

(To be executed on non-judicial stamp paper of Rs.10/-  
and to be attested by 1<sup>st</sup> Class Magistrate)

**AFFIDAVIT of Legal Heir for Substitution**

Affidavit of Shri/Smt./Km. \_\_\_\_\_ s/o w/o d/o \_\_\_\_\_  
resident of \_\_\_\_\_. The deponent solemnly affirm as under:-

1. That \_\_\_\_\_ was my father/ mother/ husband/ wife/ grandfather/ grandmother/ father-in-law/ mother-in-law and he/she died on \_\_\_\_\_.
2. That the deceased was the lessee of property No.\_\_\_\_\_.
3. That the lease in respect of said property was registered as No.\_\_\_\_\_ in Additional Book No.\_\_\_\_\_ Volume No.\_\_\_\_\_ on pages \_\_\_\_\_ to \_\_\_\_\_ dated \_\_\_\_\_ with the Sub-Registrar, Delhi/New Delhi.
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 the deceased, their ages and their addresses are given below:-

S.No.	Name	Age	Relationship with deceased	Address
1.				
2.				
3.				
4.				

5. That the deceased did not leave behind any heirs except those whose names are given above.
6. That the deceased left behind 'WILL' dated \_\_\_\_\_ bequeathing the above property in favour of \_\_\_\_\_ which is registered/ unregistered. 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. The said affidavit conceals nothing which is relevant to the above matter.

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

DEPONENT

(To be executed on non-judicial stamp paper of Rs.100/-  
and to be attested by 1<sup>st</sup> Class Magistrate)

**INDEMNITY BOND for Substitution**

This Indemnity Bond is executed on \_\_\_\_\_ this day of \_\_\_\_\_ by  
Shri / Smt. / Km. \_\_\_\_\_ s/o w/o d/o \_\_\_\_\_  
resident of \_\_\_\_\_ hereinafter called the  
executants (which term shall include his / her heirs, successors, executors,  
administrators and legal assigns) in favour of President of India, hereinafter  
called the Lessor (which terms shall include its heirs, successors, executors,  
administrators and legal assigns).

WHEREAS the executants is the lessee / sub-lessee / allottee in physical  
possession of the Plot / Flat No. \_\_\_\_\_ in Block No. \_\_\_\_\_ Pocket No. \_\_\_\_\_  
in \_\_\_\_\_.

OR

WHEREAS the executants is the duly constituted attorney of Shri /Smt. /Km.  
\_\_\_\_\_ s/o w/o d/o \_\_\_\_\_  
property \_\_\_\_\_ and is competent to seek Sale Permission, execute  
the Sale Deed and get it registered on behalf of the lessee / sub-lessee /  
allottee.

AND WHEREAS the lessee of the said property has died on leaving behind  
the following legal heirs:-

S. No.	Name	Age (Years)	Relationship with deceased	Address
1.				
2.				
3.				
4.				

AND WHEREAS the deceased lessee had executed a WILL dated \_\_\_\_\_  
registered as No. \_\_\_\_\_ in Additional Book No. \_\_\_\_\_ Volume No. \_\_\_\_\_  
on pages from \_\_\_\_\_ to \_\_\_\_\_ dated with the Sub-Registrar, Delhi / New  
Delhi bequeathing the property in favour of the executant.

AND WHEREAS the other legal heir(s) to the deceased lessee have filed affidavit(s) to the effect that he / she / they have no objection to the substitution of the property in favour of the executant on the basis of the WILL referred to above, by the Lessor.

AND WHEREAS the executant has represented to the Lessor for substituting the rights, interests and the title of the lessee in his / her favour on the basis of the WILL referred to above.

AND WHEREAS the Lessor has agreed to substitute the rights, title and interest of the lessee in favour of the executants subject to the condition of the executant executing a registered indemnity bond in favour of the lessee to indemnify the Lessor against any loss for damage that it may sustain or any action that may be brought against it on account of the substitution of the property in favour of the executants.

NOW therefore, in consideration of the aforesaid agreement the executants do hereby indemnified and shall always keep the Lessor indemnified against any loss or damage that it may sustain by substituting lease hold rights of the deceased lessee in favour of the executant of any claim, proceedings of litigation penalty or action that may be taken or brought against the Lessor arising out of or in connection with the substitution of the lease hold rights in favour of the executants by the Lessor.

IN WITNESS WHEREOF the executants Shri / Smt. / Km. \_\_\_\_\_  
s/o, w/o, d/o \_\_\_\_\_ has signed and delivered this  
bond on this day of \_\_\_\_\_.

EXECUTANT

WITNESSES:-

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

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