

ON HUNDRED RUPEE  
STAMP PAPER

FORM NO. 17

COMMON  
[ Under bye-law No. 35]  
Application for Membership by the Heir of the Deceased Member of the Society.

To  
Secretary,

\_\_\_\_\_ Co-op. Housing Society Ltd.

Sir,

I, Shri\*Smt \_\_\_\_\_ hereby make an application for membership of the \_\_\_\_\_ Co-operative Housing Society Ltd., having address at \_\_\_\_\_ and for transfer of shares and interest of the deceased member of the society in the capital\* property of the society.

shri\*Smt. \_\_\_\_\_ who was a member of the society and holding \_\_\_\_\_ shares of Rs. Fifty each and the Flat No \_\_\_\_\_ in the society's building died on \_\_\_\_\_ without making a nomination. His/ Her death certificate is enclosed.

I hereby state that I am the only heir of the said deceased member\* there are \_\_\_\_\_ heirs of the deceased member and all of the heirs have made an affidavit choosing me to make an application for membership of the society and for transfer of shares and Interest of the deceased member in the capital\* property of the society to my name. The affidavit in original is enclosed.

I have also executed an Indemnity Bond in favour of the society, (appendix 19) indemnifying it against any claim made by any other person\* persons or heir\*heirs at any subsequent time in respect of the shares and interest of the deceased member, in the capital property of the society.

I remit herewith an amount of Rs. 100/- as entrance fee.

My particulars for the purpose of consideration of my application for membership are as under

Age: \_\_\_\_\_

Occupation: \_\_\_\_\_

Monthly Income Rs. : \_\_\_\_\_

Office Address: \_\_\_\_\_

Residential Address : \_\_\_\_\_

I declare that there is no plot\*flat\*house owned by me or any of the members of my family or a person dependent on me, in the area of operation of the society.

OR\*

I give below the particulars of the plot\*flat\*house owned by me or any of the members of my family or person dependent on me, in the area of operation of the society.

PTO

Sr. No.	Name of the Person	Particulars of the plot* flat*house owned by the applicant or by any of the members of his family or a person dependent on him in the area of operation of the society	Location of the plot* flat* house
1	2	3	4

I undertake to use the flat for the purpose for which it was held\*acquired by the deceased member and that any change of user will be made with the prior approval of the society. The undertaking in the prescribed form to that effect is enclosed herewith. (appendix 4)

also enclose herewith the undertaking and the declaration in the prescribed form that I will disclose of the plot\*flat\*house, owned by me or any of the members of my family or the person dependent on me, the details of which are given above.

I enclose herewith the undertaking and the declaration in the prescribed forms. About the registration of the transfer of the flat to my name under section 269 AB of the Income-tax Act and about non-holding of immovable property In excess of 500 sq. mtrs. under the Urban Land (Ceiling and Regulation) Act.

I undertake to discharge all the present and future liabilities to the society. \*As I have no independent source of income, I enclose herewith the undertaking in the prescribed form (appendix 5) from the person on whom I am dependent, to the effect that he will discharge all the present and future liabilities to the society, on my behalf.

I have gone through the bye-laws of the society and undertake to abide by the same and any modifications that the Registering Authority may make it them.

I request you to please admit me as a member of the society and to transfer the shares and Interest of the deceased member in the capital property of the society to my name. The share Certificate held by the deceased member Is enclosed herewith.

Place :

Yours faithfully,

Date :

Note(1) The expression "a member of a family" means as defined under bye-law No. 3 (xxv)

(ii) The undertaking about registration of the transfer of the flat is not necessary if the heir is related to the deceased member within the meaning of Section 2(41) of the Income-tax Act

OR\*

If the consideration for the transfer Is Rs. 75,00,0001- or less

\*Strike out which is not applicable.

COMMON  
Under bye-law No. 351

To be given on Stamp Paper of Rs. 290.00 or to be affixed with adhesive stamps of the same denomination.

( To be given where there is no nomination )

I, Shri\*Shrimati \_\_\_\_\_  
of \_\_\_\_\_ Indian inhabitant, state as under :

2 Shri\*Shrimati , \_\_\_\_\_ residing  
at \_\_\_\_\_ , who was the member of the \_\_\_\_\_ Co-operative  
Housing Society Ltd, having address at \_\_\_\_\_  
died on or about \_\_\_\_\_

3. The said Shri\*Shrimati \_\_\_\_\_ had not made  
any nomination as provided under Rule 25 of the Maharashtra Co-op. Societies Rules, 1961.

4. The said Shri\*Shrimati \_\_\_\_\_ was holding  
the share certificate No. \_\_\_\_\_ for five fully paid up shares of Rupees Fifty each, bearing  
distinctive  
numbers from \_\_\_\_\_ to \_\_\_\_\_  
(both inclusive)

5. The said Shri\*Shrimati \_\_\_\_\_ was  
holding the flat No. \_\_\_\_\_ on \_\_\_\_\_ floor, in the building of the  
society, known\*numbered as \_\_\_\_\_ constructed on the plot of  
land, bearing No \_\_\_\_\_ at \_\_\_\_\_

6. The said Shri\*Shrimait \_\_\_\_\_ has left  
behind me as his/ her only heir\*the following heirs :

- (i) Shri\*Shrimati \_\_\_\_\_  
(II) Shri\*Shrimati \_\_\_\_\_  
(iii) Shri\*Shrimati \_\_\_\_\_  
(iv) Shri\*Shrimatl \_\_\_\_\_  
(v) Shri\*Shrimeti \_\_\_\_\_

I am the only heir of, the deceased Shri\*Shrimati

I inherit his\*her shares and his\*her interest In the said flat. According to the bye-law No.35 of the  
bye-laws of the said society, I am entitled to make an application for membership of the said society  
and for transfer of the said shares and the interest of the said deceased member in the said flat to my  
name. Accordingly, I have made an application for membership of the said society and for transfer of  
the said shares and the interest of the said deceased member in the said flat to my name.

According to the bye-law No. 35 of the bye laws of the society, all the above heirs have jointly made and affidavit, naming me to make an application for membership of the said society and for transfer of the said shares and the interest of the said deceased member in the said flat to my name. Accordingly, I have made application for membership of the said society and for transfer of the said shares and the interest of the deceased member In the said flat to my name.

7.We hereby indemnify and keep Indemnified and harmless the said society and its office bearers against any claim, demand, suit or other legal proceedings by any other heir\*heirs, claiming lawfully and /or equitably through the said deceased Shri\*Shrimati \_\_\_\_\_ We further declare and undertake to bear all expenses, costs, charges in respect of any Such claim, demand, suit and /or legal proceedings which may be filed by any other heir\*heirs, either lawfully and /or equitably, claiming through the said deceased member of the society.

8.We are conscious of the fact that the society will admit us as its Joint/Associate member in place and instead of the said deceased member of the society on the basis of this indemnity and undertaking.

Place : Signature \_\_\_\_\_

Date : 1)

Witness : 2)

3)

(i)Name : \_\_\_\_\_

Address : \_\_\_\_\_

(I) Signature of the Witness \_\_\_\_\_

\_\_\_\_\_

(ii)Name : \_\_\_\_\_

Address : \_\_\_\_\_

(ii) Signature of the Witness \_\_\_\_\_

\_\_\_\_\_

Place :

Date :

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\*Strike out which is not applicable.

## COMMON

[ Under bye-law No. 35]

The Form of Notice, inviting claims or objections to the transfer of the shares and the interest of the Deceased Member in the Capital / Property of the Society,  
( To be published in two local newspapers having large circulation)

## NOTICE

Shri\*Shrimati \_\_\_\_\_  
of a member of the \_\_\_\_\_ Co-operative Housing Society Ltd, having  
address at \_\_\_\_\_  
and holding flat no. \_\_\_\_\_ in the building of the society, died on \_\_\_\_\_ without  
making any nomination.

The society hereby invites claims or objections from the heir or heirs or other claimant or claimants\* objector or objectors to the transfer of the said shares and interest of the deceased member in the capital/Property of the society within a period of days from the publication of this notice, with copies of such documents and other proofs in support of his\*her\*their\*claims\*objections for transfer of shares and interest of the deceased member in the capital/ Property of the society. if no claims\*objections are received within the period prescribed above, the society, shall be free to deal with the shares and interest of the deceased member in the capital / property of the society in such manner as is provided under the bye-laws of the society. The claims\* objections if any, received by the society for transfer of shares and interest of the deceased member in the capital / property of the society shall be dealt with in the manner provided under the bye-laws of the society. A copy of the registered bye-laws of the society is available for Inspection by the claimants\*objectors, in the office of the society\* with the Secretary of the society between \_\_\_\_\_ A M \*P.M. to \_\_\_\_\_ A.M.\*P.M, from the date of publication of the notice till the date of expiry of its period.

For and on behalf of

The \_\_\_\_\_ Co-op. Housing Society Ltd.

Hon. Secretary

Place :

Date :

\*Strike out which is not applicable.

\*Delete the alternative if the society has independent office

ON HUNDRED RUPEE  
STAMP PAPER

FORM NO. 5

COMMAN  
(Under the Bye-law Nos. 19A (V)).

A Form of undertaking to be furnished by the person, on whom the  
Prospective Non-earning member is dependent for discharge of liabilities to the Society.

To  
The Chief Promoter\*Secretary,  
\_\_\_\_\_ Co-op. Housing Society Ltd. (\*Proposed)  
\_\_\_\_\_

Sir,  
Shri\*Smt. \_\_\_\_\_  
has made an application for membership of the \_\_\_\_\_  
\_\_\_\_\_ Co-operative Housing Society Ltd., having address at \_\_\_\_\_  
\_\_\_\_\_ He\*She has no Independent source of income and is dependent  
on me. I therefore, undertake to discharge all the liabilities, present and future, payable by him\*her on  
his\*her admission to membership of the society, on his\*her behalf as communicated to me directly or  
through him\*her from time to time, by the society, On failure of such discharge in respect of dues, I  
shall also be liable for recovery u/s 101 of the MCS Act, 1960, alongwith the said member who is  
dependent on me.

My details are given below :

- 1) Name \_\_\_\_\_
- 2) My address \_\_\_\_\_
  - (a) Office \_\_\_\_\_
  - (b) Residence \_\_\_\_\_
  - (c) Tel. No. \_\_\_\_\_
- (3) Occupation \_\_\_\_\_
- (4) Name & full address of the employer \_\_\_\_\_
- (5) Monthly Income \_\_\_\_\_

Place:

Date :

Yours faithfully, \_\_\_\_\_

\* Strike out which is not applicable

ON A ONE HUNDRED RUPEE  
STAMP PAPER

SPECIMEN  
FORM NO-4C

DECLARATION ABOUT IMMOVEABLE PROPERTY WITHIN THE PROVISIO  
OF SECTION 27 OF THE URBAN LAND ( CEILING & REGULATION) ACT.1976

(TO BE GIVEN BY A NOMINEE/HEIR OF THE DECEASED MEMBER)

I, Shri/Smt \_\_\_\_\_  
( Name of the nominee / heir )  
having address at \_\_\_\_\_  
the nominee/heir of Shri/Smt \_\_\_\_\_  
deceased member of the \_\_\_\_\_  
( Name of the Society )  
Co-operative Housing Society Ltd , \_\_\_\_\_  
holding Five Shares Nos \_\_\_\_\_ to \_\_\_\_\_ and the flat  
No \_\_\_\_\_ admeasuring \_\_\_\_\_ sq meters.

in the building of the society, have made an application for membership of the society and for transfer of interest of the said deceased member in the said flat, I hereby declare that I do not hold any vacant land or land with a building thereon, any where in any urban agglomeration specified under the Urban Land (Ceiling and Regulation) Act, 1976, the area of which exceeds 500 Sq. meters.

Mumbai

Signature of the Nominee/Heir

Place

Dated

AFFIDAVIT

(TO BE GIVEN BY A NOMINEE/HEIR, IF THERE ARE MORE NOMINEES/HEIRS THAN ONE).

We

- (1) Shri\*/Shrimati \_\_\_\_\_ age \_\_\_\_\_  
(2) Shri\*/Shrimati \_\_\_\_\_ age \_\_\_\_\_  
(3) Shri\*/Shrimati \_\_\_\_\_ age \_\_\_\_\_  
(4) Shri\*/Shrimati \_\_\_\_\_ age \_\_\_\_\_  
(5) Shri\*/Shrimati \_\_\_\_\_ age \_\_\_\_\_

all residing in Mumbai hereby jointly and severally affirm and State as under :

1) Shri/Shrimati \_\_\_\_\_ was a member of  
the \_\_\_\_\_ Co-operative Housing Society Ltd.,  
having office at \_\_\_\_\_ a society registered'/deemed to be registered  
under the Maharashtra Co-operative Societies Act, 1960, holding 5 shares of Rupees fifty each,  
numbered From \_\_\_\_\_ to \_\_\_\_\_ (Both inclusive), bearing  
Share Certificate No. \_\_\_\_\_ and having interest in the flat No. \_\_\_\_\_,  
admeasuring \_\_\_\_\_ Sq. metres. In the building of the Society, numbered\*/known  
assituate at \_\_\_\_\_

2) The said Shri\*/Shrimati \_\_\_\_\_  
died on \_\_\_\_\_ He\*/She had nominated the following persons, as provided under  
Rule 25(1) of the Maharashtra Co-operative Societies Rules, 1961 :-

Name of the Nominee	Relation with the deceased member
1) Shri*/Shrimati _____	
2) Shri*/Shrimati _____	
3) Shri*/Shrimati _____	
4) Shri*/Shrimati _____	
5) Shri*/Shrimati _____	

The nominee/nominees at Sr. No.\*/Nos. \_\_\_\_\_ Is/are minor'/minors His\*/their natural  
guardian\*/guardians Shri/Shrimati \_\_\_\_\_ and  
Shri\*/Shrimati\* \_\_\_\_\_ \*/His\*/their legal  
representative'/representatives Shri\*/Shrimati \_\_\_\_\_

and Shri\*/Shrimati have represented the minor\*/minors Shri\*/Shrimati \_\_\_\_\_  
\_\_\_\_\_ and Shri\*/Shrimati \_\_\_\_\_  
respectively in this affidavit.

OR

Shri\*/Shrimati \_\_\_\_\_  
died on, \_\_\_\_\_ leaving his\*/her Surviving following heirs\* legal representatives,  
according to the law, by which the deceased member was governed

Name of the heir*/legal representative	Relation with the deceased member,
1) Shri*/Shrimati _____	
2) Shri*/Shrimati _____	
3) Shri*/Shrimati _____	
4) Shri*/Shrimati _____	
5) Shri*/Shrimati _____	



The heir/heiress/legal representative\*/representatives at Sr. No./\*Nos, \_\_\_\_\_ is\*are minor\*/minors. His/their natural guardian\*/guardians Shri\*/Shrimati \_\_\_\_\_ and Shri\*/Shrimati \_\_\_\_\_ are acting for and on behalf of the minor\*/minors.

3) We have agreed amongst ourselves that Shri\*/Shrimati \_\_\_\_\_ being one of the nominees\*/ heirs\*/legal representatives of the said deceased member shall become member of the said Society. We have no objection for accepting the said Shri\*/Shrimati \_\_\_\_\_ being one of the nominees\*/heirs\*/legal representatives of the said deceased member as members of the society and for transfer of all the shares held by the said deceased member and his interest In the said fiat to the said nominee\*/heir.

4) We hereby declare that no other nominees\*/heirs\*/legal representatives are left behind by the said deceased member, except the above. We hereby agree to indemnify and keep Indemnified and harmless the said society against any claim, demand, suit or other legal proceedings which may be filed by any person or persons, claiming either lawfully and/or equitably through the said deceased member Shri\*/Shrimati \_\_\_\_\_ We hereby further declare and undertake that we shall bear all expenses, costs and charges In respect of any such claim demand, suit and/or legal proceedings which may be filed by any person or persons either lawfully and/or equitably claiming through the said deceased member.

5) We make this declaration solemnly, believing the same to be true and having faith therein.

Solemnly declared at Mumbai by the within named \_\_\_\_\_ Signature of Deponent  
1) Shri\*/Shrimati \_\_\_\_\_  
2) Shri\*/Shrimati \_\_\_\_\_  
3) Shri\*/Shrimati \_\_\_\_\_  
4) Shri\*/Shrimati \_\_\_\_\_  
5) Shri\*/Shrimati \_\_\_\_\_

on this \_\_\_\_\_ day of \_\_\_\_\_ 200

Before me

(Notary / Magistrate)

\*Delete which is not applicable

\*Not applicable where there is nomination.

COMMAN

(Unde the Bye-law Nos. 17(b) and 19(a) (iv)).

The form of understanding to be furnished by the Prospective member  
to use the flat for the purpose for which it is allotted.

I / We, Shri / Smt. / Messrs \_\_\_\_\_

\_\_\_\_\_

at presently residing I having address at \_\_\_\_\_

. member / intending member of the. \_\_\_\_\_

Co-operative Housing Society Ltd. Proposed / Registered,

having address at \_\_\_\_\_ hereby give the

undertaking that I / We will use the flat allotted to me / us I proposed to be acquired by me / us on  
cessation of membership of the earlier member under the bye-law of the society for the purpose  
mentioned in the letter which will be issued under bye-law No. 76(a) of the bye-law of the society  
proposed/registered.

I / We further give the undertaking that no change of user will be made by me / us without the previous  
permission in writing of the committee of the society.

Place :

Date :

Signature \_\_\_\_\_