

(TO BE ATTESTED BY 1<sup>ST</sup> CLASS MAGISTRATE/SUB-JUDGE  
ON NON-JUDICIAL STAMP PAPER OF RS.10/-)

Affidavit of Shri \_\_\_\_\_ Son/ daughter/  
wife of Shri \_\_\_\_\_ R/o \_\_\_\_\_  
The deponent Solemnly affirms as follows:-

1. That \_\_\_\_\_ was my Father/Mother /Husband/Wife /Grandfather/Grandmother /Father-in-law and He/ She died on \_\_\_\_\_.
2. That the deceased was lessee of property No. \_\_\_\_\_
3. That the lease in respect of the said property was registered as No. \_\_\_\_\_ additional book No. \_\_\_\_\_ Vol. No. \_\_\_\_\_ on pages No. \_\_\_\_\_ to \_\_\_\_\_ dated \_\_\_\_\_.
4. That the deceased has left behind the following heirs (Widow/Widower/Mother/ Son/Daughter/Widow of predeceased son/ Children of predeceased daughter/Children of predeceased son etc.) including myself under Hindu Succession Act, and their names along with their relationship with deceased, their ages and their addresses are give below:-

S. No.	Name	Age	Relationship	Address
1.				
2.				
3.				
4.				
5.				
6.				

5. That the deceased did not leave behind any other heirs except those whose names are given above.
6. That the deceased left behind a will dated \_\_\_\_\_ bequeathing the aforesaid property in favour of \_\_\_\_\_ which is registered/non-registered one. The 'Will' is genuine and I have no objection if the same is acted upon.

(or)

That the deceased has left behind no Will.

**DEPONENT**

**VERIFICATION :-**

I, \_\_\_\_\_ the above named deponent, do hereby verify that the contents of para 1 to 6 of the above affidavit are true and correct to my knowledge and that no portion is false and that the said affidavit conceals nothing which is relevant to the above matter.

Signed, dated and verified at \_\_\_\_\_ this the \_\_\_\_\_ day of \_\_\_\_\_.

**DEPONENT**

1. Attested copy of the Death Certificate(s) should be enclosed.
2. Give also the name of the heirs of the predeceased son/sons and predeceased daughter/daughters of deceased under clause IV above along with the mother, widow, daughter or sons.
3. In case the deceased lessee has left behind Will all heirs should also state in the affidavit that the Will is genuine and they have no objection if the same is acted upon. Affidavits must be as per prescribed format given at back page.
4. If the deceased had left behind an unregistered Will a copy of that will duly attested by Gazetted Officer/Notary Public should be sent along with the affidavits.
5. If it is not possible to obtain/furnish the No Objection affidavits of all legal heirs, the beneficiary/beneficiaries should obtain a probate of the will from a competent court of Law.
6. If the Will is probated, the No Objection affidavits from the legal heirs are not required. However in such cases a Certified copy of probate order along with a copy of the Will should be furnished by the applicant.
7. If any one of the heirs wants to relinquish his/her rights. He/She should execute and get registered Relinquishment Deed in favour of the heirs in whose favour they want to give up their rights. Original or Certified copy of Relinquishment Deed/Release Deed from the Sub-Registrar Office should be submitted with application. All those who execute a relinquishment deed and get it registered need not to give affidavits. Only Releasee have to give their affidavits. Minors, however cannot give up their rights.
8. In case the deceased has left no will and the heirs have not executed Relinquishment Deed then all heirs should give their affidavits.
9. All affidavits should be got attested by 1<sup>st</sup> class Magistrate/Sub-Judge and given on Non-judicial Stamp Paper of Rs.10/- and the copies of Death Certificate, Will and Power of Attorney may be got attested by any one of the following: -
  - (a) Gazetted Officer.
  - (b) Notary Public (With notarial stamp of Rs.3/-).
  - (c) Member of Parliament.
  - (d) Member of Metropolitan council.