



6504

2/9/19

GOVERNMENT OF KERALA

Abstract

Forest & Wildlife Department - SLP (C) No. 9661/2017 filed the State before the Hon'ble Supreme Court against the judgment dated, 25.01.2017 of High Court in WA.No.161/2017 State of Kerala Vs. Cochin Plantation Ltd - Ratification of the engagement of Sri. Jaideep Gupta, Senior Advocate for appearance and payment of remuneration - Orders issued.

FOREST & WILDLIFE (C) DEPARTMENT

G.O.(Ms)No.10/2019/F&WLD

Dated, Thiruvananthapuram, 23/03/2019

Read 1. Letter No. S2-W.A.No.161/2017 dated, 09.05.2017 and 03.11.2018 from the Advocate General, Kerala, Ernakulam.

2. GO(Ms) No.56/2018/Law dated, 12.04.2018

3. Letter No. S2-9661/2017/SLP (C) dated, 22.02.2019 from the Advocate General, Kerala, Ernakulam.

ORDER

The Advocate General, Kerala, Ernakulam as per the letter dated, 09.05.2017, read 1st paper above has informed that Shri. Jaideep Gupta, Senior Advocate has appeared along with Shri. G. Prakash, Standing Counsel on behalf of State of Kerala on 21.04.2017 in SLP(C) No.9661/2017 filed against the judgment dated, 25.01.2017 of High Court in WA.No.161/2017 State of Kerala Vs. Cochin Plantation Ltd before the Hon'ble Supreme Court of India and has approved the engagement considering the gravity of the case and requested Government to ratify the same.

2. The Advocate General, Kerala as per the letter dated, 03.11.2018 read 1st paper above has further reported that, Sri. Jaideep Gupta, Senior Advocate has been included in the existing panel of Senior Advocates for conducting the cases for State of Kerala before the Supreme Court of India as per the Government Order read 2nd paper above and it is a standing practice that the Advocate General is recommending an amount not less than Rs. 1,10,000/- (Rupees One Lakhs Ten Thousand Only) to him per appearance and the expenditure will be debited from the Head of Account " 2014-00-114-99-34 other charges ".

3. Subsequently, the Advocate General, Kerala as per the letter read 3rd paper above has reported the justification of engaging Sri. Jaideep Gupta in the above case, stating that he has been now included in the panel of Senior Advocates of Government of Kerala for appearing before the Hon'ble Supreme Court. "Before that he was engaged in several cases as Senior Advocate and only charged reasonable fee of Rs. 1,10,000/- (Rupees One Lakhs Ten Thousand Only) and efficient service obtained from him. The above engagement was in an important forest matter, in which we used to engage Mr. Jaideep Gupta, since he is proficient in the matter."

4. Government have examined the matter in detail and are pleased to ratify the engagement of Shri. Jaideep Gupta, Senior Advocate for his appearance before the Hon'ble Supreme Court on 21/04/2017 in SLP(C)No.9661/2017 filed against the judgment dated 25.01.2017 of the Hon'ble High Court in W.A.No.161/2017, State of Kerala Vs. Cochin Plantation Limited accepting the justification furnished by Advocate General, Kerala as per the letters read 1st and 3rd papers above, and remuneration of Rs.1,10,000/- (Rupees One lakh ten thousand only) is also sanctioned for the appearance, by debiting the amount from the Head of Account " 2014-00-114-99-34 other charges"

(By Order of the Governor)
Dr. A JAYATHILAK IAS
PRINCIPAL SECRETARY

To

Shri. Jaideep Gupta, Senior Advocate, Supreme Court of India,
New Delhi-110001
The Advocate General, Kerala, Ernakulam (with CL).
The Principal Chief Conservator of Forests & Head of Forest Forces,
Thiruvananthapuram.
The Law Officer, O/o the Resident Commissioner, Law Wing, Travancore Palace,
Kasthurba Gandhi Marg, New Delhi - 110001.
The Principal Accountant General (Audit), Thiruvananthapuram.
The Accountant General (A&E), Thiruvananthapuram.
The Law Department (Vide UO No. 12382/Insp.1/2017/Law dated, 05.07.2017)
The Finance Department (Vide UO No. Agri-A2/124/2017-FIN dated, 15.03.2018)
The General Administration (SC) Department (Vide Item No. 2958)
The Information & Public Relations (Web & New Media) Department
The Stock File/Office Copy. [File No. C2/61/2017-F&WLD]

Forwarded/By Order


Section Officer

