



WATER AND LAND MANAGEMENT INSTITUTE
(An Autonomous Training Institute under DOWR, Govt. of Odisha)
Pratapnagari, Telengapentha, Cuttack, Odisha, Pin – 754001.
Email Id: walmi_orissa@rediffmail.com
Website: www.walmiodisha.com or www.walmiodisha.org.

EOI 01/2023-24

Engagement of Special Counsel/ Legal Retainer in WALMI, Odisha

Application in prescribed format are invited from the eligible Advocates practising in High Court of Orissa & duly enrolled under Odisha State Bar Council for engagement on merit basis as Special Counsel/ Legal Retainer for WALMI having minimum experience of 15 years practice at High Court of Orissa. The selection of Special Counsel/ Legal Retainer will be purely on merit basis prescribed in the qualifying criteria.

The prescribed format of application, required qualifying criteria, other terms & conditions can be downloaded from the WALMI website www.walmiodisha.com or www.walmiodisha.org on or before 05.07.2023. The application alongwith required documents will be received through Speed Post/ Registered Post addressed to the Deputy Director, WALMI, Pratapnagari, Cuttack, Pin-754001 from 21.06.2023 to 05.07.2023 up to 5.30 P.M & will be opened on 06.07.2023 at 11.30 A.M. WALMI authority no way responsible for rejection of the application for any delay in receipt of application form & other required documents arising out of postal delivery.

Any Addendum/ Corrigendum/ Cancellation will be available in the website or in the newspaper. The authority reserves the right to accept/ reject any or all applications without assigning any reason thereof.

Sd/-
Deputy Director, WALMI

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Advertisement

1. Applications in prescribed format are invited from eligible Advocates for engagement as Special Counsel/ Legal Retainer in WALMI, Odisha, Pratapnagari, Cuttack.
2. The last date for receipt of Application : Dt.05.07.2023 (upto 5 PM)
3. Numbers of Special Counsel/ Legal Retainer Required : One
4. **Eligibility :**
 - (a) Be a graduate in Law of recognized University or an Institution recognized by the Government of India or state Government.
 - (b) Having at least 15 (fifteen) years continuous practice as an Advocate in the High Court of Orissa on 1st of January, 2023.
 - (c) Not below than 40 (forty) years of age and above 70 (seventy) years of age as on the 1st of January, 2023.
 - (d) Must have Experience in dealing with Service Matter, Industries & Labour Matter, Contract Management and empanelled in other Government (Central/ State/ Public Sector undertaking).
 - (e) Must have license of Practice.
5. **Disqualification for engagement :**
 - (a) Unless he or she is a citizen of India.
 - (b) If he or she is dismissed from service by any High Court, Government or Statutory or Local Authority Or Cancellation of license by authority, Institution formed under Society Act 1860, Private Sector undertaking.
 - (c) If he or she has been convicted of an offence involving moral turpitude, or has been permanently debarred or disqualified by any High Court or the Public Service Commission or any State Public Service Commission from appearing in any examination or selection conducted by it. If he is a man and has more than one wife living, and if a woman has more than one husband living or has married a man who has already another wife living.
 - (d) If he is a man and has more than one wife living and if a woman has more than one husband living or has married a man who has already another wife living.
 - (e) Unless he or she is able to speak, read and write Odia.
 - (f) Unless he or she has passed a test in Odia equivalent to Middle School Standard.
 - (g) Handing over the brief or matter to another advocate without prior written permission of the Authority.
 - (h) Failing to attend the hearing of the case without sufficient reason and prior information.
 - (i) Not acting as per the Authority's instructions or going against the specific instructions.

6. Certificates/ Documents to be furnished :

A candidate must submit self attested true copies of the following document with his/ her application.

- (a) Matriculation/ H.S.C.E. or equivalent Certificate in support of his/ her age.
- (b) Bachelor's Degree in Law.
- (c) Certificate from the competent authority in proof of passing Odia of Middle School Standard.
- (d) Enrollment certificate under Odisha State Bar Council
- (e) Vakalatanama of 30 (thirty) nos. in respect of Conducting Service Matter during last 5 (five) years alongwith copy of judgement or order to be submitted.
- (f) Pass Port size Photo – 2 nos.

7. Process of selection :

- (a) In wining case shall carry 1 (one) mark in favour of the concerned Advocate duly issued by the competent authority.
- (b) Award of 0.25 mark will be given for one year or part there of for experience exceeding 15 years of experience and total mark for experience will be calculated in this basis.
- (c) On the basis of marks secured by the applicant as desired in (a) & (b) will be added to decide the top three applicants.
- (d) Highest numbers of winning cases relating to service matter in favour of the concerned Advocate furnishing Vakalatanama as per 6(e).

8. Tenure/ Term of engagement :

The initial engagement will be for a period of 01 (one) years and further renewal for another term shall be made basing upon satisfactory performance and handling of cases for the Authority. The Authority reserves the right to terminate the engagement of any Advocate at any time without assigning any reason. The engagement shall not confer any right for engagement and/ or allocation of cases.

9. Terms & Conditions for engagement of Special Counsel/ Legal Retainer :

- (i) The Special Counsel/ Legal Retainer will render all kinds of Legal advices including vetting, providing legal opinions, drafting of agreement and other legal documents as required by the WALMI. He will take part in discussions involving legal matters at WALMI whenever it is required by the Authority.
- (ii) The Legal Retainer will appear before different courts in the cases assigned to him by the WALMI and take all required steps to prosecute/ defend the case on its behalf.
- (iii) This engagement is terminable with one month notice from either side.
- (iv) Payment will be made for Retainership charges after receipt of monthly bill and towards other matter the bill should be submitted alongwith extract of cause list for payment.
- (v) Appearance fee will be paid irrespective of number of cases undertaken per day as per cause list
- (vi) The Terms and conditions will be reviewed every year.

Application complete in all respect must be addressed to **“The Deputy Director, WALMI, Pratapnagari, Cuttack”** only by registered post or Speed post so as to reach the reach this office on or dt.05.07.2023.

Envelope containing application must be inscribed **“Engagement of Special Counsel/ Legal Retainer in WALMI, Odisha, Prtapnagari, Cuttack”**.

Incomplete and/ or defective applications received after after due date shall be summarily rejected. No correspondence in this regard shall be entertained.

10. Fees of engagement of Special Counsel/ Legal Retainer of WALMI :

(A) The applicants are required to quote the following rates to undertake different assignment as noted below;

1.	Retention Fees for month	Retention fee of Rs._____ per month
2.	Appearance fee per the day arrangement in the court in favour of WALMI irrespective of number of cases	Appearance fee of Rs._____ per day
3.	Fees per day in prosecuting or defending any case outside jurisdiction of Cuttack	Rs._____ per day for Supreme Court of India Rs._____ per day for High Court
4.	Fees applicable in prosecuting or defending in the district and Subordinate Courts and Tribunals in Odisha	Rs._____ per day in prosecuting or defending
5.	T.A, D.A for prosecuting or defending any case outside Cuttack, Travelling allowance for journey by Taxi/ Rail & D.A. will be reimbursed if the journey is more than 12 hours a day.	D.A of Rs._____ will be charges if the journey is more than 12 hours a day.
6.	Fees for perusal of records, Clerkage charges including all actual requirement of stationary.	Rs._____ per case.

All the supporting documents submitted in the application format with self attestation will be verified in original for which applicant will be intimated the exact time & date through speed post and E-mail by the Deputy Director,WALMI.

Sd/-
Deputy Director, WALMI

FORMAT

1. Name of the Applicant (in Block Letters) :
2. Father's/ Husband's Name :
3. Permanent Address :

4. Present Address :

5. Nationality :
6. Religion :
7. Sex :
8. Category :
9. Date of Birth (As recorded in HSCE/
Equivalent Examination) :
10. Age as on **01.01.2023** : Year Month Days
11. Education Qualification :
12. Experience :
13. Mother Tongue :
14. Mobile Phone Number :
15. Bar Council Regd. No.. :
16. E-mail Id :

DECLARATION

I hereby declare that all the statements made in this application are true, complete and correct to the best of my knowledge and belief. The empanelled Advocate shall not be allowed to appear against WALMI in any Court in India so long his/ her empanelled is continuing. In the event of any information being found false or incorrect before or after the engagement an empanelled Advocate action can be taken against me by the WALMI.

Place :

Date :

Full Signature of the Applicant