**Annexure 6 - UNDERTAKING – Cum – INDEMNITY**

**(to be typed on Stamp Paper or to be franked for the appropriate value)**

**PART 1**

**To,**

**Kotak Mahindra Bank Ltd.**

**<Branch Name and Address**

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

1. That my \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Relationship to be mentioned), Mr. / MS/ Mrs.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (hereinafter referred as ‘said deceased’) expired at …………….. ………. on \_\_\_ day of \_\_\_ 20\_ \_ intestate and the Notarized copy of the Death Certificate of deceased is attached.
2. That said deceased was maintaining Savings / Current /Term Deposit Account No’s. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and Customer Relation Ship No. \_\_\_\_\_\_\_\_\_\_\_ (the said account(s)) with …………….. Branch of Kotak Mahindra Bank Ltd. The said account(s) has Credit Balance of Rs.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Rupees ……………………………………................. Only) on the date of this Deed.

3. That there are the following legal heirs of the said deceased 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. I hereby request and authorize the bank to deduct all the dues payable by the deceased under any loans/credit cards/credit facilities availed by him/her from the Bank whether it is in default or not from the abovementioned Credit Balance of Rs \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ available in the said account(s) and pay me the balance amount of Rs.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Balance Amount).

|  |  |  |  |
| --- | --- | --- | --- |
| Sr No | Name | Age | Relationship with deceased |
| 1 |  |  |  |
| 2 |  |  |  |
| 3 |  |  |  |
| 4 |  |  |  |

1. I declare and confirm that above legal heir/s are the only legal heir/s of the said deceased.
2. That, I, therefore, request Kotak Mahindra Bank Ltd. to return/repay the Balance Amount in the said account(s) standing in the name of said deceased to my name and pay interest to me without production of Succession Certificate or Probate of Will or any legal representation from any competent authority. In consideration of Kotak Mahindra Bank Ltd. agreeing to return/repay the Balance Amount in the said account(s) in my name without insisting upon the production of appropriate legal representations from any competent court / authority, I agree to indemnify and shall keep indemnified the Bank, its Directors and officers against all claims in respect of the said account(s) and payment of interest thereon and against all actions, costs, charges, expenses and demands whatsoever the said Bank, its Directors and Officers may now or hereafter be liable to pay, incur or sustain in connection with the said account(s) and/ or payment of interest thereon.

I enclose herewith No Objection Certificate issued to me by the other legal heir/s.

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 \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_20\_\_

Executed and delivered by

Mr./Mrs.…………………………… }

 Before Me

 **NOTARY**

Enclosures:

1. Death Certificate.

2. NOC from other Legal Heirs.

***Note:***

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

**Letter of NO Objection**

**PART 2**

**To,**

**Kotak Mahindra Bank Ltd.**

**<Branch Name and Address>**

Dear Sirs,

**Re: Return /repay of balance in Savings Account No. \_\_\_\_\_\_\_\_\_\_\_\_\_**

 **Maintained in the name of late Mr./Mrs. \_\_\_\_\_\_\_\_\_\_\_\_\_\_-**

1. In connection with the above, I, ………………………….. ……………… ……….. wish to inform you that Mr./Mrs. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_(said deceased/deceased) expired on ………………… and he/she was maintaining following account / deposit with you.

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

Customer Relationship Number …………………….

Credit Balance Rs. \_\_\_\_\_\_\_\_\_

1. I, the undersigned, residing at ………………………. ……………… ………. ………. am a legal heir of the said deceased.
2. I am \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (mention relation) of the said deceased.
3. I do not desire to make any claim of title of the Credit Balance and have no objection whatsoever in return/repay the Credit Balance (in said Account/s) to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_who is residing at …………………………………………………… .Further I do not have any objection in bank deducting all the dues payable by the deceased under any loans/credit cards/credit facilities availed by him/her from the Bank whether it is in default or not from the Credit Balance available in the abovementioned accounts and deposits and settle the balance amount to the Surviving Holder.
4. In consideration of executing/effecting the return/repay of Balance Amount (in said Accounts) to Mrs. \_\_\_\_\_\_\_\_\_\_\_\_\_ at my request, I hereby agree to renounce all my rights existing as well as they may accrue in future in respect of the said amount.
5. I have no objection if the Balance Amount of the said account of deceased is released/given in the name of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

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, BandraKurla Complex, Bandra (E), Mumbai - 400 051.www.kotak.com