"> <li>➤ Fee shall be payable after disposal of the case.</li> <li>➤ Expenses shall be paid in full at the time of filing counter.</li> </ul>
8	O.P or Appeal filed before National Commission, New Delhi.	<ul style="list-style-type: none"> <li>➤ Rs.10,000/- towards AOR Fee; and</li> <li>➤ Rs.3,000/- towards expenses</li> </ul>	<ul style="list-style-type: none"> <li>➤ Fee payable after disposal of appeal, Expenses payable at the time of filing appeal.</li> </ul>
9	Retainer "Fee" to Standing Legal Adviser at Headquarters.	<ul style="list-style-type: none"> <li>➤ Rs.30,000/- per month.</li> <li>➤ For BLCs Rs.20,000/- P.M., as retainer-ship fees.</li> </ul>	<ul style="list-style-type: none"> <li>➤ Inclusive "Retainer Fee" ; "Stenographer Allowance" and "Office Allowance" per month; and</li> <li>➤ SIM Card is provided by the APGENCO and SLA can avail up to Rs.1,275/- per month.</li> </ul>

10.	Payment of "Fee" to SLA for assisting the Learned Advocate General/ Senior Advocates.	➤ 1/3 <sup>rd</sup> of "Fee" payable to the Learned Advocate General/ Senior Advocate subject to a maximum of Rs.15,000/-	➤ Where the learned Advocate General or Senior Advocate who is specifically engaged by the APGENCO in any case in High Court or in any other Court of law, <u>where the Standing Legal Adviser is requested to assist them</u> , in such cases the SLA shall be paid one third of fees payable to learned Advocate General or Senior Advocate for each engagement subject to a maximum of Rs.15,000/- (Rupees Fifteen thousand only).
11	For giving legal notice/reply to legal notices.	➤ Rs.500/- towards Expenses irrespective of number of parties.	➤ Expenses payable after issuance of Legal notice/ Reply Notice.
12	i) Expenses for obtaining certified copy from Lower Courts of judgement/ WS/Plaint/ Petition or any other document on request made by APGENCO.	➤ Rs.1,000/- towards "Expenses"	➤ On actual expenses subject to maximum of Rs.1,000/-
	ii) Expenses for obtaining certified copy from High Court Judgement/ WS/ plicant/Petitioner or any other document on request made by APGENCO.	➤ Rs.1,000/- towards "Expenses"	➤ On actual expenses subject to maximum of Rs.1,000/-
13	Expenses for filing Vakalat in Previous cases	➤ Rs.500/- each towards "Expenses"	
14	Legal Opinion Fee	➤ Rs.2000/- each	

**B.SREEDHAR**  
**MANAGING DIRECTOR**

//FORWARDED :: BY ORDER //

  
PERSONNEL OFFICER