

**ANNEXURE 4**

**AFFIDAVIT AND INDEMNITY FORMAT**

**(To be stamped as per Stamp Act applicable to the State)**

**(To be used for single holder account(s)/ locker(s) without nomination or joint account(s)/ locker(s) without survivorship mandate, with a view to:**

- a) authorise the Bank to treat and process a deceased claim application preferred by any one or more of the legal heir(s) on behalf of ALL the legal heirs/ of the deceased;**
- b) pay the balance(s) /amount(s) standing to the credit of the deceased's account(s) in favour of any one or more legal heir(s) named in the deceased claim application.**
- c) Indemnify the Bank for processing the deceased claim application on the strength of the declarations made by the legal heirs without insisting on production of legal representation.)**

To,  
The Branch Manager  
ICICI Bank Limited ("Bank"),  
\_\_\_\_\_ Branch,

(1) State I/We,  
here the  
names of (1) \_\_\_\_\_ son of/daughter of \_\_\_\_\_  
ALL the age\_\_\_\_\_, residing at \_\_\_\_\_;  
Co- (2) \_\_\_\_\_ son of/daughter of \_\_\_\_\_  
parcen- age\_\_\_\_\_, residing at \_\_\_\_\_;  
ers/legal (3) \_\_\_\_\_ son of/daughter of \_\_\_\_\_  
heirs of age\_\_\_\_\_, residing at \_\_\_\_\_;  
the (4) \_\_\_\_\_ son of/daughter of \_\_\_\_\_  
deceased age\_\_\_\_\_, residing at \_\_\_\_\_;  
giving the (5) \_\_\_\_\_ son of/daughter of \_\_\_\_\_  
Affidavit age\_\_\_\_\_, residing at \_\_\_\_\_;

the legal heir(s) of the late Mr./Mrs/Master/Miss  
\_\_\_\_\_ ("**Customer**")

*(insert name of the deceased customer)* do hereby solemnly affirm on oath and state as follows:

1. Mr./ Ms. / Mrs. \_\_\_\_\_, died intestate (i.e. without leaving behind a will) on \_\_\_\_\_ at \_\_\_\_\_.

OR

1. Mr./ Ms. / Mrs. \_\_\_\_\_, died on \_\_\_\_\_ at \_\_\_\_\_, and has left a will dated \_\_\_\_\_ (a copy of which has already been submitted to the Bank) being his / her last and only will and testamentary disposition whereunder he/ she has made certain bequests to some of us, as more particularly set out therein,.
2. I / We the below named persons is /are the only legal heir(s) of the Customer as per the applicable law of succession governing the Customer.

<b>S. No.</b>	<b>Name</b>	<b>Age</b>	<b>Relation with the deceased Customer</b>

3. Apart from the legal heirs stated above, the deceased Customer has not left behind any legal heirs.
4. The legal heir(s) at S. No(s). \_\_\_\_\_ above is/ are minor(s) and the persons named in the below table are the natural guardian(s)/legal guardian(s) of the said legal heirs:

<b>S. No.</b>	<b>Name of minor legal heir</b>	<b>Name of Guardian</b>	<b>Relationship with minor</b>

5. The Customer held the below mentioned account(s)/ I-[ocker(s)/ relationship(s) with the Bank:

<b>Sr No.</b>	<b>Account Number/ Locker Number</b>	<b>Name of the Account</b>	<b>Account Type<sup>1</sup></b>
1			

<sup>1</sup> Note: **Savings Bank Account, Fixed Deposit, Locker**

2			
3			
4			

In case of HUF:

6. I/We inform you that the following are the only living coparceners/members of the \_\_\_\_\_ and that there are no other coparceners/ members for the said HUF.

S. No.	Name of Coparcener	Relationship	Status (Member/Coparcener)

I/We declare that (please tick as applicable)

The said HUF has been dissolved and we request you to close the captioned account and send balance amount of the applicable account balance(s) in the name of the above mentioned.

I/We understand that the disbursal of the balance amount is subject to our submission of documents as required by the Bank.

[OR]

The said "HUF" has not been dissolved and that it continues to survive after the death of Mr. (\*).

I /We further inform you that "Mr. ( \* ) " is the senior most coparcener of the HUF/ is the new Karta of the said HUF and I /We authorize him and have no objection to his operating the said account, and to deal with all matters pertaining to the affairs of the "HUF". I/We further confirm and agree to be bound by all documents and terms and conditions applicable to the account and its operation as may have been signed at the time of account opening.

7. I/ We have authorised \_\_\_\_\_ ("**Applicant(s)**") to file/ prefer an application for deceased claim ("**Application**") in connection with the above-mentioned account(s)/ locker(s)/ relationship(s) on my/ our behalf and I/ We request the Bank to treat the said Application as having being validly preferred for and on behalf of **ALL** the legal heirs.
8. Further, we hereby authorise the Bank to pay over to the persons named in the Application, the amount(s) lying to the credit of the above account(s) and/ or settle

the claim for the above locker(s) by allowing the person(s) named in the Application to access the said locker(s) and hand over the contents thereof to them.]<sup>2</sup>

9. I/We are conscious of and have full knowledge of the fact that it is on the strength of my/ our declaration that I/ we am/ are the **only** legal heir(s) of the Customer that the Bank has agreed to pay over to me/ the person(s) named in the Application, amount(s) lying to the credit of the above account(s) and/ or settle the claim for the above locker(s) by allowing me/ the person(s) named in the Application, access to the said locker(s) and hand over the contents thereof to me/ the Applicant(s), **without insisting on production of** valid legal representation to the estate of the Customer.
10. In view of the above and in consideration of the Bank paying/ agreeing to pay the amount(s) lying to the credit of the above account(s) and/ or settle the claim for the above locker(s) by allowing me/ the Applicant(s) access to the said locker(s) and hand over the contents thereof to me/ the Applicant(s), I/ we do hereby for myself/ ourselves and my/ our legal heir(s), legal representative(s), executor(s) and administrator(s), jointly as well as severally undertake and agree to indemnify the Bank and its successors and assigns against all claims, demands, proceedings, losses, damages, charges and expenses which may be raised against or incurred by the Bank by reason of or in consequence of the Bank having agreed to pay/ paid / handed over to me/ the Applicant(s) the said amount(s)/ contents as aforesaid.

Sworn\*/solemnly affirmed, signed and delivered

by the above named at this day of \_\_\_\_\_ at \_\_\_\_\_

\_\_\_\_\_

1. \_\_\_\_\_ 2. \_\_\_\_\_ 3. \_\_\_\_\_

4. \_\_\_\_\_ 5. \_\_\_\_\_

\_\_\_\_\_

(Heirs/claimants of the deceased) \_\_\_\_\_

\_\_\_\_\_

In witness whereof, we have hereunto set our hands at \_\_\_\_\_ in the presence of \_\_\_\_\_ on this day of \_\_\_\_\_ at Place \_\_\_\_\_

<sup>2</sup> Applicable only where there are more legal heir(s) than one and only one or more of the them are preferring the application for deceased claim for the Customer's account(s)/ locker(s)/ relationship(s) with the Bank.

Names and addresses of witnesses:

1. \_\_\_\_\_ 1.

2. \_\_\_\_\_ 2.

Date:

(Signature of witnesses)

Signed before me this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_

\*Magistrate/Notary

\* (delete whichever is inapplicable)