

100/- Notary

POWER OF ATTORNEY

(Incorporating letter of subrogation)

TO ALL TO WHOM THESE PRESENTS SHALL COME, I/WE the Authorised Signatory/Managing Director of _____ Ltd., a company duly registered under the Companies Act, 1956, having its registered office at _____ the Managing Partner of having its registered office at _____ /the Proprietor of _____ carrying on business _____ in from _____ / of Mumbai, Indian Inhabitant/s son/daughter/wife of _____ residing at _____ (if more than one person describe separately as (1) _____ (2) _____) SEND GREETINGS:-

WHEREAS in consideration of having received a sum of Rs. _____ (in words) _____ in full and final settlement of my/our claim No. _____ incurred under Policy (describe the policy) No. _____ regarding the loss/damage _____ (details of the loss/damage suffered), I/We, (the consignor/s or consignee/s as the case may be) have subrogated, all my/or rights and interests in (specify the insurable interest in respect whereof loss is suffered and claim settled/or the subject matter of Insurance Policy supra) to The New India Assurance Co. Ltd. having its registered office at _____ (hereinafter for short, "the Insurer") AND HAVE FURTHER AUTHORISED the Insurer to take all actions against any one in its own name to recoup or minimize the damages suffered by it by settlement of my/our aforesaid claim No. _____ incurred under Policy No. _____ supra AND HAVE ACCORDINGLY TRANSLATED the said subrogation of my rights and interests in (again specify details of the insurable interest in respect whereof loss has been suffered and claim settled or the subject matter of the Insurance) into this SPECIAL POWER OF ATTORNEY in favour of the Insurer.

NOW KNOW YE AND THESE PRESENTS WITNESS that I/We

_____ do (if more than one person add: "and each of us doth") hereby nominate, constitute and appoint the Insurer namely, The New India Assurance Company Limited or any of its authorized representative duly authorized by it in the behalf to be my/our true and lawful Attorney/s to do and execute and perform all or any of the following acts, deeds and things, viz:

1. To ask, demand, sue for, recover and receive in my/our own name and/or on our behalf or in the insurer's own name from the carrier/ the shipper ship owner/ chatters/ airlines company/ etc. for recovery of compensation for the loss caused to the insurable interest subject matter of insurance policy supra (to the extent of my/our indemnification by the Insurer) by way of any action in law through a Court or Tribunal of competent jurisdiction or otherwise.
2. To sign, file and verify complaints, written statements, applications by way of execution or otherwise and petitions as the case may be in the Court or Tribunal of competent jurisdiction for recovery of compensation for the loss caused to the insurable interest/ subject matter of insurance policy supra (to the extent of my/our indemnification from the aforesaid carrier/ the shipper/ ship owner/ charterers/ airlines company/ etc. (as the case may be).
3. To appoint Advocate/s or Counsel/s to act, appear and plead the matter before any Court or Tribunal of competent jurisdiction in the course of conducting the case or legal action.
4. To withdraw and receive documents and any money from the Court or Tribunal or from the opposite party, either in execution of the decree or award or otherwise, and on receipt or payment thereof sign and deliver proper receipts or discharges for the same.
5. To file and/or execute any compromise with the opposite party in this behalf subject however that the amount settled for or compromised in this manner shall not exceed the amount paid to me/us in respect whereof, I/We have subrogated all our rights and interests in respect of for the loss caused to the insurable interest/ subject matter of insurance policy supra.

6. To do all incidental acts, deed and things in furtherance of the above object or which are necessary for the efficient prosecution of the legal action and/or realisation of the compensation for the loss caused to the insurable interest/ subject matter of insurance policy supra.

7. And all and whatever my said Attorney or the Advocate/s or Counsel/s appointed by it shall lawfully do, I hereby agree to ratify and confirm.

PROVIDED ALWAYS that the powers hereby conferred shall be exercisable by my said attorney in the said case now pending in the Original Court/Tribunal or any Revisional or Appellate Court/ Tribunal also and the same powers shall also be exercisable in all matters and cases arising out of or pertaining to the matters under litigation in the Original Court.

PROVIDED FURTHER that I/We agree to assist and confer with the Attorney in the prosecution of the aforesaid legal proceedings and execute the pleadings for the said purpose AND if required, join the insurer in the prosecution of the aforesaid legal proceedings OR if called for, institute any action or legal proceeding as directed by the insurer subject to the payment of costs, charges or expenses incurred therefor by the insurer.

Particulars of the consignment:

Invoice no.

L.R.No.

Name of Carrier

Voyage/Transit

From

to

Quantity:

Cargo carried

IN WITNESS WHEREOF, I/WE, the said _____ have hereto set and subscribed my/our respective signature/s to this document the day of _____ in the year. Signed, Executed and Delivered)
by the withinnamed/Donor/s,)

_____)
presence of the Notary Public whose signature)
and seal appear on this document.)

BEFORE ME

Dated the _____ day of _____

From

_____ Donor

To

The New India Assurance Co. Ltd.... Donee