

**Precedent No. 34**

**AFFIDAVIT UNDER: ORDER XXII, RULE 3 OF THE CODE OF CIVIL PROCEDURE,  
1908**

IN THE HON'BLE DISTRICT COURT OF

Civil Revision Petition No .....of 20.....

**IN THE MATTER OF:**

A.B

.....PLAINTIFF

VERSUS

B.C

...DEFENDANT

**AFFIDAVIT**

I .....aged .....years, presently and permanently residing in  
....., do hereby solemnly affirm and state as under:

1. I am the petitioner in the above-referred case and I am well acquainted with the facts and circumstances of the present case and stand competent to swear to this affidavit.
2. My father ..... died on leaving behind me, the deponent, and the opposite party as his only legal heirs and representatives, our younger unmarried brother and our mother having pre-deceased our father.
3. A will was allegedly executed by my father thereby bequeathing all his property in favour of the opposite party.
4. The validity of the said Will stand challenged by me on the ground that the same was not executed by my father.
5. The accompanying substitution application is that for substitution of my deceased father by the legal representatives.
6. The only legal representatives of my deceased father now are my brother and I who are parties to the suit and the proceedings and it is enough that we are recorded as such.

*Sd./*

Deponent.

**Verification**

Verified at .....on this the ..... day of....., 20....., that the contents of the above affidavit are true and correct to the best of my knowledge, belief and information and nothing material has been concealed therefrom.

*Sd./*

Deponent.

Solemnly affirmed and signed before me by the deponent, who is personally known to me, on this the ..... day of....., 20 .....

*Sd./*

Counsel for the deponent.

**Note:** Affidavit to be attested by the appropriate authority prescribed under law.

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