



## **FACULTY OF JURIDICAL SCIENCES**

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Subject Name- Drafting, Pleading and conveyancing

**COURSE NAME- LLB, III Sem**

**SUBJECT CODE-LLB-303**

# **LECTURE 36**

## **POWER OF ATTORNEY FORMAT**

### **What is a Power of Attorney (POA)?**

A power of attorney (POA) is a legal document that gives a person (agent) the power to legally act on behalf of another person (principal). The agent can have a broad legal authority or a limited legal authority to make legal decisions for the principal on matters such as his property, finances or medical care. Often, POAs are used in cases of the principal being ill or disabled, or when the principal can't be personally present to sign legal documents.

#### FORMAT-

Know all men by these presents that, I, \_\_\_\_\_ (*Name of the Principal*), son of \_\_\_\_\_ (*Principal's*) \_\_\_\_\_ (*Father's Name*), resident of \_\_\_\_\_ (*Complete Residential Address of Principal*), do hereby appoint \_\_\_\_\_ (*Name of Agent*), son of \_\_\_\_\_ (*Agent's Father's Name*), resident of \_\_\_\_\_ (*Complete Residential Address of Agent*), as my attorney and authorise them to do all or any of the things jointly or severally on my behalf.

1. That the said attorney shall demand, collect and receive in my name and on my behalf, all debts, loans, advantages, and other claims due to me. They are further empowered to take all lawful proceedings and means to recover and receive the said loans advances and debts etc. They are empowered to prosecute and defend to lawful action suits and claims and refer the matter to arbitrators, file suit, compromise the suit and execute such instruments as they think proper and necessary.
2. The said attorneys are empowered to borrow from time to time, such loans and advances as they think proper in my interest and furnish security of movable and immovable property on such terms and conditions as they think proper.
3. The said attorneys are empowered to sell, exchange, surrender, lease or dispose off any houses and buildings, land, etc, which belong to me, in such manner as they think proper and expedient.
4. The said attorneys are empowered to invest my monies as my attorneys as any of them think proper and expedient.
5. The said attorneys are empowered jointly and severally to deposit the money they collect on my

behalf in my bank account.

6. The said attorneys are authorised to draw, accept, endorse, negotiate, retire, and pay any bills of exchange, promissory notes, cheques, and other negotiable instruments, as they think proper and expedient, in my interest.

7. The said attorneys are authorised to operate to my bank account, close the bank account, open bank account in some other bank as they think proper and expedient in my interest.

8. The said attorneys are authorised to let out or give on lease, my properties to the persons they think proper, recover rent already due, and recover rent as may fall due in future from time to time. They are further authorised to sue the persons for recovery to rent, to compromise the sue and do all other works concerning with it.

9. The said attorneys are authorised to take the property on lease and execute lease deed for and on my behalf as my attorneys.

#### MCQs-

i. A \_\_\_\_\_ is a legal document that represents a transfer of gift from one person to another as per the provisions of the law

- a. gift deed
- b. contract deed
- c. lease deed
- d. a simple deed

ii. Gift Deed is a legally binding written document.

- a.true
- b. false.
- c. partially true
- d. partially false.

iii. Gift Deed is defined in Section \_\_\_\_\_ of the Transfer of Property Act, 1822

- a.123
- b.133
- c.144
- d.122

iv. Gift Deed under Transfer of Property Act, 1822, through which one can transfer an existing \_\_\_\_\_.

- a.immovable property
- b. movable property
- c. both the nature of properties
- d. none of the above

v. Under Section \_\_\_\_\_ of the Registration Act, 1908, it is mandatory to have a registered Gift Deed when you want to transfer immovable property.

a.18

b.19

c.20

d.22