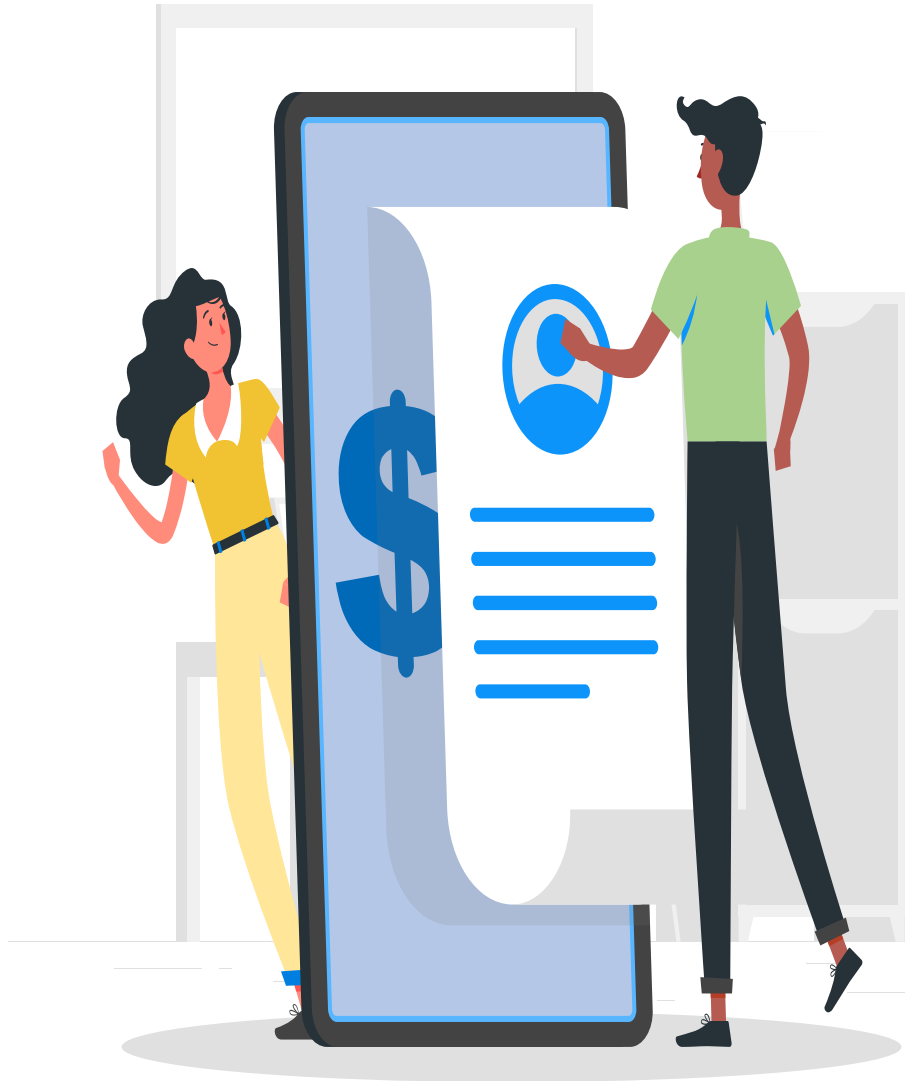


Introduction to Will under Indian Succession Act

SUCCESSION PLANNING SERIES #11

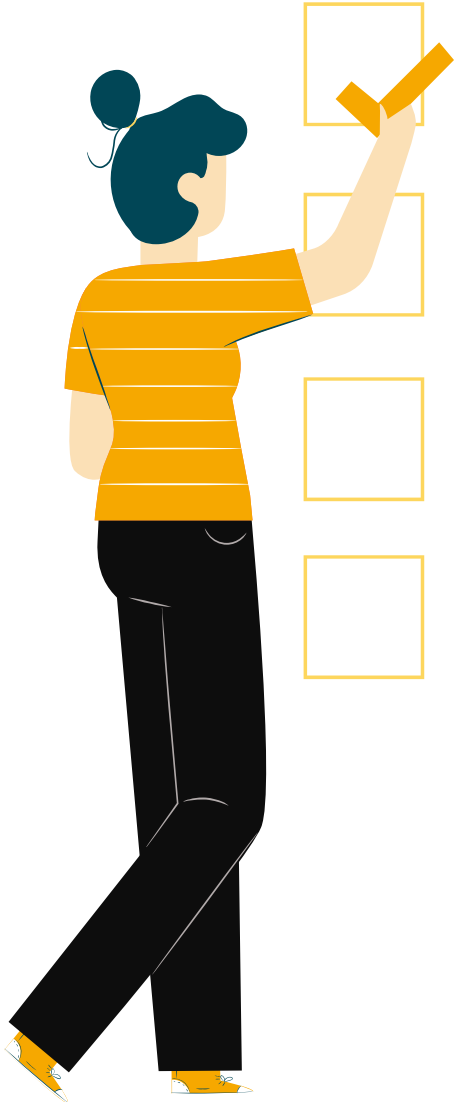


Basics of a Will



- Will is a legal declaration of a person's wishes regarding the disposal of his or her property or estate after death.
- Since a Will operates only after the death of the person making the Will, the Will can be revoked or altered anytime during the lifetime of such person.
- The certified copy of the Will bearing the seal of the court, which is handed over to the executor, is known as Probate.
- A person may exclude his nearest relations and give the property to total strangers in preference to his relatives. The estate of the deceased would still be distributed in accordance with the said Will, if it is found to be valid and enforceable.

Eligibility for making a Will:



Every person of sound mind may dispose of his property by Will.

A minor (below age of 18) cannot make a Will.

Any Will which is written out of fraud or coercion shall not be a valid Will.

A married woman may dispose, by a Will, her property which she could alienate by her own act during her life.

A person who is deaf or dumb or blind is not incapacitated from making a Will if he is clear as to what he is doing.

A person who is ordinarily insane may make a will during the period in which he is of sound mind.

An illiterate person or an old person can also make a Will.

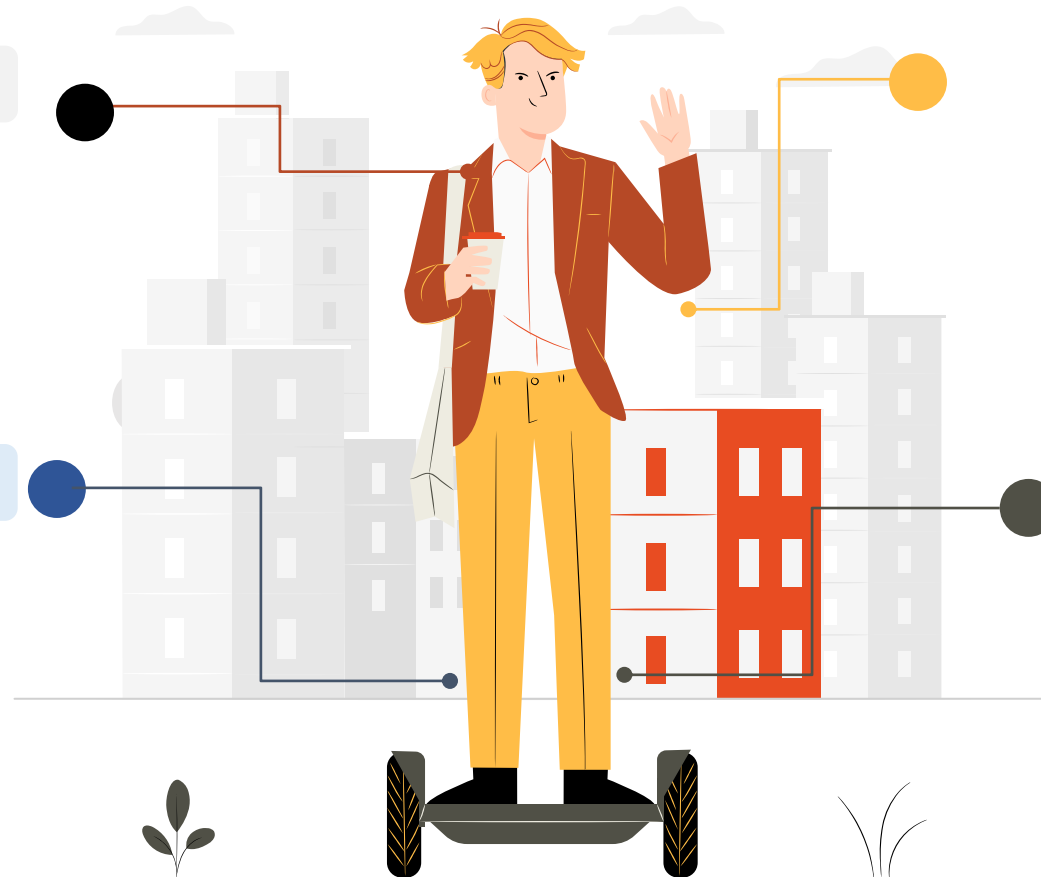
Types of Wills

Privileged Will

It is a Will created by a Soldier or an airman or a mariner when he is in actual service and is engaged in actual warfare.

Unprivileged Will

It is a Will created by a person who is not entitled to make a privileged Will.



Conditional / Contingent Will

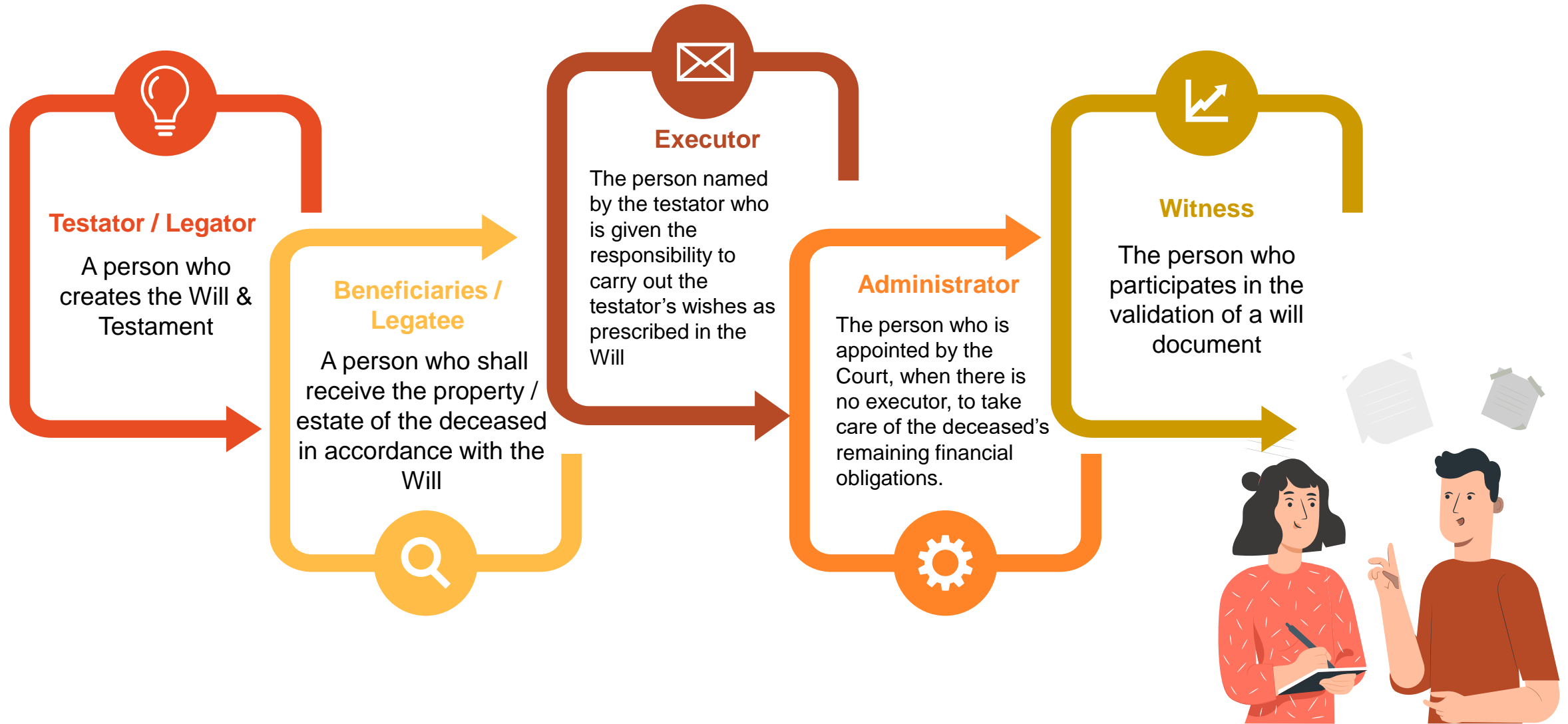
It is a Will which would come into effect only in the event of happening of certain pre-determined conditions

Joint Will

It is a Will wherein two or more persons agree to make a conjoint Will.

It takes effect only after the death of both the persons and it cannot be enforced during the lifetime of either party.

Parties to a Will



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#6

[Illustrations on Intestate Succession for Hindu Male](#)

#2

[Types of Succession in India.](#)

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[Intestate Succession for Hindu Female](#)

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[An Introduction to Hindu Succession Act, 1956](#)

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[Key Aspects in Hindu Succession Act, 1956](#)

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[Rules of Intestate Succession Male - Part 1](#)

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