**WILL OF A TRADE IN PARTNERSHIP**

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name]], son of Shri \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [[Father’s name]], aged \_\_\_\_\_\_\_\_\_\_\_\_\_[[Number]] years, resident of \_\_\_\_\_\_\_\_\_\_\_\_\_ [[Permanent address]], do hereby revoke all my former Wills, Codicils and Testamentary dispositions made by me. I declare this to be my last Will and Testament.

I maintain good health, and possess a sound mind. This Will is made by me of my own independent decision and free volition. Have not be influenced, cajoled or coerced in any manner whatsoever.

I hereby appoint \_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name]], as the sole Executor of this WILL.

The name of my son is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name]]; aged \_\_\_\_\_\_ [[Number]] years; resident of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Address]]. I own shares in a partnership firm whose details are mentioned below.

[[Details and description of partnership in the said firm]]

All the assets owned by me are self-acquired properties. No one else has any right, title, interest, claim or demand whatsoever on these assets or properties. I have full right, absolute power and complete authority on these assets, or in any other property which may be substituted in their place or places which may be Acquired or received by me hereafter.

I hereby give, devise and bequeath my share in a partnership firm name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name of the firm]], in the following manner-

4. In exercise of the power contained in the deed of partnership dated \_\_\_\_\_\_\_\_\_\_[[Date]] and executed by the members of the firm of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name of firm]] carrying on business \_\_\_\_\_\_\_\_\_\_\_[[Details of business], in which firm I am a partner and of every other power at my death enabling me in this behalf I hereby nominate my son \_\_\_\_\_\_\_\_\_\_\_\_\_ [[Name]] to succeed me as a partner in the said firm on the terms contained in the said articles of partnership or on the terms contained in any articles of partnership in force with regard to the said firm at the date of my death. And I bequeath unto my said son in the event of his becoming a partner as aforesaid all my share and interest of and in the capital goodwill, stock-in-trade, plant, machinery and assets of the said firm he indemnifying my general estate to the satisfaction of my trustees from all debts and liabilities of the said firm and accounting for any sum due or owing to me from the said business by way of profit at my death.

**5.** In the event of my said son refusing or failing \_\_\_ [[within [[number]]months from the date of my death]] to become a partner in the said firm I direct that all my share and interest in the said business shall fall into my residuary estate and be held by my trustees upon the trusts and subject to the powers and provisions hereinafter declared concerning the same and in the like event I bequeath to my said son a [further] legacy of Rs\_\_\_\_\_\_\_\_\_\_\_[[ Amount]]

**6.** I devise and bequeath all my real and personal estate not hereby or by any codicil hereto otherwise disposed of [[including any real or personal property over which I may have any general power of appointment [and all entailed property of which I have power to dispose by will]] and including also my share and interest in the said business in the event of my said son \_\_\_\_\_\_\_\_\_\_\_ [[Name]] refusing or failing to become a partner as aforesaid unto my trustees upon trust to sell, call in and convert the same into money and after payment out of the clear moneys arising there from or out of my ready money of my debts, funeral and testamentary expenses and legacies to invest the residue of such moneys in their names in any of the investments hereinafter authorized and to stand possessed of such investments and such parts of my real and personal estate as are for the time being unsold (hereinafter called my residuary estate) upon the trusts and will and subject to the powers and possessions hereinafter declared and contained.

**7.** My trustees shall stand possessed of my residuary estate :

(a) Upon trust to pay the income arising there from to my wife for her life and after her death.

(b) Upon trust as to both the capital and income thereof for such one or more exclusively of the others or other of my daughters and their issue at such time or times and if more than one in such shares and with such provisions for the maintenance, advancement and otherwise for the benefit of such daughters and issue or some or one of them at the discretion of my trustees or any other persons and generally in such manner as my said wife shall by deed revocable or irrevocable or by will or codicil appoint. And subject to any such appointment.

(c) Upon trust for all or any of my daughters or daughter who attain the age of[[twenty-one]] years or previously marry if more than one in equal shares as tenants-in-common.

(d) Provided always that no daughter of mine who or whose issue shall take by virtue of any appointment by my said wife under the power aforesaid unless my said wife so direct share in the un-appointed part of my residuary estate without bringing the part appointed to her or her issue into hotchpot and accounting therefore.

In all other respects I hereby confirm my said will dated \_\_\_\_\_\_\_\_\_\_[[Date]].

IN WITNESS WHEREOF I, the said \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Name]], sign this will on the \_\_\_\_\_\_\_\_[[Date]] at \_\_\_\_\_\_\_\_\_\_[[Place]] in the presence of the witnesses hereunder mentioned who will attest the same in my presence.

**DEPONENT**

[[Name]] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[[Contact]] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[[Address]] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

WITNESSES

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

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

 [Signature]

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

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

 [Signature]

**VERIFICATION**

I, above named deponent do hereby and take oath that the contents of affidavit are true and correct with my knowledge and available record.

Date: \_\_\_\_\_\_\_\_\_[[Date]]

Place: \_\_\_\_\_\_\_\_\_\_\_\_\_\_[[Place]]

DEPONENT