

**H.P. STATE LEGAL SERVICES AUTHORITY, SHIMLA-9.**

**NOTIFICATION**

Shimla-9 the 29<sup>th</sup> March, 2017

**No. 9-LSA/Regulation/96.** — In exercise of the powers conferred under section 29 A of The Legal Services Authorities Act, 1987 (Act No. 39 of 1987), the Himachal Pradesh State Legal Services Authority hereby makes the following Regulations further to amend the Himachal Pradesh State Legal Services Authority Regulations 1996, notified vide this Authority Notification No. 9-LSA/Regulations/96, dated 15<sup>th</sup> May 1996, published in the Rajpatra, Himachal Pradesh, (Extra-ordinary), dated 17<sup>th</sup> May, 1996, namely :—

**1. Short title and commencement.**— (i) This may be called the Himachal Pradesh State Legal Services Authority Regulations (ninth amendment) 2017.

(ii) It shall come into force from w.e.f. 1.4.2017.

**2.(i) Amendment in Proviso to Regulations 15:-** In Regulation 15 of the Himachal Pradesh State Legal Services Authority Regulations, 1996 after clause 15(h), the following clause shall be added namely:-

**15(i) HIV positive persons or AIDS patients**

**(ii) Inclusion of Chapter-V :-** After Chapter-IV in Himachal Pradesh State Legal Services Authority Regulations, 1996, the Chapter-V shall be added namely:-

**CHAPTER-V**

**MEETINGS OF STATE AUTHORITY**

- 25. Meetings of State Legal Services Authority** (1) The State Authority shall ordinarily meet at least once in a year on such date and at such place as the Member Secretary may in approval with Patron-in-Chief and Executive Chairman decide.
- (2) The meeting of the State Authority shall be presided over by the Patron-in-Chief or Executive Chairman.
- (3) Any Member of the State Authority desiring consideration of any subject or matter at any meeting of the State Authority may intimate in writing such subject or matter to the Member Secretary and if such intimation is received before issue of the notice of the meeting, the subject or matter shall if so directed by the Patron-in-Chief, be included in the Agenda of the meeting. If such intimation is received after issue of the notice, the subject or matter may be considered at the meeting with the permission of the Chair.
- (4) The Member Secretary of the State Authority shall prepare the Agenda of the meeting of the State Authority and the Executive Chairman shall finally approve the Agenda in consultation with the Patron-in-Chief of the State Authority. The Member Secretary shall give the notice of every meeting of the State Authority in writing to the Members at least seven days before the date of the meeting. However, in urgent matters, short notice may be given.

(5) The agenda of the meeting shall be sent to the Members alongwith the notice by the Member Secretary.

**26. Minutes of the Meeting:-** (1) The Member Secretary shall prepare the minutes of the proceedings of every meeting as soon as possible after the meeting and on obtaining the approval of the Patron-in-Chief and Executive Chairman, shall circulate the minutes to the members.

(2) The procedure at any meeting of the Authority shall be such as the Authority may determine.

(3) The quorum for the meeting shall be four, including the Patron-in-Chief or the Executive Chairman presiding over the meeting.

(4) All questions at the meeting of the Committee shall be decided by a majority of the Members present and voting and in cases of a tie, the person presiding shall have a second or casting vote.

(5) The minutes of the proceedings of each meeting shall be truly and faithfully maintained by the Secretary and such minutes shall be open to inspection at all reasonable times by the members of the Authority.

(iii) **Amendment in Schedule- (PART-I)**

In Entry 1 to 4 of Part-I of Schedule appended to the Himachal Pradesh State Legal Services Authority Regulations, 1996, the following shall be substituted:-

**High Court level**

Drafting of substantive pleading such as Writ Petition, Counter Affidavit, Memo of Appeal, Revision, Reply, Rejoinder, Replication- ₹ 1,500/-.
Drafting of Miscellaneous applications such as stay, bail, direction, exemption etc.- ₹ 500/- per application subject to maximum of ₹ 1,000/- for all applications.-
Appearance- ₹ 1,000/- per effective hearing and ₹ 750/- for non-effective hearing subject to maximum of ₹ 10,000/- (per case).

**Tribunal/Other Forum**

(H.P. State Administrative Tribunal, H.P. State Consumer Disputes Redressal Commission & Financial Commissioner Revenue (Appeals))

Drafting of substantive pleading such as Appeal, Revision, Reply, Rejoinder, ₹ 800/-.
Appearance- ₹ 900/- per effective hearing and ₹ 700/- for non-effective hearing subject to maximum of ₹ 8,500/- (per case).

**District level**

Drafting of substantive pleading such as Suit, Matrimonial Proceedings such as Divorce, Maintenance, Custody, Restitution etc., Succession, Probate, Memo of Appeal, Revision, Written Statement, Reply, Rejoinder, Replication etc.- ₹ 1,200/-.
Drafting of Miscellaneous applications such as stay, bail, direction,

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exemption etc.- ₹ 400/- per application subject to maximum of ₹ 800/- for all applications.

Appearance- ₹ 800/- per effective hearing and ₹ 500/- for non-effective hearing subject to a maximum of ₹ 8,000/- (per case).

**Sub Division level**

Drafting of substantive pleading such as Suit, Matrimonial Proceedings, Maintenance, Custody, Restitution etc., Written Statement, Reply, Rejoinder, Replication, complaint etc.- ₹ 1,200/-.

Drafting of Miscellaneous applications such as stay, bail, direction, exemption etc.- ₹ 400/- per application subject to maximum of ₹ 800/- for all applications.

Appearance- ₹ 750/- per effective hearing and ₹ 500/- for non-effective hearing subject to a maximum of ₹ 7,500/- (per case).

- (iv) The Schedule (Part-II) of the Regulations shall stand deleted.

By order and in the name of the  
Himachal Pradesh State Legal Services Authority,  
Shimla

  
(Yashwant Singh Chogal)

Member Secretary,  
H.P. State Legal Services Authority,  
Shimla-171009

Endst.No: As above. 1442-1635 Dated


Shimla-9

29.3.2017

Copy forwarded to:-

1. The Principal Private Secretary to Hon'ble the Chief Justice, High Court of Himachal Pradesh, Shimla for placing the same before His Lordship for kind perusal, please.
2. The Secretary to Hon'ble the Executive Chairman, H.P. State Legal Services Authority, Shimla for placing the same before His Lordship for kind perusal, please.
3. The Secretary to the Hon'ble Chairman, H.P. High Court Legal Services Committee, Shimla for placing the same before His Lordship for kind perusal, please.
4. The Advocate General, Government of Himachal Pradesh.
5. The Chairman, Himachal Pradesh Bar Council, Shimla.
6. The Registrar General, High Court of Himachal Pradesh, Shimla.
7. The Registrar (Vigilance), High Court of Himachal Pradesh, Shimla.
8. The Registrar(Judicial), High Court of Himachal Pradesh, Shimla.
9. The Registrar (Rules), High Court of Himachal Pradesh, Shimla.
10. The Registrar (Administration), High Court of Himachal Pradesh, Shimla.
11. The Addl. Chief Secretary (Finance) to the Government of Himachal Pradesh.
12. The L.R.-cum- Pr. Secretary (Law) to the Government of Himachal Pradesh, Shimla-2.
13. The Principal Secretary (Welfare), to the Government of Himachal Pradesh.
14. The Director General of Police, Himachal Pradesh.

15. The Member Secretary, National Legal Services Authority, 12/11, Jamnagar House, New Delhi-110 011.
16. The Secretary, Vidhan Sabha, Government of Himachal Pradesh, Shimla-3.
17. All the Chairmen (District Judges), District Legal Services Authorities in Himachal Pradesh.
18. The Presiding Officers, H.P. Industrial Tribunal-cum-Labour Court Shimla/ Dharamshala, H.P.
19. All the Presidents, District Consumer Disputes Redressal Fora in Himachal Pradesh.
20. The District & Sessions Judge (Forest), Shimla.
21. The Director, H. P. State Judicial Academy Shimla.
22. The Additional Director General, Prisons Department, Shimla.
23. All the Member Secretaries, State Legal Services Authorities in India.
24. All the Judicial Officers in the State of Himachal Pradesh
25. All the Chairmen (Senior Civil Judges/ Civil Judges), Sub Divisional Legal Services Committees in Himachal Pradesh.
26. All the Deputy Commissioners in Himachal Pradesh.
27. All the Superintendents of Police in Himachal Pradesh
28. All the Sub Divisional Officers (Civil) in Himachal Pradesh
29. All the Presidents, District/ Sub Divisional Bar Associations in Himachal Pradesh.
30. All the Secretaries, District Legal Services Authorities in the State of Himachal Pradesh.
31. The Controller, Printing & Stationery Department, Government of Himachal Pradesh, Shimla-5 for publication in Rajpatra, H.P.

  
Member Secretary