

MAHARASHTRA POLLUTION CONTROL BOARD

Tel: 24010437/24020781/24014701
Fax: 24023516/24024068/24044531
Website: www.mpcb.gov.in



Kalpataru Point, 2nd - 4th Floor
Sion Matunga Scheme Road No.8
Near Sion Circle, Sion (East)
Mumbai- 400 022.

No.BO/P&L Divn./B- 1118

Date: 05/02/2018

STANDING ORDER

Sub : Enhancement of professional charges fees of Panel Advocates appearing on behalf of Maharashtra Pollution Control Board before the High Court of Judicature at Bombay, Bench at Mumbai/Aurangabad/Nagpur and Hon'ble National Green Tribunal, Principal Bench, New Delhi/Western Zone Bench, Pune.

Ref : Minutes of the 168th Board meeting held on 29/12/2017
.....

The Maharashtra Pollution Control Board is implementing various Environmental Rules and Regulations in the State of Maharashtra. In order to implement the provisions of various Acts & Rules, the Board is launching prosecution against the defaulting industries in various Trial Courts & Forums all over the State of Maharashtra.

Since, it has been observed that the matters before the Hon'ble National Green Tribunal are not been conducted on the lines of Hon'ble High Court of Judicature. Initially, the matters are being heard by the Hon'ble NGT, thereafter, the Orders/Judgments are being passed and various directions are issued for necessary compliance. In the meantime, in some of the matters, Execution Applications/Miscellaneous Applications are also filed. Thereafter, the matters remain pending for long time.

It is, therefore, necessary to enhance the professional charges fees to the Panel Advocates appearing before the Hon'ble High Court (Mumbai/Aurangabad/Nagpur Benches) and Hon'ble National Green Tribunal, Principal Bench/Western Zone in the matter of Writ Petition/ Public Interest Litigation/Application/Appeal/Civil Application/ Chamber Summons/ Execution Applications/Miscellaneous Applications/Notice of Motion/ Interlocutory Application.

The matter was put up before the Authorities of the Board in its 168th meeting held on 29/12/2017, wherein, it was decided to enhance the professional charges fees to be paid to the Panel Advocates appearing on behalf of the Maharashtra Pollution Control Board before the Hon'ble High Court of Judicature at Bombay (Mumbai/Nagpur/Aurangabad Benches) and Hon'ble National Green Tribunal, Principal Bench, New Delhi and Western Zone, Pune, as under :

1. For High Court (Mumbai/Nagpur/Aurangabad Benches) :

- i. "A" Panel Advocates having experience more than 15 years – After disposal of the matter, the total amount will be paid Rs.55,000/- for each case.
- ii. "B" Panel Advocates having experience more than 7 years – After disposal of the matter, the total amount will be paid Rs.30,000/- for each case.
- iii. For Civil Application/Chamber Summons/Notice of Motion/ Interlocutory Applications - 'A' & 'B' Panel Advocates will be paid Rs.10,000/- respectively.

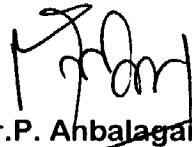
2. For National Green Tribunal : Advocates having not less than 5 years of practical experience before the Court of Law :-

- i. Rs.15,000/- after filing replies; and
- ii. Rs.20,000/- after disposal of the matter.
i.e. Panel Advocates appearing on behalf of MPCB before Hon'ble NGT will get total Rs.35,000/- till disposal of each case
- iii. Rs.10,000/-for compliance of Judgment and till disposal of Execution Application/ Contempt Application.
- iv. Rs.5000/- in Misc. Application till its disposal.

3. The Member Secretary of the Maharashtra Pollution Control Board is authorized to appoint Senior Advocate / Senior Counsel to appear before the Hon'ble Supreme Court of India, Hon'ble High Court (Mumbai/Aurangabad/Nagpur Benches) and Hon'ble National Green Tribunal, Principal Bench, New Delhi/Western Zone Bench, Pune. The Member Secretary of the Board is authorized to sanction the professional charges fees of Senior Advocate/Senior Counsel as per the schedule of fees submitted by them.

The above scheme has been approved by the Board and its implementation will be started from the **1st January,2018**.

This is issued as per the Minutes of the 168th Meeting of the Board.


(Dr.P. Anbalagan, IAS)
Member Secretary

Copy to:

- 1) Principal Scientific Officer/ Joint Director(APC)/Asstt. Secretary(Tech.)/Joint Director (WPC)/Chief Accounts Officer/Regional Officer(HQ)/Law Officer(P&L Divn.)/Law Officer-I (P&L Divn.)/ Administrative Officer /Statistical Officer/, MPCB, Mumbai – for information.
- 2) Regional Officer-Mumbai/Navi Mumbai/ Thane/Kalyan/Raigad/Pune/ Aurangabad/ Nagpur/ Nashik/Kolhapur/ Amravati/ Chandrapur, MPCB – for information.
- 3) Sub-Regional Officer-Mumbai-I/Mumbai-II/Mumbai-III/Thane-I/Thane-II/Tarapur-1/ Tarapur-II/ Navi Mumbai-I/Navi Mumbai-II/Taloja/Kalyan-I/Kalyan-II/Kalyan-III/Raigad-I/ Raigad-II/ Raigad-III/ Mahad/ Kolhapur/ Sangli/ Ratnagiri/ Chiplune/ Pune-I/Pune-II/ Pimpri-Chinchwad/ Satara/ Solapur/Aurangabad-I/Aurangabad-II/ Aurangabad-III/ Nanded/ Nashik/ Ahmednagar/ Jalgaon-I/Jalgaon-II/Nagpur-I/Nagpur-II/Nagpur-III/ Chandrapur/Amravati-I/ Amravati-II/Akola/ Parbhani/ Latur/Bhandara, MPCB – for information.
- 4) Asstt.System Officer/EIC Section, MPCB, Mumbai- for information and necessary action – He is instructed to place the said Standing Order on the website of the Board.