Form- A

FORM OF ORDER SHEET

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No	1018	/2024	24

	Date of order	Order or other proceedings with signature of judge
S.No ₆	proceedings	Order or other proceedings with signature of judge
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. :		The appeal presented today by Mr. Adnan Aman Advocate may
1-	19/01/2021	
		be entered in the Institution Register and put to the Learned Member fo
		proper order please.
• :		proper order please.
		DECICEDAD.
		REGISTRAR /
2 - '		This case is entrusted to S. Bench for preliminary hearing to be pu
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		MEMBER(J)
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01.0	3.2021 T	he learned Member Judicial Mr. Muhammad Jamal Khan
	Sant	before S.B on 26.07.2021.
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		Reader

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

APPEAL	NO.	 /2021

USMAN ULLAH

VS

EDUCATION DEPTT:

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
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5.	Service Tribunal judgment	E	8- 9
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APPELLANT

THROUGH:

ADNAN AMAN ADOCATE HIGH COURT

CELL NO 0321-9853530

Note:

Sir,

Spare copies will be submitted After submission of the case.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Khyber Palahtukhwa Service Tribunat

Mr, USMAN ULLAH SPST (BPS-14)

GPS SAAMARBAGHDIST LOWER DIR.

Personnel Number: 00572426

Diary No. 19/1 3091

.APPELLANT

VERSUS

- 1- The Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber **Pakhtunkhwa**, Peshawar.
- 2- The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The Secretary Finance Department, Khyber Pakhtunkhwa, Peshawar.
- 4- The Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 5- The Director of (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.

.....RESPONDENTS

APPEAL UNDER SECTION-4 **OKHYBER** <u>PAKHTUNKHWA</u> SERVICE TRIBUNAL AGAINST THE IMPUGNED ACTION OF THE RESPONDENTS BY **ILLEGALLY AND UNLAWFULLY DEDUCTING THE CONVEYANCE ALLOWANCE OF THE APPELLANT DURING WINTER & SUMMER** TAKEN ON VACATIONS AND AGAINST NO ACTION DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN STATUTORY PERIOD OF NINETY DAYS.

PRAYER:

That on acceptance of this appeal the respondents may kindly be directed not to make deduction of conveyance allowance during yacations period (Summer & Winter Vacations) and make the payment of all outstanding amount of Conveyance allowance which have been deducted previously with all back benefits. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH: ON FACTS:

- 1- That the appellant is serving in the Elementary & Secondary Education Department as **SPST (BPS-14)** quite efficiently and up to the entire satisfaction of their superiors.
- 2- That the Conveyance Allowance is admissible to all the Civil Servants and to this effect a Notification No. FD (PRC)1-1/2011 dated 14.07.2011 was issued. That later on vide revised Notification dated 20.12.2012 whereby the conveyance allowance for employees working in BPS 1 to 15 were enhance/revised while employees from

- 3- That appellant was receiving the conveyance allowances as admissible under the law and rules but the respondents without any valid and justifiable reasons stopped/deducted the payment of conveyance allowance under the wrong and illegal pretext that the same is not allowed for the leave period. Copies of the Salary Slips of working/serving month and vacations (deduction period) are attached as annexure.

 B & C

- 6- That the appellant also prayed to be treated through the principals of consistency for allowing such relief which was granted in appeal No 1452/2019 titled Maqsad Hayat versus Education Department in Judgment Dated 11.11.2019.
- 7- That where after the appellant waited for the statutory period of ninety days but no reply has been received from the respondents. That appellant feeling aggrieved and having no other remedy filed the instant service appeal on the following grounds amongst the others.

GROUNDS:

- A. That the action and inaction of the respondents regarding deduction of conveyance allowance for vacations period/months is illegal, against the law, facts, norms of natural justice.
- B- That the appellant have not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the constitution of Islamic Republic of Pakistan 1973.
- C- That the action of the respondents is without any legal authority, discriminatory and in clear violation of fundamental rights duly conferred by the Constitution and is liable to be declared as null and void.
- D- That there is clear difference between leave and vacation as leave is applied by the Civil Servant in light Government Servant Revised Leave Rules, 1981 while the vacations are always announced by the Government,

therefore under the law and Rules the appellant fully entitled for the grant of conveyance allowance during vacations period.

- E- That the Government Servants Revised Leave Rules, 1981 clearly explain that the civil servants who avail the vacations are allowed only one leave in a month whereas, the other civil servants may avail 04 days leave in a calendar months and the same are credited to his account and in this way he may avail 48 days earned leave with full pay, whereas the Government servants to avail vacation such as appellant is allowed one day leave in a month and twelve (12) days in a year and earned leave for twelve days in a year are credited to his account and there is no question of deduction of conveyance allowance for vacation period, the respondents while making the deduction of conveyance allowance lost sight of this legal aspect and illegally and without any authority started the recovery and deduction of conveyance allowance from appellant.
- F- That as the act of the respondents is illegal, unconstitutional, without any legal authority and not only discriminatory but is also the result of malafide on the part of respondents.
- G- That appellant has the vested right of equal treatment before law and the act of the respondents to deprive the petitioners from the conveyance/allowance is unconstitutional and clear violation of fundamental rights.
- H- That according to Government Servants Revised leave Rules, 1981 vacations are holidays and not leave of any kind, therefore, the deduction of conveyance allowance in vacations is against the law and rules.
- I- That according to Article 38 (e) of the Constitution of Islamic Republic of Pakistan, 1973 the state is bound to reduce disparity in the income and earning of individuals including persons in the services of the federation, therefore in light of the said Article the appellant fully entitle for the grant of conveyance allowance during vacations.
- J- That the petitioners seeks permission of this Honorable Court to raise any other grounds available at the time of arguments.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for under the golden principals of consistency.

> APPELLANT USMAN ULLAH

THROUGH:

ADNAN AMAN

ADVOCATE HIGH COURT





GOVERNMENT OF KHYBER PAKHTUNKHWA FINANCE DEPARTMENT (REGULATION WING)

NO. FD/SO(SR-II)/8-52/2012 Dated Pashowar the: 20-17-2012

From

The Secretary to Govil of Knyber Pachtunional Finance Department.

Perhawar.

All Administrative Societaties to Govi. of Kington Pakinturnance.

The Senior Member, Board of Revenue, Klayber Pokhius Prac.

The Secretary to Governor Kriyber Pakitishipara

The Secretary to Chief Minster, Keyber Pakhelnima.

The Secretary, Provided Ascendig. Khybes Pakalunkhwa

All Heads of Altaened Department's in Knyher Pakhiunwiwa

AR District Coordination Officeroun Khyster Paklitunkhele.

अर्थु Political Agents / Destrict & Sessions Judges in Khyper Passingstone

The Registral Peshabat High Costs, Postalysis

The Charman Postic Service Conversion, shyber Pakhlundawa...

The Chairman, Services Telbungh Yeybor Pakhlunkhwa.

Sabjett

₩.

REVISION IN THE RATE OF CONVEYANCE ALLOWANCE FOR THE CIVIL EMPLOYEES OF THE KHYBER PAKHTUNKHWA, PROVINCIAL GOVERNMENT BPS 1-19

Dear Sir.

The Government of Khyliet Pokhturkhylic has been pleased to enhance y ruvise the rate of Conveyance Allowance admissible to all the Provinced Civil Servants Gover of Mayber Pethologinus (Merking in EPS-1 to BRS-15) while from 1° September, 2012 at the following rates. However, the conveyance allowance for employees in SFS-15 to EPS-15 will remain . : wichanged.

·		
S.NO BP5	EXISTING RATE (PH)	REVISED RATE (PM)
1 1-4	35 1 500/-	Rs.1.700/-
	Ps.1,500/*	Rs.1.840/-
<u> </u>		Rs. 2,720/-
3. 11·13	Ps-2,600/	
4 16-19	Rs.5,000/-	R\$.5,000/

Comparance Allowance at the above rates per month shall be admissible to those BPS-17, 18 and 19 officers who have not been sanctioned afficial vehicles.

Yours Fashfully,

(Sahibtada Sacod Ahmad) Secretary Firence

Ender NO EDISO(STETTIS-52/2012

Dated Persiawar the 20th December, 2017

A Copy is forwarded for information to the!

Absorbani General, Kinger Hokhteriting, Pestucker

Secretaries to Government of Panjab, South & Salbonation, Position December

Au Auguremous / Serie Auguremous Sectes in Virgos: Pakhterkhas

MATTAZ AYUB Additional Southland the

GOVERNMENT OF KHYBER PAKHTUNKHWA FINANCE DEPARTMENT (REGUALTION WING)

NO.FD/SO(SR-II)/52/2012 Dated Peshawar the: 20:12:2012

From

The Secretary to Govt: of Khyber Pakhtunkhwa. Finance Department, Peshawar.

To:

- 1. All administrative Secretaries to Govt: of Khyber Pakhtunkhwa.
- 2. The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
- 3 The Secretary to Governor, Khyber Pakhtunkhwa.
- 4. The Secretary to Chief Minister, Khyber Pakhtunkhwa.
- 5. The Secretary, Provincial Assembly, Khyber Pakhtunkhwa.
- 6. All Heads of attached Departments in Khyber Pakhtunkhwa.
- 7. All District Coordination Officers of Khyber Pakhtunkhwa...
- 8. All Political Agents/District & Session Judge in Khyber Pakhtunkhwa.
- 9. The Registrar Peshawar High Court, Peshawar.
- 10. The Chairman Public Service Commission, Khyber Pakhtunkhwa.
- 11. The Chairman, Service Tribunal, Khyber Pakhtunkhwa.

Subject: REVISION IN THE RATE OF CONVEYANCE ALLOWANCE FOR THE CIVIL EMPLOYEES OF THE KHYBER PAKHTUNKHWA, PROVINCIAL GOVERNMENT BPS.1-19

Dear Sir.

The Government of Khyber Pakhtunkhwa has been pleased to enhance/ississe the rate of Conveyance Allowance admissible to all the Provincial Civil Servants Govt: of Khyber Pakhtunkhwa (working in BPS-1 to BPS-15) werf from 1st September, 2012 at the following rates. However, the conveyance allowance for employees in BPS-16 to BPS-19 will remain unchanged.

S.No.	BPS	Existing Rate (PM)	Revised Rate (PM)
1.	1-4 :	Rs. 1,500/-	Rs. 1,700/-
2	5-10	Rs. 1,500/-	Rs. 1,840/-
3.	11-15	Rs. 2,000/-	Rs. 2,720/-
4.	16-19	Rs. 5,000/-	Rs. 5,000/-

2. Conveyance Allowance at the above rates per month shall be admissible to those BPS-17, 18 and 19 officers who have not been sanctioned official vehicle.

Your Faithfully

(Sahibzada Saeed Ahmad) Secretary Finance

Endst No. FD/SO(SR-II)8-52/2012 Dated Peshawar the 20th December, 2012

Dist. Govt. NWFP-Provincial District Accounts Office Dir at Timargar Monthly Salary Statement (March-2020)



Personal Information of Mr USMANULLAH d/w/s of MUHIBULLAH

Personnel Number: 00572426 Date of Birth: 15.12.1981

CNIC: 1530119589065

Entry into Govt. Service: 11.08.2010

Length of Service: 09 Years 07 Months 022 Days

Employment Category: Active Temporary

Designation: SENIOR PRIMARY SCHOOL TEA DDO Code: DA6140-GOVT. PRIMARY SCHOOLS (M) SAMARBAGH

80001409-DISTRICT GOVERNMENT KHYBE

GPF A/C No; PL CP 17 P. 26 -

GPF Section: 001 Interest Applied: Yes

Cash Center: 01 GPF Balance:

83,244.00

Vendor Number:

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil BPS: 14

pay Stage: 6

		Amount	
Wage type 0001 Basic Pay	Amount	Wage type	2.214.00
	22,200,00	1000 House Rent Allowance	1,500.00
1210 Convey Allowance 2005	2.856.00	1300 Medical Allowance	400.00
1923 UAA-OTHER 20%(1-15)	1.000.00	2148 15% Adhoc Relief All-2013	1,434.00
2199 Adhoc Relief Allow @10%	275.00	2211 Adhoc Relicf All 2016 10%	2,220.00
2224 Adhoc Relief All 2017 10%	2,220.00	2247 Adhoc Relief All 2018 10%	0.00
2264 Adhoc Relief All 2019 10%	2.220.00		

Deductions - General

-	<u> </u>		Amount
	Wage type	Amount	Wage type -600.00
3014	GPF Subscription	-2.620.00	3501 Benevolent Fund
3990	Emp.Edu, Fund KPK	-125.00	4004 R. Benefits & Death Comp:

Deductions - Loans and Advances

		Balance Balance	
Loan	Description	Principal amount Deduction	ı
6505	GPF Loan Principal Instal	160,000.00 -5,000.00 143,000.00	١.

Deductions - Income Tax

Payable: 0.00

Recovered till March-2020:

Exempled: 0:00 0.00

Recoverable:

Gross Pay (Rs.):

38,539.00

Deductions: (Rs.):

-8.945.00

Net Pay: (Rs.):

29,594.00

Payee Name: USMANULLAH

Account Number: 17447900020903

Bunk Details: HABIB BANK LIMITED, 221744 SAMAR BAGH SAMAR BAGH, SAMAR BAGH

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address:

City: SHAHI

Temp. Address: City:...

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Email:

11 Errors & omissions excepted

Personal Information of Mr USMANULLAIL delives of MUIIBULLA

Personnel Mumber: 00572426

CNIC: 1530(1958ัยให้ร

Date of Birth: 15,12,1981

Entry into Govie Service: 11.08.2010

NTN:

Length of Service: 09 Years 06 Months 020 Days

Employment Category: Active Temporary

Designation: SENIOR PRIMARY SCHOOL TEA

80001409-DISTRICT GOVERNMENT KITYBE

DDO Code: DA6140-GOVT, PRIMARY SCHOOLS

SAMARBAGH

Payroll Section: 001

GPF Section: 0013

Coult. Conter: 01

GPF AIC No. PLCP 17 P 26

Interest Applied: Yes

GPF Balance:

Vendor Number: --Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil BPS: 14

	· · · · · · · · · · · · · · · · · · ·	•	30.0
Wage type	Amount	Wage type	
0001 Basic Pay	22,200.00	1000 House Rent Allowance.	Amount
1300 Medical Allowance	1,500.00	1923 UAA-OTHER 20%(1-15)	2,214,00
2148 15% Adlioc Relief All-2013	400.00	2199 Adhoc Relief Allow @10%	275.00
2211 Adhoc Relief Al! 2016 10%	1,434.00	2224 Adnoc Relief All 2017 10%	2.220.00
2247 Adhoc Relief All 2018 10%	2.220.00	2264 Adhoc Relief All 2019-10%	2.220.00

Deductions - General

1	. W	T				•		
1	Wage type	Amount	K.	Wage type	•		Amount	7
	3014 GPF Subscription	-2,620.00	3501	Benevolent Fund		•	-600.00	1
	3990 Emp.Edu. Fund KPK	-125:00	4004	R. Benefits & Death Comp.	· ·		-500.00	l

Deductions - Loans and Advances

J	loan					-
ŀ	: Loan	Description Description				
ı	6505		Principal amount:	Deduction	Balance 1	
L,	0207	GPF Loan Principal Instal		5 000 00 :		i
			160,000.00	-5,000.00	150,000.00	

Deductions - Income Tux

Payable: 0.00

Recovered till February-2020:

0.00

Exempted: 0.00

Recoverable:

Gross Pay (Rs.): 35,683.00

Deductions: (Rs.):

Net Pay: (Rs.):

Payee Name: USMANULLAH Account Number: 17447900020903

Bank Details: HABIB BANK LIMITED, 221744 SAMAR BAGH SAMAR BAGH, SAMAR BAGH

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address:

City: SHAHI

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

Email:

Ţο

The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.

747

Subject:

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED ACTION OF THE CONCERNED AUTHORITY BY ILLEGALLY AND UNLAWFULLY DEDUCTING THE CONVEYANCE ALLOWANCE DURING WINTER & SUMMER VACATIONS

Respected Sir,

With due respect it is stated that I am the employee of your good self Department and is serving as SPST (BPS-14) quite efficiency and up to the entire satisfaction of the superiors. It is stated for kind information that Conveyance Allowance is admissible to all the civil servants and to this effect a Notification No. FD (PRC) 1-1/2011 dated 14.07.2011 was issued. Later ion vide revised Notification dated 20.12.2012 whereby the conveyance allowance for employees working in BPS 1 to 15 were enhance/revised while employees from BPS-15 to 19 have been treated under the previous Notification by not enhancing their conveyance allowance. Respected Sir, I was receiving the conveyance allowance as admissible under the law and rules but the concerned authority without any valid and justifiable reasons stopped/deducted the payment of conveyance allowance under the wrong and illegal pretext that the same is not allowed for the leave period. One of the employee of Education Department in Islamabad filed service appeal No.1888 (R) CS/2016 before the Federal Service Tribunal, Islamabad regarding conveyance allowance which was accepted by the Honorable Service Tribunal vide its judgment dated 03.12.2018. That the august K.P.K service tribunal also allowed the restoration of the convence allowance in its judgment dated 11.11.2019 in appeal No 1452/2019 titled Maqsad Hayat versus Education Derpartment. Copy attached. That I also the similar employee of Education Department and under the principle of consistency I am also entitled for the same treatment meted out in the above mentioned service appeal but the concerned authority is not willing to issue/grant the same conveyance allowance which is granting to other employees. Copy attached. I am feeling aggrieved from the action of the concerned authority regarding deduction of conveyance allowance in vacations period/months preferred this Departmental appeal before your good self.

It is therefore, most humbly prayed that on acceptance of this Departmental appeal the concerned authority may very kindly be directed the conveyance allowance may not be deducted from my monthly salary during the winter & summer vacations.

Dated: 24.09.2020

Your Obediently

USMAN ULLAH GMS DIST LOWER DIR

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR APPEAL NO. 1452 /2019 Mr. Maqsad Hayat, SCT (BPS-16), GHS Masho Gagar, Peshawar..... VERSUS 1- The Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Peshawar. 2- The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar. 3- The Secretary Finance Department, Khyber Pakhtunkhwa, Peshawar.

4- The Accountant General, Khyber Pakhtunkhwa, Peshawar.

5- The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar. RESPONDENTS

APPEAL UDNER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED ACTION OF THE RESPONDENTS BY ILLEGALLY AND UNLAWFULLY DEDUCTING THE CONVEYANCE ALLOWANCE OF THE APPELLANT DURING WINTER & SUMMER VACATIONS AND AGAINST NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF APPELLANT WITHIN STATUTORY PERIOD OF NINETY DAYS.

PRAYER:

24/18/16

That on acceptance of this appeal the respondents may kindly be directed not to make deduction of conveyance allowance during vacations period (Summer & Winter Vacations) and make the payment of all outstanding amount of Conveyance allowance which have been deducted weethe day previously with all back benefits. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH: ON FACTS:

- That the appellant is serving in the elementary and esecondary education department as Certified Teacher (BPS-15) quite efficience and up to the entire satisfaction of the superiors.
- 2- That the Conveyance Allowance is admissible to all the civil servant and to this effect a Notification No. FD (PRC) 1-1/2011 date 14.07.2011 was issued. That later ion vide revised Notification date 20.12,2012 whereby the conveyance allowance for employee

to be true copy

ے۔ 11.11.2019 Appeal No. 1452/2019
Markhad Hayat vs Giort

Counsel for the appellant present.

Learned counsel referred to the judgment passed by learned Federal Service Tribunal in Appeal No. 1888(R)CS/2016 which was handed down on 03.12.2018. Through the said judgment the issue of payment of Conveyance Allowance to a civil servant during summer and winter vacations was held to be within his entitlement and the deduction already made from him was to be reimbursed. Similar reference was made to the judgment by Honourable Peshawar High Court passed on 01.10.2019 in the case of appellant.

Learned counsel, when confronted with the proposition that the issue, in essence, was dilated upon by the Federal Service Tribunal and, more particularly, by the Honourable Peshawar High Court in the case of appellant, stated that in case the respondents are required to execute the judgment of Peshawar High Court, the appellant will have no cavil about disposal of instant appeal.

The record suggests that while handing down judgment in the Writ-Petition preferred by the appellant, the Honourable High Court not only expounded the definition of "Pay" as well as "Salary" but also entitlement of a civil servant for the Conveyance Allowance during the period of vacations. It is important to note that the respondents were represented before the High Court during the proceedings.

In view of the above noted facts and circumstances and in order to protect the appellant from a fresh round of litigation which may protract over a formidable period, the appeal in hand is disposed of with observation that the judgment of Honourable Peshawar High Court passed in Writ Petitions including W.P. No. 3162-P/2019 shall be honoured and implemented by the respondents within shortest possible time. The appellant shall, however, be at liberty to seek remedy in accordance with law in case his grievance is not redressed by the respondents within a reasonable time.

CAPAFIES TO

File be consigned to the record.

A.

ANNOUNCED

11.11.2019

KI:

Chairmán

Mise El

(, , , ,)

Perhawat.

VAKALATNAMA

	OF 2021
	(APPELLANT)
USMAN ULLAH	(PLAINTIFF)
	(PETITIONER)
VERSU	<u>JS</u>
Education Department	(RESPONDENT) (DEFENDANT)
I/We USMAN ULLAH	
do hereby appoint and constitute ADI	
	mise withdraw or refer to arbitration
for me/us as my/our Counsel/Advocate in liability for his default and with the au Advocate Counsel on my/our cost. I/we awithdraw and receive on my/our behalf	thority to engage/appoint any other uthorize the said Advocate to deposit, all sums and amounts payable or
for me/us as my/our Counsel/Advocate in liability for his default and with the au Advocate Counsel on my/our cost. I/we awithdraw and receive on my/our behalf deposited on my/our account in the above	the above noted matter, without any thority to engage/appoint any other uthorize the said Advocate to deposit, all sums and amounts payable or
for me/us as my/our Counsel/Advocate in liability for his default and with the au Advocate Counsel on my/our cost. I/we awithdraw and receive on my/our behalf deposited on my/our account in the above	the above noted matter, without any thority to engage/appoint any other uthorize the said Advocate to deposit, all sums and amounts payable or
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for me/us as my/our Counsel/Advocate in liability for his default and with the au Advocate Counsel on my/our cost. I/we awithdraw and receive on my/our behalf deposited on my/our account in the above	the above noted matter, without any thority to engage/appoint any other athorize the said Advocate to deposit, all sums and amounts payable or noted matter.
for me/us as my/our Counsel/Advocate in liability for his default and with the au Advocate Counsel on my/our cost. I/we awithdraw and receive on my/our behalf deposited on my/our account in the above	the above noted matter, without any thority to engage/appoint any other athorize the said Advocate to deposit, all sums and amounts payable or noted matter.