



महालेखाकार (लेखा एवं हकदारी) उत्तराखण्ड का कार्यालय
OFFICE OF THE ACCOUNTANT GENERAL (A&E), UTTARAKHAND

O.O. No.48/Legal Cell/New Empanelment of Counsels/2023-24/88

Dated: 19.09.2023

Office-Order

Subject: Empanelment for New Panel of the Government Standing Counsels for IA&AD Offices at one Station/State of Uttarakhand – reg.

In pursuance of Comptroller & Auditor General of India letter No.881-LC/17-2022 dated 01.08.2023, a New Panel of two Government Standing Counsels is proposed to be empanelled for conducting Government Litigation before Hon'ble High Court/PST of Uttarakhand and Circuit Bench of CAT at Nainital for IA&AD offices at one Station/State for a period of one year which may be extended only on the basis of promptness shown to file Counter Affidavit, review/evaluation of work performance, success rate/percentage of various legal cases conducted and timely updating respondents about facts/events thereof. Moreover, requisite Terms & Conditions laid down by CAG office are attached for ready reference.

In this regard, willingness of interested Government Counsels is invited to consider their names for empanelment w.r.t. terms & conditions *ibid*, along with complete Curriculum Vitae(sample attached). Thus, application may be furnished to undersigned latest by **26.09.2023** via e-mail at agaeuttarakhand@cag.gov.in so that names of shortlisted counsels may be forwarded to CAG office for further approval. None of the requests will be **accepted or entertained** beyond the prescribed date.

Encl: as above

Sd/-

Sr. Deputy Accountant General(Admn.)

No. 48/Legal Cell/New Empanelment of Counsels/2023-24/89-93

Dated: 19.09.2023

Copy of above is endorsed to following for information and necessary action:-

1. Secretary to Accountant General (A&E), Uttarakhand
2. Sr.DAG (Admin) Cell
3. DAG(Fund& Accounts) Cell
4. Sr.A.O./ITSG with the request to upload above order in official website
5. Display Board


Sr. Accounts Officer/Legal Cell

CURRICULUM VITAE

1. NAME: _____
2. DATE OF BIRTH: _____
3. FATHER'S NAME: _____
4. ADDRESS :
(CORRESPONDENCE) _____
(PERMANENT) _____
5. ENROLMENT NO.: _____
6. PAN NO. _____
7. EDUCATIONAL/PROFESSIONAL QUALIFICATION: _____
8. PROFESSIONAL CAREER: _____
9. **Experience regarding advocating service rules, Pension rules, GPF rules etc. Detail of such cases may be listed. Experience if any, for working as standing counsel may also be attached.**

DATE: _____

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PLACE: _____

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Empanelment of standing counsels for IA&AD offices at various stations

Terms and conditions:

1. Eligibility:

- i) The person shall be enrolled/ registered as an advocate.
- ii) The person shall be well conversant with Service Rules, CCS (CCA) Rules, Prevention of Corruption Act, RTI Act, IPC, Procedural codes etc.

2. Tenure of empanelment:

Initial empanelment shall be for one year. Performance of advocate shall be reviewed on half yearly basis. However on completion of ~~tenure of two years~~ and satisfactory report from the nodal office, the empanelment can be extended for a further period of two years.

3. General terms and conditions:

- i) Counsel shall receive the notice meant for the offices at the station and ensure no ex-parte order is passed.
- ii) The counsels shall ensure that the notice is supplied to the respective office on same day. The counsel shall prepare written statement, applications, reply, affidavits etc in respect of each case assigned to him/ her. The counsel shall also provide his legal opinion related to the case.
- iii) The counsel shall keep the respective office informed of all the developments and dates related to the case on the same date of its happening.
- iv) If any case is decided against the office, counsel shall provide his/ her considered opinion regarding advisability of filing appeal.
- v) The counsel shall not take up any case against the IA&AD offices before any Court in India.
- vi) The counsel shall have the right to do private practice which must not however interfere with the interests of any of the IA&AD offices.
- vii) Refusal by the counsel to accept any work without any reasonable cause (eg on grounds of conflict of interest) shall entail his/ her removal from panel.
- viii) Violation of any of the terms and conditions shall render the counsel for termination of his/ her empanelment.

4. Termination of empanelment/ Resignation:

Empanelment of counsel would be terminable on one month's notice in writing by either side. However, it would be binding upon the counsel to hand over all the case files and documents related to all the cases lying pending or finalized with him/ her.

5. Payment of fees:

No retainership fees/ monthly salary shall be payable to the counsels. Fees for appearance and other fee/ expenses shall be payable to the Counsels as per the fee structure applicable to Central Government Standing Counsels as decided by Department of Legal Affairs, Ministry of Law from time to time.

6. In the event of any doubt / difficulty with respect to the implementation/ interpretation of any clause of these terms and conditions, the decision of CAG shall be final.