

# FORM E

## FORM OF IRREVOCABLE POWER OF ATTORNEY

[See regulation 41 (2)]

Whereas in pursuance of section 6 of the Legal Services Authorities, Act, 1987, the Government of Assam have constituted a body called "The Assam State Legal Services Authority" (hereinafter referred to as "the State Authority") for the State of Assam vide the Notification No LGL. 176 / 94 / Pt. II / 47 dated 7-4-98 of the Government of Assam in the Legislative (Law) Department and published in the Extraordinary Issue No. 68 of 1998 of the Assam Gazette to exercise the powers and perform the functions conferred on or assigned to a State Authority under the said Act;

And whereas I, Shri / Shrimati..... aged..... years son/ daughter/ wife of ....., resident..... of Village /Town....., Mauza..... P.S..... District..... Assam, (hereinafter referred to as "the Applicant") have, under the said regulations, applied for legal aid in connection with..... before the Court / Tribunal/Authority..... (hereinafter referred to as the "said proceeding") which the..... Authority / Committee have agreed to grant to me or in my favour under the said regulations;

And whereas under the provisions of the said regulations, the Applicant, had under certain circumstances mentioned therein, to repay to the..... Authority / Committee as and by way of reimbursement the amount of costs, charges and expenses incurred in connection with the said proceeding by the..... Authority / Committee for and on behalf of the Applicant as and by way of legal aid under the said regulations;

And whereas as required by the agreement dated..... which has been executed prior to the execution of this present and made between myself (hereinafter referred to as the "Applicant") on one part and the..... Authority / Committee of the other part, it has been agreed inter alia that the..... Authority / Committee may take such action or proceeding as it thinks fit for executing the decree, award or order passed or that may be passed by the Court / Tribunal/Authority in the said proceeding in my favour and for recovering the amount decreed, award or ordered or that may be decreed, awarded or ordered in the said proceeding to be paid to me and to appropriate there from the amount of costs, charges and expenses incurred in connection with the said proceeding by the..... Authority / Committee for and on my behalf as and by way of legal aid under the said regulations and I have hereby authorized the..... Authority / Committee to do so;

And whereas as per the provisions of the said regulations the Applicant, to whom ..... Authority / Committee has agreed to grant legal aid has to execute an Irrevocable Power of Attorney in favour of the..... Authority/Committee appointing the Member-Secretary / Secretary of the said.....

Authority / Committee as my Attorney interalia to enable the said Authority / Committee to take such action or proceeding as it thinks fit for executing the decree, award or order passed or that may be passed by the Court / Tribunal / Authority in my favour in the said proceeding and for recovering the amount decreed, awarded or ordered or that may be decreed, awarded or ordered in the said proceeding to be paid to me as aforesaid;

NOW THIS PRESENT WITNESS that I Shri / Shrimati..... first above named, do hereby irrevocably nominate, constitute and appoint the Member-Secretary / Secretary of the..... Authority/ Committee to be my true and lawful Attorney to do, execute and perform for me and on my behalf and in my name or in the name of the Attorney the Following acts, deeds, documents, matters and things, that is to say-

(1) to ask, demand, recover and receive from the party who has been or may be decreed or ordered in the said proceeding to pay me the amounts specified therein and upon receipt thereof or any part thereof in my name or in the name of the Attorney or on my behalf, as the case may require, to make, sign, execute and deliver such receipts, as the Attorney may deem fit and proper or as may be advised by the..... Authority / Committee.

(2) to commence, prosecute and enforce, proceeding for realization of the amount of any decree, award or order passed or that may be passed in the said proceeding in my favour where under any amount has been or may be decreed, awarded or ordered to be paid to me including filing of applications for the execution of the said decree, award or order and for the purpose, to sign, declare and affirm all applications, petitions, affidavits that may be necessary and appoint or engage any advocate on such terms and conditions, including the fees payable to them, as the Attorney shall think fit and to sign vakalatnama and other necessary authority in . their favour and from time to time to discharge them and to appoint or employ others in their place and stead;

(3) to compromise, refer to arbitration, abandon or submit to judgment in any such Proceedings specified in clause (2) above;

(4) To concur in doing any of the acts, deeds, matters and things hereinbefore mentioned in conjunction with any other person or persons interested in the premises.

IN GENERAL, to do all other acts, deeds, matters and things, whatsoever, which are necessary or may be necessary for the recovery or realization of the amount which has been or may be decreed, awarded or ordered to be paid to me in the said proceeding as amply and effectually to all intents and purposes as I would have done of my own had this present not been executed.

AND I HEREBY RATIFY AND CONFIRM AND AGREE TO RATIFY AND CONFIRM whatever the Attorney shall do or purports to do by virtue of this present.

And I Declare that the power hereby created shall be irrevocable till the said amount of costs, charges or other expenses incurred by the ..... Authority / Committee for me and on my behalf as and by way of legal aid granted to me under the said regulations in connection with the said proceeding are fully and effectively repaid to or realized by the.....Authority / Committee.

IN WITNESSETH WHEREOF I Shri / Shrimati..... First above named have here onto set my hand on this..... day of in the Two Thousand ..... year.

Date.....

Signature of the Applicant / Executant

Place.....

Signature and Delivered by the above named Shri / Shrimati .....

in the presence of :

Witness:

- 1.
- 2.