**AFFIDAVIT**

IN THE COURT OF.......................................................

Suit No.................................. /200

**In the Matter of**

AB................................................... Plaintiff/Petitioner

*versus*

CD............................................ Defendant/Respondent

**AFFIDAVIT**

I................................................................. resident of ................................................................................ do hereby solemnly affirm and declare as under: -

1. That I am the.............................................. in this case and hence competent to swear this affidavit.

2. That the contents of the accompanying application are true and correct.

**DEPONENT**

**VERIFICATION**

Verified at................................. on this................................. day of ................................. that the contents of the above affidavit are true and correct to my knowledge.

**DEPONENT**

**SUIT FILED IN REPRESENTATIVE CAPACITY**

***Order 1 Rule 8(4)***

Notice under Order 1, Rule 8(4) of CPC has to be given to the plaintiffs before deciding suit filed in representative capacity. The dismissal of suit on basis of endorsement by the plaintiffs counsel that the suit had become infructuous without giving notice is illegal.1

1. Ulahannan Kurian v. Markose, AIR 2001 Kerala 13.