



“Under Jurisdiction of Nagpur Court Only”

WESTERN COALFIELDS LIMITED

(A Govt. of India undertaking)

COAL ESTATE CIVIL LINES , NAGPUR , PIN 440 001

PHONE NO. : 2510038 FAX No. : 2510038/2511664

Email : wclitax@gmail.com Website : westerncoal.gov.in

CIN : U10100MH1975GOI018626

Ref No.:WCL/NGP/GM(F) /CORP.TAX/14-15 /1302

Date: 26.03.2015

To

M/s Dewani Brothers Advocates  
Opposite Poonam Chambers,  
1<sup>st</sup> , Ajanta , Chhindwara Road,  
Byramji Town, Choani ,  
Nagpur 440013

Dear Sir,

**Sub: Letter of Appointment as a consultants.**

We are pleased to inform you that the Competent Authority of WCL approved your appointment as a consultant for Income Tax and Wealth Tax matters , for a period of one year, with effect from April'1, 2015 , thereafter it may be renewed if performance is found satisfactory, with the scope of work and fees as given below :-

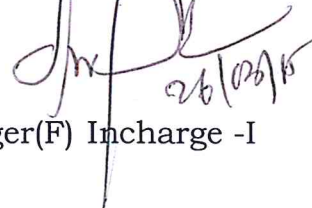
Sl no.	Scope of Work	Amount Rs.
1	a. Monthly Retainer ship fees for advising us from time to time on issues relating to various amendments taking place in direct tax matters and tax planning including advising us on any matters connected with the Accounts/finance of the company.	30000/- per month
	b. Assistance in / vetting of compilation of corporate Income Tax Return and Wealth Tax Return, Revised Returns .	25000/- per year
2	Assistance in appearance and attendance before Assessing Authority for the purpose of assessment. Reviewing Corporate tax / wealth tax orders & preparing appeal and other allied matters and attendance before First Appellate Authority irrespective of number of hearings.	65,000/-
3	Reviewing various Orders passed by the First appellate Authority and preparing appeal and other allied matters and attendance before ITAT irrespective of number of hearings.	70000/-
4	Reviewing various Orders passed by the Second /ITAT and preparing appeal and other allied matters and attendance before High Court irrespective of number of hearings.	75,000/-

In addition you will be reimbursed actual expenditure incurred for travel ( by air in the economy class ) if hearing of the case is posted out of Nagpur , lodging, boarding and incidental out of pocket / clerkage expenses in connection with Company's income tax / wealth tax matters and applicable service tax / other taxes.

Kindly sign and return duplicate copy of this letter as token of your acceptance of the appointment mentioned above.

Thanking you

Yours Faithfully ,  
For Western Coalfields Limited

  
26/02/15

General Manager(F) Incharge -I

Received & Accepted



**DEWANI BROS**

Advocates,

1-Ajanta, Chhindwara Road

Nagpur-13

o/c





सत्यमेव जयते



Public Address :  
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EPABX  
2461601 - 07

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केन्द्रीय सतर्कता आयोग  
CENTRAL VIGILANCE COMMISSION

सतर्कता भवन, जी.पी.ओ. कॉम्प्लेक्स,  
ब्लॉक-ए, आई.एन.ए., नई दिल्ली-110023  
Satarkta Bhawan, G.P.O. Complex  
Block A, INA, New Delhi 110023

सं./No..... 005/CRD/19/110023

दिनांक / Dated..... 11.12.2012

Circular No. 18/12/12

Subject: Transparency in Works/Purchase/Consultancy contracts awarded on nomination basis - reg.

The Commission has been emphasising on the need for observing integrity, transparency, fairness and equity in all aspects of decision making including in tendering and award of contracts. However, the Commission is still receiving complaints regarding adoption of non-transparent methods in tendering and award of contracts. A number of such complaints pertain to award on nomination (single source procurement) basis instead of following a process of open competitive bidding. The Commission in their earlier office order No. 23/7/07 dated 05.07.2007 (copy enclosed) had laid down the exceptional circumstances where 'single source procurement' can be resorted to. These guidelines were consequent to the Supreme Court's judgement in case of Nagar Nigam, Meerut v/s A1 Faheem Meat Export Pvt. Ltd. [SLP (Civil) No. 1074 of 2006].

2. In view of the complaints being received regarding award of contracts on 'nomination basis' without adequate justification, the Commission has decided to reiterate their earlier instructions for strict implementation. The Commission has also observed that there have been instances where government organisations/PSUs obtain contract from other government organisations/PSUs and further award the same to private entities on 'back to back tie up' basis without competitive tendering mechanism and without any significant value addition by the procuring government organisation/PSU. This practice subverts the Commission's emphasis on integrity, transparency, fairness and equity in decision making. It is therefore, necessary to curb this practice. Further, the Commission directs that details of all tenders awarded on nomination basis shall be posted on website in public domain as per Commission's office order of 5<sup>th</sup> July 2007 alongwith brief reasons for doing so.

3. Kindly acknowledge the receipt and circulate to all concerned in your organization.

(J. Vinod Kumar)  
Officer on Special Duty

The CMDs of all CPSUs/Public Sector Banks/Insurance Companies/FIs.  
The CVOs of all the Ministries/Departments/Public Sector Undertakings/  
Public Sector Banks/Insurance Companies/Societies and other Local Authorities.

वे.सं. / मु.सं. अमि / सतर्कता  
MC. VO/SecL/No. 07  
दिनांक / Dated 11/12/12  
Gm/Secy  
Pl. put up to CMD, WU  
A. and S. Secy - Pl. also  
circulate copy to all Coms/Cons  
for their note circulation.  
To, SE  
(i)  
(ii)  
11/11/12



To comply circular no. 18/12/12 dated 11.12.2012 ( copy enclosed) of Central Vigilance Commission we have to post work awarded on nomination basis on our website.

With the competent approval , we have appointed M/s Dewani Brothers Advocates ,Opposite Poonam Chambers, 1<sup>st</sup> , Ajanta , Chhindwara Road, Byramji Town, Choani , Nagpur 440013 on nomination basis , copy of appointment letter no. WCL/NGP/GM(F)/CORP TAX/14-15/1302 Dated 26.03.2015 is enclosed herewith ( hard as well as soft copy in pdf format ). M/s PWC, Mumbai has declined of providing services with scope of work at proposed fees . At High Court , PWC being Chartered Accountants firm is not eligible to litigate.

In view of Order dated 17.02.2011 of the Hon'ble Supreme Court ,the permission of COD ( High Level Committee on Dispute) constituted by the Central Government is not required , Income Tax Department is free to litigate the matter in ITAT and High Court and they are litigating the matters at ITAT and High Court also. Our requirement of consultants , who can litigate the matter at CIT appeals, ITAT and

High Court also. , preferably local for easy approachable and M/s Dewani Brothers Advocates , firm has a fleet of Chartered Accountants and Lawyers , who are representing before the CIT Appeals , ITAT and Hon'ble High Court also all over the country. Moreover being a local , it become easily approachable . The said firm has a long standing of 45 years in practice and is a renowned legal attorney at Nagpur.

In view of above it was proposed to appoint above firm as a consultants and competent authority approved the same.