

Annexure 3

Indemnity cum Affidavit

**(A) INDEMNITY CUM AFFIDAVIT (ON STAMP PAPER OF RS.300/-)
(To be used for accounts held in single name without nomination)**

We

1. Mr./Ms. _____ residing at _____ hereinafter referred to as Deponent no. 1;
2. Mr./Ms. _____ National residing at _____ hereinafter referred to as Deponent no. 2,
3. Mr./Ms. _____ Indian National residing at _____ hereinafter referred to as Deponent no. 3,
4. Mr./Ms. _____ Indian National residing at _____ hereinafter referred to as Deponent no. 4,
5. Mr./Ms. _____ Indian National residing at _____ hereinafter referred to as Deponent no. 5,

Hereafter collectively referred to as the Deponents do and each of us doth hereby solemnly affirm, declare and state as follows:-

1. One Mr./Ms., _____ (hereinafter referred to as the Deceased) died at _____ (<place of death>) on _____ (<date mmddyy >). Hereto annexed is a Xerox copy of the death certificate issued by the Municipal Corporation of _____ <city> certifying the death of the Deceased.
2. At the time of his/her death, the Deceased was a Hindu/Christian/Parsee, Indian National, residing in India and in the circumstances the administration of the estate of the Deceased in India is governed by the provisions of the Hindu Succession Act 1957/Mohammedan Law/Indian Succession Act (herein referred to as the Said Act).
3. The Deceased is survived by

Sr. No	Claimant/Deponent Name	Relationship with Deceased
1		
2		
3		
4		
5		

4. We confirm that the legal heirs as mentioned above are the only legal heirs of the Deceased.
5. In spite of due and diligent search made by us, we have not come across any Will and / or any document purporting to be the Will of the Deceased and in the circumstances the Deceased is deemed to have died intestate (Without making a will).
6. The Deceased has not been survived by his/her mother / father and / or a child or children of a pre deceased child or children, and the only heirs and legal representatives to the estate of the Deceased as per the provisions of the said Act are ourselves, each of us having an equal share thereto.
7. The Deceased, during his lifetime, maintained in his/her single name Account No. _____, _____ (said Account) with the _____ Branch of Rabobank . (hereinafter called “the Bank”). The Deceased alone was entitled to the amounts lying to the credit of the said Account and no other person had any share, right, title or interest therein or any part thereof. A sum of Rs. _____ is now lying to the credit of the said Account and forms part of the estate of the Deceased.
8. In the circumstances aforesaid, we the above named Deponent’s, as the only heirs and legal representatives of the Deceased are absolutely entitled in equal shares, to the said sum of Rs. _____.
9. No application has been preferred by us or any one of us and / or on behalf of us or any one of us nor are we aware of or have knowledge of any other person who has preferred any application in the court of competent Jurisdiction for grant of representation to the estate of the Deceased.
10. No estate duty is payable in respect of the estate of the Deceased.
11. We, the above named Deponent/s have not been stopped by any Judicial / Revenue / Government authority from dealing with the estate of the Deceased or any part thereof.
12. We, the above named Deponent/s do and each of us doth hereby of our own free will and accord and without any undue influence and / or coercion release our representative share / right title and interest in the amount outstanding to the credit of the aforesaid account in favour of Deponent No. _____ absolutely and do hereby irrevocably authorize the Bank to pay over the amount standing to the credit of the said Account to Deponent no. ____ absolutely.
13. On the basis of the aforesaid representations and declarations we requested the Bank to close the said Account and pay over the amount standing to the credit of the said Account to = Deponent no. ____ which the Bank has agreed to do on the following indemnity being given by us.
14. Deponent no. _____ will receive such amounts as trustee(s) on our behalf and payment of the said sum of Rs. _____ to Deponent no. ____ would constitute a full discharge of the Bank’s obligations in this regard.

(A) In consideration of the Bank having agreed to close the said Account and pay over the amount lying to the credit thereof unto Deponent no. _____ on the basis of the foregoing representation and without insisting upon our obtaining legal representation to the estate of the Deceased we do hereby jointly and each of us doth hereby severally agree to indemnify and keep indemnified the Bank and its officers against all claims and demands, actions, suits, and proceedings, estate charges and expenses and loss and / or damages that may be made or shall arise and / or accrue against the Bank and / or its officers or any of them by reason of the Bank having so closed the said Account and paid over the amount standing to the credit thereof to Deponent no. ____

Solemnly Declared at _____ this _____ day of _____
by the within named (to be signed by all Deponents)

- 1)
- 2)
- 3)
- 4)
- 5)

before me (Notary, state)

Read over and explained by each of us in the presence of each other unto the Deponents above-named before the execution hereby by them in our presence and each of them is known and identified by each one of us.

- 1)
- 2)