**WILL and Last testament**

**A.General**

I, <name>, residing at < address > , <religion> by religion, do hereby revoke all my previous Wills (or) Codicils and declare that this is my last Will for assets in India , which I make on this date the < today’s date >.

//start clause- will in india

This will is solely in respect of my assets in India and should co- exist with wills made for assets outside India, irrespective of when those wills have been made.

//end

I declare that I am in good health and possess a sound mind. This Will is made by me without any persuasion or coercion and out of my own independent decision only. This will has been drafted on my instructions and I have read and completely understood the contents of this will. After being satisfied, I have subscribed my signature to this last will and testament.

**B.Personal details**

1.My date of birth is < > and place of birth is < >.

// start insert clause- aadhar no /pan no

My aadhar no/Pan no is < >.

//end

2. //Start Insert clause- name of spouse

I am married to <Name of Spouse>, who I will refer to as "my spouse",

//Insert clause- spouse details

whose details are

date of birth < >, aadhar no <>.

//end

//end

OR

//Start Insert clause – not married   
  
I am not married and I have never been married.  
//end

OR

//Start Insert clause- name of previous spouse   
I am not currently married but I was previously married to <Name of Last Spouse> and the marriage ended by

//insert clause end of marriage

<STATE WHICH Death, Divorce> in <Year>.

//end

//end

3. Children.

//start insert clause – no children

I have "NO" living children.

//end

OR

//start insert clause –living children

I have < > living children, and their names and details are as follows

1) name <child 1 >, <date of birth 1/aadhar 1 >

2) name <child 2 >, <date of birth 2/aadhar 2 >

//end

D.//Start – insert clause No dependents

I have <NO> dependents.

//end

OR

//start – insert clause Dependents

I have < > number of dependents and their details are as follows

1. Name: <dep1> , < aadhar/dob1>
2. Name: <dep2>, <aadhar/dob>

//end

E. //start – insert clause additional beneficiaries

The following are the additional beneficiaries of my will

1. Name1 Dob ( or address) or ( other verification)

//end

END OF PAGE

**F.Executor**

PERSONAL REPRESENTATIVE OR EXECUTOR: I appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as Executor of my Will, and if s/he is unable or unwilling to serve, then I name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as alternate Executor. My Executor and alternate shall have all powers granted by applicable laws of my state to carry out all provisions of this Will, may use provisions and procedures for the simplified handling of estates, may hold in trust the share of any minor beneficiary until s/he reaches age 18, and shall not be required to post a bond.  
  
The executor who acts shall be entitled to take expenses out of < XX bank account > and fees of < Amount or percentage > out of < YY Bank account >.

**G.Assets**

**Below is a list of assets which are held only in my name. These assets belong only to me.**

Properties ( singly owned)

< Prop 1> ( list out type of property, address, state)

< Prop 2>

Banks

< Bank 1> ( bank name, account no ending in xx – optional)

< Bank 2>

Post office

Savings

Mutual funds

H.Below is a list of properties , jointly owned, and my share in them

Property Description share of testator

I. **Liabilities**

I have the following liabilities or I have no liabilities.

Name of creditor < >

**//Start**

**Format 1 A ( Simple will)**

*J.BENEFICIARIES: I give my property to the following persons:  
  
All to my spouse.  
  
or   
  
< > to my spouse and the balance to \_\_\_\_\_\_\_\_\_\_\_\_< > , < >.  
  
or   
  
< > to my spouse and the balance to my children, equally .  
  
or   
  
To NAME BENEFICARY(IES) AND PERCENTAGES  
  
If any beneficiary under this Will does not survive me by 90 days, then I shall be deemed to have survived such person.*

**Format 1 B ( detailed will)**

***J.Beneficiaries :Immoveable properties***

1. *I bequeath < Prop 1> to < beneficiary 1 > < beneficiary 2> <beneficiary 3> < > in the below proportion :*

*< ratio 1 > < ratio 2> < ratio 3> < ratio 4>.*

1. *I bequeath < Prop 2> to < beneficiary 1 > < beneficiary 2> <beneficiary 3> < > in the below proportion :*

*< ratio 1 > < ratio 2> < ratio 3> < ratio 4>.*

*Moveable properties*

1. *I bequeath < Prop 1> to < beneficiary 1 > < beneficiary 2> <beneficiary 3> < > in the below proportion :*

*< ratio 1 > < ratio 2> < ratio 3> < ratio 4>.*

1. *I bequeath < Prop 2> to < beneficiary 1 > < beneficiary 2> <beneficiary 3> < > in the below proportion :*

*< ratio 1 > < ratio 2> < ratio 3> < ratio 4>.*

I give away all residual assets to <\_\_ > < > in the below proportion.

\_\_\_\_\_\_\_common sections \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**K. Expenses**

.My expenses should be settled out of < >

**L.Creditors**

My creditors should be paid out of < > or,< I have no creditors>

**M.Guardians < Minor children clause>**

In the event that I am the sole surviving parent of minor children, I appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ to serve as their Guardian. If s/he is unable or unwilling to serve, I appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as Alternate Guardian. They will hold the assets until minor child < > becomes a major.

**N. Optional Conditions**

1. < I have provided adequately for all dependents and no one has been left out >.
2. < If any of the beneficiaries named in this will challenges this will by approaching any court, they will no longer be a beneficiary and their share will be passed on to < ben X / charity >.
3. < If any of the beneficiaries is unwilling to accept this legacy, their share will be passed on to < ben x- charity>.
4. < If any of the below beneficiaries do not survive me, their share will be passed on to <X > or , if < X does not survive , then to <Y > .

E1.<Any nominations made for assets already will be held < valid , over and above the will > as the nominee will be the rightful owner of those assets .>

OR

E2.< any nominations made already for assets will be held < invalid > and the nominee will be only the custodian of those assets. This is for assets other than Insurance policy proceeds, Debentures and stocks where the nominee, by law, will be the owner of those assets.

F.< In the event of any nominee not surviving me, the assets will pass on to the alternate beneficiary named in my will , or if there is no alternate beneficiary named, to xxxx.>

G. IF **expenses or creditors exceed the value provided , the executors will be at discretion to use any other property to settle the expenses.??**

O. Signature of Testator

**P. Witnesses**

We hereby attest that this Will has been signed by < > as <his/her> last Will at Bangalore in the joint presence of himself and us. The testator is in sound mind and made this Will without any coercion.

Name, Signature of Witness (1)

Name, Signature of Witness (2)