

**ALL INDIA INSTITUTE OF MEDICAL SCIENCES
(LEGAL CELL)**

F.No. 41-310/2016/Legal

Dated: 9th December, 2017

Memorandum

**Sub: Creation of panel of Counsels for defending cases on behalf of AIIMS,
New Delhi before different Judicial Fora-reg.**

The Competent Authority is pleased to create a new panel of Counsels
as mentioned below for conducting the Court cases of AIIMS, New Delhi:

SL. No.	Name of the Counsel	Name of judicial Forum to be assigned to
1	Shri Ram Narayan Singh, S/O- Shri Jagdish Singh	CAT
2	Shri Anuj Jain, S/O- Shri Subhash C.Jain	Tis Hazari Court, NCDRC & SCDRC
3	Shri K. P. Gautam, S/O- Shri Gauri Shankar Dubey	High Court & CAT
4	Shri VSR Krishna, S/O- Shri V. Rama Rao	High Court & CAT
5	Shri Satvik Verma, S/O- Shri M.L. Verma	High Court & Saket District Court
6	Shri Snehasish Mukherjee, S/O- Shri A.S. Mukherjee	Supreme Court
7	Shri Atul Kumar, S/O- Dr. Mahesh Kumar	Supreme Court & High Court
8	Dr. Harsh Pathak, S/O- Dr. Rajendra Pathak	High Court & Arbitration matters
9	Ms. Preeti Singh, D/O- Shri Mahabir Singh	Supreme Court & CAT
10	Dr. Vikrant Narayan Vasudeva, S/O- Shri V.K. Vasudeva	NCDRC & Labour Courts at Dwarka and Tis Hazari District Court

11	Shri Dushyant Parashar, S/O- Shri Dinesh Pandey	District Courts at Saket and Dwarka & Labour Courts
12	Shri Mukesh Kumar Singh, S/O- Shri Dinanath Singh	Lower Courts/District Courts at Saket & Dwarka & Labour Courts
13	Shri Nikhil Mehra, S/O- Shri Narinder Kumar Mehra	Consumer Courts (National & District level)
14	Shri Anand Varma, S/O- Shri Tarun Varma	Supreme Court & High Court
15	Ms. Sonali Malhotra, D/O- Shri Sunil Malhotra	District Court of Saket & Tis-Hazari
16	Mr. Aldanish Rein, S/O- Shri Aeltemesh Rein	Supreme Court & High Court
17	Shri Vibhor Garg, S/O- Shri Brijesh Garg	Supreme Court & High Court
18	Shri Avneesh Garg, S/O- Shri K. N. Garg	Supreme Court & Patiala House Court
19	Shri Jagdhish Kumar, S/O- Shri Harbans Lal	CAT

2. Tenure of Empanelment

The initial empanelment will be for the period of two years from the date of issuance of this memorandum, which may further be extended for another two years by the Competent Authority. Performance of empanelled Counsels may be reviewed at regular interval, which shall be required for continuance of individual in the panel of Counsels of AIIMS, New Delhi.

3. Payment of Fee and Other Conditions

(i) The fee payable to the Counsels shall be governed by the rate/Schedule of fee decided by Ministry of Law and Justice, Govt. of India vide O.M. No. 26 (1)/2014/Judl., dated 01.10.2015, as amended from time to time.

(ii) No retainer fee shall be paid to any of the panel Counsels merely because of their empanelment only.



4. Duties of the Empanelled Counsels:

(i) The Counsel shall not advise any party or accept any case against the AIIMS, New Delhi in which he/she has appeared or is likely to be called upon to appear for or advise which is likely to affect or lead to litigation against the AIIMS.

(ii) Timely appearance of the Counsel to contest the cases for AIIMS in the Court is a must. His/her absence in the Court, without any reasonable ground and notice in advance, will not be accepted.

(iii) **AIIMS Authority is free to engage any Counsel from its panel of its own choice and merely empanelment as Counsel in the panel of AIIMS shall not make any claim/right that he/she alone should be entrusted with the particular case/cases pertaining to AIIMS.**

(iv) Refusal by any Counsel to accept any work without any reasonable cause (e.g. on grounds of conflict of interest) may entail removal of such Counsel from the panel forthwith without waiting for the empanelment period to expire.

(v) The Counsels shall accept the terms and conditions of the empanelment as determined by the AIIMS from time to time.

(vi) In order to ensure that there is effective check on the cases being conducted, the Counsels on the panel must report the status of the cases after each date of hearing through email/phone. Failure to submit status report may be counted as a ground for removal of the name of the particular lawyer from the panel.

(vii) In cases where on the request of the Union of India, Ministry of Health & Family Welfare have also to be represented by the AIIMS Counsel, no separate fee shall be charged by the Counsel for this purpose.

(viii) When any case attended by him/her is decided against the Organisation, the Counsel concerned must give considered opinion regarding the reasons for such adverse order with advice for filing an appeal from such a decision not later than 5 working days of the passing of such order(s).

5. Removal from Panel:

AIIMS, New Delhi reserves the right to terminate the empanelment of a Counsel anytime with immediate effect without assigning any reason thereto. The Counsel may also submit his request for removal of his name from the panel by serving one month's notice.



Empanelment of the Counsel may be liable to be cancelled due to occurrence of any of the following disabilities on the part of the Counsel:

- (i) Failing to attend the hearing of the case without any sufficient reason and/or prior information;
- (ii) Not acting as per AIIMS instructions or going against specific instructions;
- (iii) Threatening, intimidating or abusing any of the AIIMS employees, officers, or representatives;
- (iv) Passing/leaking of information relating to AIIMS case(s) to the opposite party/parties or that of their Counsel(s) or any third party which is likely to cause any damage to the interest of AIIMS;
- (v) Giving false or misleading information to the AIIMS relating to the proceedings of the case; and

6. Right to Private Practice and Restrictions thereon:


- (i) An Counsel shall have the right to private practice, which should not, however, interfere with or be in conflict with the efficient discharge of his duties as an empanelled Counsel of the AIIMS.
- (ii) An Counsel shall not advise any party or accept any case against the AIIMS in which he has appeared or is likely to be called upon to appear or advise.
- (iii) If the Counsel happens to be a partner of a firm of lawyers or solicitors, it will be incumbent upon the firm not to entertain any case against the AIIMS arising in any court.

NOTE:

1. Shri V. S. R. Krisha, Counsel is authorised to receive advance copy/notice of the Writ Petition and other petitions on behalf of AIIMS, New Delhi in High Court and after receipt of the same, he will immediately intimate Legal Cell AIIMS about the nature of relief sought (along with copy of such petition) through his own means and it is the discretion of the Legal Cell AIIMS to assign the case to any of the Counsels from the Panel.
2. Shri R. N. Singh, Counsel is authorised to receive advance copy/ notice of the O.A. and other petitions on behalf of AIIMS, New Delhi in Central Administrative Tribunal, Principal Bench, New Delhi and after receipt of

the same, he will immediately intimate Legal Cell, AIIMS about the nature of relief sought(along with copy of such petition) through his own means and it is the discretion of the Legal Cell AIIMS to assign the case to any of the Counsels from the Panel.

With issuance of this Memorandum all other Order(s)/OM(s)/Memorandum/Circular issued so far for empanelment of Counsels stands Cancelled/withdrawn.


08.12.2017

(Satish Kumar Singh)
Administrative Officer (Legal Cell)

To,

All Concerned panel Counsels listed above.

Copy to:

1. The Director, AIIMS, New Delhi
2. The Deputy Director (Administration), AIIMS, New Delhi
3. The Registrar, High Court of Delhi.
4. The Registrar, Central Administrative Tribunal, Principal Bench, New Delhi
5. Chiefs/HODs of all Centres/Departments of AIIMS, New Delhi.
6. The Medical Superintendent, AIIMS, New Delhi
7. The Registrar, Academic Section, AIIMS, New Delhi
8. The Chief Administrative Officer, AIIMS, New Delhi
9. The Superintending Engineer, AIIMS, New Delhi
10. The Sr. Administrative Officers/Admin Officers of all Sections/Centres/Cells/Departments.
11. The Incharge/Computer Facility, AIIMS, New Delhi- with request to upload this Memorandum immediately on official website of AIIMS, New Delhi.