**PARTITION DEED**

This **PARTITION DEED** (this “Agreement”) is entered into as of \_\_\_\_\_\_\_\_\_\_\_ [[Effective Date]] (the ‘’Effective Date’’) at \_\_\_\_\_\_\_\_\_\_[[Place]].

**BETWEEN:**

Shri \_\_\_\_\_\_\_\_\_\_\_\_\_[[Name]], son of \_\_\_\_\_\_\_\_\_\_\_\_[[Father’s Name]], resident of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Address]], [[hereinafter called first party]],

**AND:**

Shri \_\_\_\_\_\_\_\_\_\_\_\_\_[[Name]], son of \_\_\_\_\_\_\_\_\_\_\_\_[[Father’s Name]], resident of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Address]] [[hereinafter called second party]]

**AND**

Shri \_\_\_\_\_\_\_\_\_\_\_\_\_[[Name]], son of \_\_\_\_\_\_\_\_\_\_\_\_[[Father’s Name]], resident of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Address]] [[hereinafter called third party]],

**PREAMBLE**

WHEREAS Shri \_\_\_\_\_\_\_\_\_\_\_\_\_[[NAME]] is the Karta and Manager of the joint and undivided Hindu family, carrying on the activities under the name and style of \_\_\_\_\_\_\_\_\_\_[[Name of firm]]; (hereinafter referred to as “the said firm”;

AND WHEREAS the said firm owned and possessed immediately before the partition has shares in \_\_\_\_\_\_\_\_\_\_\_\_\_[[Name of company]] Ltd. And a Bank balance of Rs \_\_\_\_\_\_\_[[Amount]] with \_\_\_\_\_\_\_\_\_\_\_\_[[Name of bank]]. The HUF had also incurred certain liabilities.

AND WHEREAS the parties hereto have agreed on the day \_\_\_\_\_\_\_\_\_[[Date]] to have a total partition all the assets held by the said HUF on such partition

\_\_\_ Shares of \_\_\_\_\_\_\_\_\_\_\_\_\_ Ltd. Rs.\_\_\_\_\_\_\_/-

\_\_\_ Shares of \_\_\_\_\_\_\_\_\_\_\_\_\_ Ltd. Rs.\_\_\_\_\_\_\_/-

Total Rs \_\_\_\_\_\_\_\_\_[[amount]]

the above named shares will be transferred to \_\_\_\_\_\_\_\_\_\_\_[[Name]] on receipt of Rs \_\_\_\_\_\_\_\_\_\_[[amount]]

Total Rs \_\_\_\_\_\_\_\_\_\_[[amount]]

the above named shares will be transferred to \_\_\_\_\_\_\_\_\_\_[[Name]] on receipt of Rs \_\_\_\_\_\_\_\_\_\_[[Amount]].

AND WHEREAS the net capital of the said HUF immediately before the full partition is Rs \_\_\_\_\_\_\_\_\_[[Amount]] consisting of Rs \_\_\_\_\_\_\_\_\_[[Amount]] as bank balance and Rs \_\_\_\_\_\_\_\_\_[[Amount]].

AND WHEREAS the parties hereto are desirous of affecting the full partition of the said HUF by donating the entire amount to a charitable trust.

NOW THIS INDENTURE WITNESSETH AND IT IS HEREBY AGREED AND DECLARED BY and between the parties hereto as under:

1. The parties hereto hereby declare that the said HUF has been fully partitioned on \_\_\_\_\_\_\_\_[[Date]].

2. The parties hereto agree to donate the entire capital of Rs \_\_\_\_\_\_\_\_\_[[Amount]] held by the said HUF to \_\_\_\_\_\_\_\_\_\_\_[[Public charitable trust]].

3. The parties hereto have issued a cheque for donation of Rs \_\_\_\_\_\_\_\_\_[[Amount]] in favour of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name of beneficiary]] immediately before the execution of these presents.

4. The parties hereto agree to give further donation to \_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name of beneficiary]] as and when any refund is received from the income-tax department.

IN WITNESS WHEREOF the parties hereto have set and subscribed their respective hands on the day and year first hereinabove written.

IN WITNESS WHEREOF, each party to this agreement has caused it to be executed at \_\_\_\_\_\_\_\_\_\_\_\_[[Place of Execution]] on the date indicated above.

 [[First Party ]] [[Second Party ]]

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

 [[Name]] [[Name]]

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

 [[Title]] [[Title]]

 [[Signature]] [[Signature]]

WITNESSES

1. [[Name of the Witness:]] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[[Address of the Witness]] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 [Signature]

1. [[Name of the Witness:]] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[[Address of the Witness]] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 [Signature]