**To,**

**Kotak Mahindra Bank Ltd.**

**[●] Branch**

**[●]**

**Annexure 11 - UNDERTAKING – Cum – INDEMNITY for Missing Person**

I, Mr/Mrs./Ms. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, aged ….years, residing at ……………… …………………… …………… ………….. do solemnly declare and state as under:

1. That Mr/Ms.\_\_\_\_\_\_\_\_\_\_(“account holder/s”)\_ is maintaining below mentioned accounts with …………….. Branch of Kotak Mahindra Bank Ltd. The said Account has Credit Balance of Rs. \_\_\_\_\_\_\_\_\_\_\_\_ (Rupees …………………………………… Only) on the date of this Deed

|  |  |  |
| --- | --- | --- |
| Account Type | Account Number  | Claim Value |
| CASA / TD |  |  |
|  |  |  |
| Total value |  |  |

1. That account holder/s is/are my\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in relation.
2. That account holder has been missing since ……th day of ………….200.., and the FIR dated\_\_\_\_\_\_\_\_\_\_\_\_\_ filed in this regard and the non-traceable report issued by concerned police authorities thereof is attached herewith.
3. That I am the nominee in the said account as per the Bank records. *(This clause to be mentioned only incase where accounts have Nomination)*
4. That there are the following legal heirs who have given me the no objection certificate for return/repay of the amount of money balance in the said Account in my name and receiving the amount and interest thereon .

|  |  |  |  |
| --- | --- | --- | --- |
| Sr No | Name | Age | Relationship with deceased |
| 1 |  |  |  |
| 2 |  |  |  |

6I declare and confirm that above legal heir/s are the only legal heir/s of the said deceased.

*7(This clause is not applicable if there is Nomination in the account)* That, I, therefore, request Kotak Mahindra Bank Ltd. to return/repay the aforesaid amount of money balance in the said Account standing in the name of Mr./Mrs./Ms. \_\_\_\_\_\_\_\_\_\_\_\_\_\_ to my name and pay interest to me without production of any legal representation from any competent authority except the FIR filed in this regard and the non-traceable report issued by the police authorities thereof, treating it as a settlement of claims in case of a missing person. In consideration of Kotak Mahindra Bank Ltd. agreeing to return/repay the above mentioned amount of money balance in the said account in my name without insisting upon the production of appropriate legal representations from any competent court / authority except for the production of the FIR and the non-traceable report issued by the police authorities thereof , I agree to indemnify and keep indemnified the Bank, its Directors and officers against all claims in respect of the said Account and payment of interest thereon and against all actions, costs, charges, expenses and demands whatsoever which the said Bank, its Directors and Officers may now or hereafter be liable to pay, incur or sustain in connection with the said Account and/ or payment of interest thereon in the event the said missing person is traced and he/she lays claim in respect of the said account.

I enclose herewith No Objection Certificate issued to me by the other legal heir(s). *.(Only for cases where there is no Nomination)*

I hereby declare and confirm that above statement is true and correct **to the best of** my knowledge and nothing has been concealed thereof.

In witness whereof I have executed this Undertaking – Cum - Indemnity on the ….th \_\_\_ day \_\_\_20\_ \_

Executed and delivered by

Mr./Mrs./Ms.…………………………… }

 Before Me

 **NOTARY**

Enclosures:

1. FIR reporting the missing of [●]

2. Non-traceable Report of the Police.

3. NOC from other Legal Heirs.*.(Only for cases where there is no Nomination)*

***Note:***

***\* To be Executed on Stamp Paper of appropriate Value***

**Letter of NO Objection**

**To,**

**Kotak Mahindra Bank Ltd.**

**[●] Branch**

Dear Sirs,

 **SUB : Return /repay of balance in Term Deposit account /Savings Account No. \_\_\_\_\_\_\_\_\_\_\_\_\_**

 **maintained in the name of Mr./Mrs./Ms. \_\_\_\_\_\_\_\_\_\_\_\_\_\_-**

1. In connection with the above, I (………………………….. ……………… ………..) wish to inform you that Mr./Mrs./Ms. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_(”account holder/s”) has been missing since [●] and a FIR dated\_\_\_\_\_\_\_\_\_\_ has been filed in this regard to which the concerned Police authorities have issued a non-traceable report thereof. Account holder/s was maintaining following account / deposit with you.

Account Number - \_\_\_\_\_\_\_\_\_\_\_

Amount balance Rs. \_\_\_\_\_\_\_\_\_

1. I, the undersigned, residing at ………………………. ……………… ………. ………., am a legal heir of the account holder/s.
2. I do not desire to make any claim of title of the said amount of money and have no objection whatsoever in return/repay the said amount (in said Account) to Mr./ Mrs./Ms. [●] who is residing at …………………………… ……………………..
3. In consideration of executing/effecting the return/repay of said amount (in said Account) to Mr./ Mrs./Ms. \_\_\_\_\_\_\_\_\_\_\_\_\_ at my request, I hereby agree to renounce all my existing or accruing rights in future in respect of the said amount.

Signed in the presence of

……………………………………… ………………………………..………………………………………..

(BRANCH MANAGER) Name & Signature of Legal heir

***Note:***

***\* Branch Manager to verify Proof of Identity (bearing name & signature) of Legal heir.\***

**Kotak Mahindra Bank Ltd.** CIN: L65110MH1985PLC03813 **Registered Office:** 27 BKC, C 27, G Block, Bandra Kurla Complex, Bandra (E), Mumbai - 400 051. www.kotak.com