

**DRAFT FORM OF INDEMNITY**

**(TO BE EXECUTED ON NON-JUDICIAL STAMP PAPER OF Rs. 100/- (Rs. 200 FOR MAHARASHTRA) OR AFFIX SPECIAL ADHESIVE STAMP OF LIKE VALUE IF EXECUTED ON PLAIN PAPER]**

**THIS INDEMNITY made this      day of                      200      between \_\_\_\_\_**  
**\_\_\_\_\_ son/daughter/wife of \_\_\_\_\_ residing at**

**\_\_\_\_\_ (hereinafter referred to as the “Indemnifier”, which expression shall unless excluded by or repugnant to the context includes his/her heirs, executors, administrators, legal representative and assigns) of the ONE PART and \_\_\_\_\_ Ltd. a Company within the meaning of the Companies Act, 1956 and having its Registered Office at \_\_\_\_\_ (hereinafter referred to as “the Company” which expression shall unless excluded by or repugnant to the context or meaning thereof include its successors and assigns) of the OTHER PART.**

**WHEREAS :**

- a. Late \_\_\_\_\_ was a registered shareholder of \_\_\_\_\_ equity shares bearing Distinctive nos. \_\_\_\_\_ to \_\_\_\_\_ (hereinafter referred to as “the said shares”) in the Company.
- b. The Indemnifier(s) has/have represented to the Company that the said late \_\_\_\_\_ died intestate/leaving his/her last will dated \_\_\_\_\_ (attested copy enclosed ) on the \_\_\_\_\_ day of \_\_\_\_\_ leaving the Indemnifier and his/her wife/husband/sons/daughters /named below as his/her sole /joint heir/s and legal representative/s :-

\_\_\_\_\_  
\_\_\_\_\_

- c. The Indemnifier/s has/have further represented that the said Master \_\_\_\_\_ is/are minor and Mr/Mrs. \_\_\_\_\_ is his/her/their father/mother and natural guardian.
- d. The Indemnifier/s has/have requested the Company to transmit the name/s of the Indemnifier/s as the registered Shareholder/s in respect of the above shares in place of the late .....without the production of an appropriate legal grant in his/her /their favour from a competent court.
- e. The other legal heir(s) referred to recital (b) above has/have represented to the Company that he/she/they has/have no objection to such transmission.
- f. The Company, relying upon the aforesaid representations and upon the Indemnifier/s executing an Indemnity in favour of the Company and guaranteed by a person of standing being these presents has agreed to transmit the said shares \_\_\_\_\_ to the name of the Indemnifier/s.

**NOW THESE PRESENTS WITNESS AS FOLLOWS :**

**Pursuant to the said agreement and in consideration of the premises, I/We, the Indemnifier/s hereby agree and undertake to indemnify and keep indemnified the Company , its Directors against all actions, claims, costs, damages, proceedings, suits or any other consequences whatsoever which shall or may be brought or made against the Company, its Directors by anyone whomsoever or which the Company may pay, suffer or sustain due to the Company and its Directors agreeing registering me/us as a member/s in respect of the shares as mentioned above in place of the said late..... without production of an appropriate legal grant in favour of me/us from a Competent court as aforesaid.**

**IN WITNESS THEREOF THE above named Mr/Mrs. \_\_\_\_\_ (name of Indemnifier)has /have executed these presents the day month and year first above written**

**Signed and delivered by the within named**  
\_\_\_\_\_

**IN THE PRESENCE OF**  
**(Name and address of witness to be given)**

**Signature(s) of the Indemnifier(s)**  
**Name in Full**  
**Address**

**Counter Guarantee to the Indemnity)**  
**(to be executed by the person executing Form 'B'- Particulars of Guarantor)**

I \_\_\_\_\_ (name of guarantor )concur in the above request and guarantee to the Company the performance of the above agreement and undertaking by the said \_\_\_\_\_ (name of Indemnifier) and/or his/her executors, administrators, successors and representative.

Full Name of Guarantor \_\_\_\_\_ Signature of Guarantor \_\_\_\_\_

Address \_\_\_\_\_

Place \_\_\_\_\_

Date \_\_\_\_\_

**Witness :-**

**Full Name/Address/Occupation/Signature**

**(To be submitted duly attested by the Magistrate or Manager of the Bank )**

**TO BE EXECUTED BY THE PERSON ON NON JUDICIAL STAMP PAPER OF RS.20/- ( RS.100/- FOR MAHARASHTRA) AND TO BE ATTESTED BY THE MAGISTRATE OR BY THE MANAGER OF THE BANK WHO WILL EXECUTE THE COUNTER-GUARANTEE TO THE INDEMNITY BOND**

**FORM-B**

**(Private & Confidential)**

**(Statement to be signed by the proposed Guarantor for the issue of duplicate Share Certificate)**

- 1. Full Name of the Guarantor**
- 2. Name of the father of the Guarantor**
- 3. Full address of the Guarantor**
- 4. Age of the Guarantor**
- 5. If employed, place of employment designation, name and address of the employer and the total monthly emoluments drawn. (please enclose the photocopy of salary Certificate or I.T. Return)**
- 6. If in business, description of the business, trading style and address of the business concerned, annual turnover and profits. (Please enclose the photocopy of I.T. Return)**
- 7. If in independent profession, nature of profession, place where practised and annual earnings, (Please enclose the photocopy of I.T. Return)**
- 8. If a property-holder, details of immovable property, owned viz. nature of property, situation and value (Documentary evidence issued by the prescribed authority)**
- 9. Proof of identity (photocopy of Driving License or PAN)**

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**Signature of the Guarantor  
duly attested by the Magistrate/  
Notary public/ Manager of theBank**

Date :  
Place:

AFFIDAVIT

[To be affirmed before a Magistrate, or Notary Public on Non Judicial Stamp Paper of Rs.20/- (Rs. 100 for Maharashtra)]

I/We.....S/o,D/o, W/o.of.....residing at.....

Make oath and solemnly state as under :-

1. That Mr/Mrs.....was/were the holder of .....shares under Registered folio No.....bearing distinctive nos.....to.....in.....Ltd. died intestate/leaving a will (copy enclosed) on or about.....leaving behind the following person(s) as his/her legal heir(s) to his/her Estate and Property.

Table with 2 columns: Name, Relationship. Contains three rows of dotted lines for text entry.

2. That the above legal heirs desires/wants the aforesaid shares transmitted into their names/into the sole name of..... without production of an appropriate legal grant in their/his/her favour from a Court of Competent jurisdiction.

3. That in consideration of effecting transmission as above the legal heirs also furnished an Indemnity Bond to the abovenamed Company on Non judicial stamp paper of Rs.50/-dated.....

I/We.....make this solemnly declare conscientiously believing the same to be the full facts truly set out , and knowing that on the strength and faith thereof .....Ltd. will consider my/our request for the transmission of the above shares in my/our favour without appropriate legal grant.

Solemnly declared at.....this.....Day.....Of.....200



