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maaOhmmad Saah
Regional Centre, New Field Sports
Complex, Md. Shah Road, Paltan
Bazar, Guwahati - 781008

F.NO.SAI/RC-GHY/Empanelment of Advocate/ 2023-2024/

Dated: 13/02/2024

EXPRESSION OF INTEREST
EMPANELMENT OF LEGAL COUNSEL(S)

The Sports Authority of India (SAI), *Regional Centre, Guwahati* being its Head Office at J N Stadium New Delhi, an autonomous body under Ministry of Youth Affairs & Sports, Government of India proposes to invite applications for an empanelment of Legal Counsels for the *Sports Authority of India (SAI), Regional Centre, Guwahati* to represent on its behalf before the *Hon'ble High Courts, Tribunals, Commissions* and in all Courts in the following categories:

1. Service matters
2. Non-Servicematters
3. Labour matters
4. Sports related matters
5. Arbitration matters.
6. Contracts, Agreements, Intellectual property Act and Copy Right
7. Any other Miscellaneous matters.

SAI, *Regional Centre, Guwahati* intends to engage Legal Counsel for defending court cases on behalf of the Sports Authority of India *Regional Centre, Guwahati* before *High Courts, Tribunals, lower courts, and other courts of law/tribunals/forums*. The services of panel of Legal Counsel will also be utilized for seeking advice, vetting of documents, drafting of MoUs / agreements, contracts, Speaking Orders, reply to Legal Notice etc. As per the requirement arises in crucial cases, the Legal Counsel may have to represent SAI *Regional Centre, Guwahati* in Courts out of *Guwahati*.

The eligible and desirous Legal Counsel having following qualification and experience may apply as per the prescribed format at **Annexure A** along with the enclosing self-attested documents showing length of experience, empanelment in government organization / Institutions / Govt. department/ PSUs / Bank, enrollment certificate and any other documents as desired by the Counsel.

Interested Legal Counsels fulfilling the requirements are invited to submit their application for empanelment as per Annexure A & B. The application should be sent by email to rcguwahati.sai@gov.in on or before **05.03.2024**.

I. ELIGIBILITY CRITERIA

1. Legal Counsel registered with Bar Council of India / State Bar Council Association for at least 05 years from the date of this EOI.
2. Legal Counsel must have experience of working in at least **one government organization / Institutions / Govt. department / PSUs / Bank**. The empanelment letter of the same is to be attached with the application being submitted by the individual.
3. Legal Counsel located in *Guwahati* and have well-equipped office in *Guwahati*.
4. The empanelment is strictly for professional services of experienced Legal Counsel in their personal capacity. The Law firms or any individual applicant representing the Law firm shall not be entertained.

II. TENURE

1. The initial tenure of empanelment of the Legal Counsel will be for two (02) years
2. The tenure may be extended by another one year on mutual consent; however, it is purely based on performance review.

III. TERMS AND CONDITIONS RELATING TO FEE

1. The empaneled Legal Counsel would be paid fee as per the OM No. 26(1)/2014/JUDL. Dt. 01.10.2015 of Ministry of Law & Justice, Dept. of Legal Affairs and the Office Memorandum dated 16.11.2022. OM issued by SAI dated 16.11.2022 attached at **Annexure C**
2. All payments will be made in INR.
3. No interest shall be paid for any delayed payment.
4. Legal Counsel should submit the bill by the 28th of every month along with details regarding Court order, Cause list or e-mail trail for drafting and legal opinion.
5. No retainer fee shall be paid to SAI, *Regional Centre, Guwahati* Panel Counsel

IV. HOWTOAPPLY

1. Eligible Legal Counsels who are located at Guwahati and interested to work with SAI Regional Centre, Guwahati are requested to apply in the format prescribed at **Annexure A & Annexure B** and no other format of application will be accepted
2. The application should be sent by email to rcguwahati.sai@gov.in with the subject '**Application for empanelment of Legal Counsel in SAI, Regional Centre Guwahati**'
3. The application should reach by email on or before **05.03.2024**. Any application received after the cut-off date will not be considered / entertained.
4. The Legal Counsel will be required to furnish the following set of documents:
 - a. Application form as prescribed at Annexure A & B
 - b. Detailed Bio-data
 - c. Copy of Degree in Law.
 - d. Copy of Enrolment certificate issued by Bar Council.
 - e. Copy of identity card issued by Bar Association / Council.
 - f. Copy of office order/ letter of empanelment issued by other PSUs / Government Bodies etc.

V. RIGHTS OF SAI, REGIONAL CENTRE, GUWAHATI

The SAI, Regional Centre, Guwahati reserves the right to:

1. Cancel this notice at any stage of the process without assigning any reason thereof and no claim/dispute in this regard shall be entertained;
2. To reject any/all applications without assigning any reason thereof;
3. To relax or waive any of the conditions stipulated in this document as deemed necessary in the best interest of SAI *Regional Centre, Guwahati* without assigning any reasons thereof;

VI. GENERAL TERMS & CONDITIONS

1. The empanelment of the Legal Counsel shall be the sole discretion of the Sports Authority of India, Regional Centre, Guwahati. No person(s) will have any claim for being empaneled. SAI Regional Centre, Guwahati reserves the right to empanel more than one Legal Counsel and assigned them job (s) as per the requirement which is solely its discretion.

2. As per the OM No. J-12012/2/2017 dated 29/30.06.2017 of Ministry of Law and Justice, cases where Union of India is a party along with an autonomous body (i.e., under the administrative control of Ministry), then the counsel engaged by the Department of Legal Affairs will defend the case on behalf of both Union of India and of the autonomous body. In such circumstance, then the Panel Counsel may be engaged by SAI *Regional Centre, Guwahati* requires to assist Central Government Counsel on case basis
3. If there are a large number of applications received, then suitable criteria will be adopted for short listing the Legal Counsel and the panel shall be created based on the **personnel interview** which will be subsequently scheduled for shortlisted applicants.
4. Legal Counsel's mere submission of application and fulfilling of Eligibility Criteria does not entitle empanelment nor any claim to this effect can be made.
5. The Legal Counsel shall visit the office of SAI *Regional Centre, Guwahati* as and when required for discussion on any subject matter of legal importance. The Legal Counsel shall also visit the office of SAI *Regional Centre, Guwahati* periodically (as directed by SAI *RC Guwahati Office*) for general discussions and to review the progress of court matters.
6. Quick response in cases of emergency is expected by the empaneled Legal Counsel; even though the situation may arise on holidays/ non-working days.
7. The Legal Counsel shall take all necessary steps to protect the interest of SAI *Regional Centre, Guwahati* in matters entrusted to it from time to time in complete totality.
8. SAI, *Regional Centre, Guwahati* may at any time, at its discretion withdraw any case proceeding /matter/brief without assigning any clarification from the Legal Counsel. In such situation, the empaneled Legal Counsel will be required to handover the case papers and provide such other assistance as may be required.
9. The Legal Counsel will not use SAI's name/ logo/ Symbol on its letter Head/ Signboard/Name plate etc.
10. All miscellaneous work such as notarization, photocopying etc. of petitions/ counters / judgments will be the responsibility of the Legal Counsel. SAI , *Regional Centre Guwahati* will provide all documents through e-mail or post only to the Legal Counsel's office, and it is their responsibility to take prints etc. themselves and may claim the charges thereof.

11. The empaneled Legal Counsel shall maintain absolute secrecy and confidentiality about the cases of SAI *Regional Centre, Guwahati* entrusted to him/her.
12. The empaneled Legal Counsel shall be required to sign an Agreement.
13. SAI *Regional Centre, Guwahati* reserves the right to verify / cross check the information furnished / submitted by the Applicants.
14. The Legal Counsel will be required to advise SAI, *Regional Centre, Guwahati* on matters incidental to litigation and, when any case is decided against the Authority, give their opinion regarding advisability or otherwise for filing an appeal against such a decision in the interest of SAI.
15. If considered necessary, SAI *Regional Centre, Guwahati* may engage any Law Officer of the Government to argue the cases on behalf of the SAI/UOI. The Legal Counsel shall be required to assist such law officer as and when required to do so by SAI. The Legal Counsel will however continue to get the fee as admissible in these cases.
16. In case of any misconduct, SAI *Regional Centre Guwahati* will take appropriate action against empaneled Legal Counsel which includes filling complaint with the Bar Council and recovery of the financial loss(es) so caused to SAI *Regional Centre Guwahati*. Here the word misconduct will have the same meaning as in **Advocate Act, 1961**.
17. The applicant should furnish an undertaking to the effect that he/ she has not been blacklisted in India or abroad or by any Government Department in the Format as placed at **Annexure B**.
18. The Panel Counsel shall follow various provisions of **Advocate Act, 1961** and abide by the secrecy clause.
19. The empaneled Legal Counsel will be obliged to share their complete communication details including landline numbers, mobiles, email addresses etc. along with the communication details of his / her junior counsel or office attendant for proper coordination.
20. The empanelment of the Legal Counsel is liable to be cancelled due to occurring of any or more of the following conditions / situations:
 - a. Giving false information in the application for empanelment;
 - b. Handing over the brief/matter to any other Legal Counsel without prior written permission of the SAI *Regional Centre Guwahati*;

- c. Failing to attend the hearing of the case without prior intimation with sufficient reason (s) and not arranging for local counsel;
- d. Not acting as per instructions of SAI *Regional Centre Guwahati* or going against specific instructions;
- e. Threatening, intimidating or abusing any of the employees, officer(s) or representatives of SAI *Regional Centre Guwahati*;
- f. Committing any act tantamount to contempt of court or professional misconduct;
- g. Passing information relating to SAI *Regional Centre, Guwahati's* case to any third party likely to harm the interest of SAI *Regional Centre, Guwahati* except the information as permitted under the law;
- h. Giving false or misleading information to SAI *Regional Centre, Guwahati* relating to any proceeding /case etc.
- i. Taking adjournment in any case or not objecting to the adjournment, moved by the opposite party without sufficient reason.

21. The empaneled Legal Counsel is free to undertake private practice which does not interfere with or is not in conflict (direct or indirect) with efficient discharge of its responsibility as an empanel Legal Counsel for SAI *Regional Centre, Guwahati*.

22. While this document has been prepared in good faith, SAI *Regional Centre Guwahati* shall have no responsibility or liability whatsoever in respect of any statements or omissions therein.

23. The existing panel Counsels may also apply afresh.

VII. INDEMNITY:

The empaneled Legal Counsel will indemnify against all legal/other obligations of its professionals deployed for SAI *Regional Centre Guwahati's* work.

EXECUTIVE DIRECTOR,
SAI, REGIONAL CENTRE, GUWAHATI

ANNEXURE-A

**EMPANELMENT OF LEGAL COUNSEL IN SAI REGIONAL CENTRE
GUWAHATI**

1.	Name:	
2.	Address for Correspondence	
3	LandlineNo.(off)	
4.	LandlineNo.(Res)	
5.	Mobile(s)	
6.	E-mail	
7.	Permanent Address with Tel.No.	
8.	PAN Card No.	
9.	Aadhar Card No.	
10.	Educational Qualification (Complete details)	
11.	Date of Registration Bar Council (Attach copy of enrolment certificate)	
12	Whether Advocate is an AOR (Yes/NO)(If yes, kindly attach the certificate)	
13.	Area of Experience/Practice	
14.	Field of Specialization	
15	Government empanelment (Detail the grade)	

16	Any other achievement worth a mention	
17.	Any other information sought in the scope of work	

Undertaking

- i) I also undertake to maintain absolute secrecy about the cases of the SAI Regional Centre, Guwahati required under the Act, Rules, and Regulations there under.
- ii) I agree with the Fee Schedule notified by SAI Regional Centre, Guwahati.

Signature of Legal Counsel
Address(Office & Residence/ Chamber)

DECLARATION

I hereby declare that I have never been penalized by any Bar Councilor blacklisted /debarred by any Government Department in any matter / issue. I also undertake to maintain absolute secrecy about the cases of the SAI Regional Centre, Guwahati.

Signature of the Legal Counsel.....
Date & Place
Address (office /chamber).....
.....
.....
.....
.....
Tel.No.....
Mobile No.
E-mail



ANNEXURE-C



F. No. 01-02010/10/2021-HO-Legal Division /671

Date 16.11.2022

Office Memorandum

Consequent to the approval of the competent authority, mentioned below is the legal fees structure for the empanelled legal counsel of SAI.

The fee structure applicable to counsel appearing in Supreme Court :

Sr. No.	Item of work	Fee
1.	All Regular Appeals and defended Writ Petitioners (for final hearing)	Rs. 9,000/- per case per day
2.	All defended Admission matters (SLP/TP and writ petitions & other misc. matters for admission)	Rs. 4,500/- per case per day
3.	Out of Headquarter	Rs.9000/- daily fee for the days of his/her absence from HQ
4.	Clerkage	NIL
5.	Drafting SLP / Counter Affidavit / Rejoinder/Misc. Application etc.	3000/- per case
6.	Miscellaneous and out of pocket expenses	On actual basis on production of relevant documents as far as possible or with the satisfaction of the Department where the documents cannot be provided

(B)

The fee structure applicable for the counsel in appearance before Hon'ble High Court of Delhi and Ld. CAT:

Sr. No.	Item of work	Fee
1.	Appearance	Rs. 9000/- per case per day of effective hearing in case of non-effective hearing Rs. 1500/- per case per day subject to a maximum of 5 hearing
2.	Miscellaneous Application	Rs. 3000/- per case
3.	Conference	Rs. 900/- per conference subject to :- (i) For setting pleadings – one conference. (ii) In respect of Hearing or Writ matters, Suits, Appeals and Supreme Courts leave

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		applications etc- Three Conference (Maximum)
4.	Out of Headquarter	Rs.9000/- daily fee for the days of his/her absence from HQ
5.	Drafting Writ Petition / Counter Affidavit / Rejoinder/Misc. Application etc.	Rs. 3000/-
6.	Miscellaneous and out of pocket expenses	On actual basis on production of relevant documents as far as possible or with the satisfaction of the Department where the documents cannot be provided

(C)

The Fee structure for appearance before the District, Subordinate Courts and Labour Court :

Sr. No.	Item of Work	Fee
1.	Fee for effective hearing	Rs. 1800 per case per day
2.	Fee for non-effective hearing	Rs. 600 per case per day subject to a maximum of 5 hearing
3.	Fee for drafting written statement, grounds of appeal etc.	Rs. 1500 per pleading
4.	Fee for drafting other pleadings of misc. nature	Rs. 600 per pleading
5.	Fee per Conference	Rs. 900 (subject to maximum of 5 such conferences in a case / group of identical cases)
6.	Daily fee for out of Headquarter	Rs. 2700/- per day
7.	Clerkage	@10% of total fee excluding miscellaneous and out of pocket expenses (maximum Rs. 5250 in a case) (to the satisfaction of this office and Production of bill)
8.	Miscellaneous and out of pocket expenses	On actual basis on production of relevant documents as far as possible or with the satisfaction of the Department where the documents cannot be provided

(D)

The fee structure for appearance in the matter for Arbitration:

Sr. No.	Details of Work	Fee
1	Fee for effective hearing	Rs. 2,250/- per appearance
2	Fee for non-effective hearing	Rs. 450/- per appearance (Maximum four such hearings)
3	For drafting pleadings	Rs. 1,500/- per pleading

4	Conference fee	Rs. 450/- per conference (Maximum three such conferences in a case)
5.	Daily fee out of headquarter	Rs. 3000/- per day
6.	Miscellaneous and out of pocket expenses	On actual basis on production of relevant documents as far as possible or with the satisfaction of the Department where the documents cannot be provided

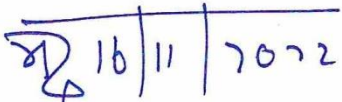
(E) * Since, the below mentioned work did not feature in the OM of Ministry of Law & Justice, the fee structure has been determined in accordance to the similar work rendered.

Sr. No.	Details of Work	Fee
1.	Legal Vetting *	Rs. 3000/-
2.	Legal Opinion *	
3.	Drafting of MOU/RFP/EOI etc.	Rs. 3000/-
4.	Miscellaneous and out of pocket expenses	On actual basis on production of relevant documents as far as possible or with the satisfaction of the Department where the documents cannot be provided

Rest of the terms for payment of fees is to be followed as per the OM No.26(1)/2014/ judl. dated 01.10.2015 of Ministry of Law and Justice except of retainership fee mentioned in the said OM.

This memorandum supersedes any other memorandum or any official communication on this subject prior to this date, day and year issued by the SAI, Head Office. This OM is applicable from the date of joining of each advocate on SAI Panel.

This is issued with the approval of the Competent Authority.


 16/11/2022
 (Manjushree Dayanand)
 Director (Legal)

To

Advocates presently empaneled with SAI for the specific duration.

Copy to :

- i) Director (Finance), SAI Head Office
- ii) DD to DG SAI
- iii) AD(Legal)
- iv) DDO, SAI Head Office
- v) SO to Secretary, SAI
- vi) Master Folder


 (Manjushree Dayanand)