



GOVERNMENT OF INDIA
INCOME TAX DEPARTMENT

**Pr. Chief Commissioner of Income Tax-AP & TS
Hyderabad-500 004**

PUBLIC NOTICE

Applications are invited for empanelment of Prosecution counsel before the Economic Offences Court / other appropriate court for A.P. and Telangana region to be stationed at Hyderabad. Advocates who have been in practice for not less than 7 years, requiring special knowledge in law are eligible to be considered for empanelment as Prosecution counsel as per section 280D of the Income-tax Act. The terms and conditions shall be governed by instruction no 1925 dt 31-03-1995 of the Central Board of Direct Taxes, New Delhi. Persons having requisite qualifications for the above post may send the completed applications alongwith necessary documents in a sealed cover to the following address.

**The Deputy Director of Income tax(Prosecution)
O/o the Pr.Chief Commissioner of Income tax
Room No.941,9th floor, D-Block- Income tax Towers,
A.C.Guards,Hyderabad-500 004**

The last date for submission of the application is 10-03-2015. The format of application may be downloaded from the departmental website www.incometaxhyderabad.org or may be obtained from the office as mentioned above.

Sd/-
(Joint Commissioner of Income tax)
(HQ)(TECH)-I
O/o the Pr. Chief Commissioner of Income tax
A.P.&Telangana
Hyderabad.

Instruction No	:	1925
Date of Issue	:	31.03.1995
Section(s) Referred	:	279
Statute	:	Income-Tax Act

Subject: Schedule of fees payable to prosecution counsels for the I.T Deptt.

Kindly refer to Board's Instruction No. 1880(F.No. 278/13/88-ITJ dated 30-1-91) on the above subject.

2. The President has been pleased to sanction a revised schedule of fees payable to the Prosecution Counsels for the Department. This schedule comes into effect from 1-4-1995 and is enclosed.

3. The consent of the Counsels already working at present, may be obtained in respect of the revised schedule of fees.

4. The above schedule of fees will not apply to Bombay and Calcutta, where the fees would be in accordance with the rates prescribed by the concerned Branch Secretariats of the Ministry of Law.

6. This issues with the concurrence of the Ministry of Law and Justice vide their despatch No. 5161/94 dated 16-11-94 (Judicial Section).

Yours faithfully,

Sd/-

Rajiv Hota

Under Secretary (Judl.)

CBDT

[F.No. 278/13/88 - ITJ dt. 31-03-95 from CDBT, New Delhi]

ANNEXURE TO CBDT INSTRUCTION NO. 1925 (F.NO.278/13/88-1TV
DATED 31ST MARCH,1995).

SCHEDULE OF FEES PAYABLE TO PROSECUTION COUNSELS
V.E.P.-1.4.1995.

The fees payable to the Prosecution Counsels for the Income-tax Department, in respect of different items of work, will be as follows:-

<u>Sl.No.</u>	<u>Item</u>	<u>Fees Payable</u>
(i)	Effective hearing	Rs.500/- per day per case.
(ii)	Non-effective hearing	Rs.200/- per day per case, subject to a maximum of three non-effective hearings in a case.
(iii)	Drafting complaints, affidavits etc.	Rs.300/- per case.
(If substantially identical complaints, affidavits etc. are drafted in connected cases, only one drafting fee will be payable in the main case and no separate drafting fees will be payable in connected cases).		
(iv)	For conducting criminal revision application/ miscellaneous petition etc. in the High Court.	Consolidated fee of Rs.350/-
(v)	Conference fees	Rs.150/- per conference/ opinion/consultation etc., subject to a maximum of three conferences/opinions/ consultation in a case.
(vi)	Clerkage	10% of the fees admissible in a case.

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2. The above fees will be subject to the following:

- (i) Appeals/revision petitions arising out of one common judgement or order will be together considered on one case if they are heard together.
- (ii) In all cases, effective appearance is necessary for the counsel to claim fees. A note regarding the proceedings in a case during the day shall be furnished by the Counsel.
- (iii) Where two or more complaints together involve substantially identical issues, anyone of such complaints shall be treated as the main case and the others as connected cases and the fees in such cases will be regulated as below, irrespective of the fact whether all the cases are heard together or not:-
 - (a) When the Counsel files separate and materially different different complaints, affidavits, application or grounds of appeal etc. in more than one case, but the arguments are heard in the main case and the other cases are decided accordingly, the counsel shall be paid full fees for the main case and Rs.50/- for each of the connected cases.
 - (b) When the main case has been contested as in (a) above but, in the connected cases, either no affidavits or grounds of appeals or petitions or only those similar to the ones in the main case have been drafted by the Counsel, he will be paid the full fees for the main case, but Rs.25/- only for each of the connected cases.
- (iv) There shall be a ceiling of Rs.1000/- per day, irrespective of the cases heard on a day.

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PROFORMA-A

Particulars to be furnished by an advocate applying for engagement as Prosecution Counsel.

1. Name of the Person.
2. Permanent Account Number.
3. Father's Name.
4. Date of Birth.
5. Address for correspondence including e mail, telephone/Mobile No.
6. Permanent Address.
7. Educational qualifications*.
8. Date of enrolment as an advocate in the State Bar counsel and Registration No*.
9. If a partner in a firm, Name(s) of the firm(s) and other partners.
10. Number of cases relating to Criminal/economic Offences dealt with during the last 3 years as an advocate*
11. Number of cases published in Journals/ News papers etc
12. Income from Professional Practice(Copy of the latest Incometax Return to be attached)

Verification

IS/o or D/o..... do hereby declare that whatever has been stated in the above application is true to the best of my knowledge and belief.

Signature

Date:

Place:

*Applicant to submit documentary proof with respect of aforesaid items/information.

Undertaking

IS/o or D/o do hereby declare that if engaged by the Department. I shall fully abide by the terms and conditions of the engagement.

Signature

Date:

Place