

"NAME OF THE TRUST"

THIS DEED OF TRUST IS declared at PUNALUR and executed on the day of 25st, March 2022 by

- A. **XXXXXXX**, aged 46 years, son of Sri **XXXXXX**, residing at **XXXXX,KOCHIRAKKOM, XXXXXX Pin-695584 (AADHAARNo.XXXXXXXXXXXXXX)**(Hereinafter called the Author of Trust)

The following persons are called Trustees:

1. **XXXXXX**, Daughter of Sri **XXXXXX** aged 39 years residing at **XXXXXX, XXXX, PUNALUR.XXXXX (AADHAAR No.XXXXXXXXXX)**

Hereinafter called the TRUSTEES) as set forth herein:

WHEREAS the Author of the Trust is desirous of establishing a Trust for promoting the objective stated below and wishes to settle upon the Trustees an amount of Rs.1,000/- (Rupees One Thousand only) in Trust for achieving the said objectives especially for the **XXXXXXXXXX** common good of the general public irrespective of caste, color, creed, religion or sex.

AND WHEREAS the Trustees have individually and collectively agreed to act as such and have already taken possession of the said amount in pursuance of the desire of the Author of the Trust who has irrevocably transferred and given possession of the said amount to the Trustees for the purposes of the Trust as aforesaid.

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NOW THEREFORE THIS DEED OF TRUST DECLARES AND WITNESSTH AS FOLLOWS:

That in pursuance of the above premises and on the desirous of the Author of Trust as Settler do hereby convey unto and settle upon the Trustees an amount of Rs.1,000/- (Rupees One Thousand only) in cash to hold the same upon trust and Trustee do and each of them do hereby admit and acknowledge the transfer thereof to them with powers and subject to the uses mentioned hereinafter.

1. The name of the Trust shall be “XXXX”.
2. The Registered Office of the Trust shall be situated at, (Address)XXXXXXXXX
However the Trustees shall be free to establish office at such place or places as the Trustees may deem fit from time to time.
3. The address for communication of the Trust shall be (Address) XXXXXXXXXXXXX.
The jurisdiction of the Trust shall be within the territorial limits of India. The Trustees may from time to time extend the jurisdiction beyond the territory of India with the consent of the Author of Trust.
4. The objects to be achieved by the Trust shall be as stated below:
 - a) To undertake educational activities and for the purpose to construct, run, maintain and take over schools, colleges and educational institutions without profit motive for the benefit of the public.
 - b) To establish, run, maintain and takeover schools, nursing schools, teachers training schools, colleges, nursing colleges, physical education colleges, teachers training colleges, dental colleges, para medical science colleges, engineering colleges, hospitals, clinical laboratories, vocational institutions, hostels, play grounds etc.
 - c) To conduct medical camps to the needy in rural areas.
 - d) To grant scholarships to the deserving students for the purpose of expanding the objects of the Trust.
 - e) To run computer training centre's
 - f) To run, workshop, programme, seminar etc. for the educated unemployed and the rural youth in co-ordination with other organizations.
 - g) To promote and foster education among poor and deserving students, whether of primary, secondary, graduate, post-graduate or vocational courses by all means and make such education available to weaker sections of the community.
 - h) To establish Library and Books Banks for the benefit of the students.

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- i) To conduct educational tours and debates for the expansion of knowledge and betterment of the students.
- j) To give loans and nil or subsidized low rate of interest to students to enable them to prosecute higher studies.
- k) To promote the welfare of the socially and educationally back ward classes of the society irrespective of caste, color, creed, religion or sex.
- l) To undertake social and charitable activities.
- m) To promote projects for the development of mental, physical and social standard of the people without consideration of caste, creed, religion or sex.
- n) To acquire, hold and dispose property for the trust
- o) To Impart and promote scientific knowledge and education.
- p) To serve the mankind by guiding them to wisdom, peace and harmony.
- q) To establish and maintain rehabilitation centres for women, physically and mentally handicapped person
- r) To establish and maintain centre like Family Welfare, Children Welfare, Youth Welfare.
- s) To establish and maintain environment study and research centres
- t) To establish and maintain centre of secular studies.

5. Property of the Trust:

- a. The initial Corpus of the Trust shall be Rs.1,000/- (Rupees One Thousand only) contributed by the Author of the Trust.
- b. The Trustee shall stand possessed of the cash hereby conveyed and settled upon and shall use and apply the interest, profit and other income derived thereby for the purpose and objects of the trust as aforesaid.
- c. The Trust fund shall consist of the amount contributed by the Author of Trust and donations and grants from Government, Voluntary Organizations, National and International Associations, Clubs, Families, Individuals, Corporates, Income from the activities of the Trust, Other ventures and Income accrued from the property and investment of the trust fund.

6. Board of Trustees

- a. The Trust shall be governed by a Board of Trustees. The number of Trustees shall not be less than three and not more than nine at any time. If the number of the Trustees shall fall below two, the Trustees shall not

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except for the purpose of filling any vacancy, act so long as the number is below the said minimum.

- b. The First Board of Trustee shall constitute of the following Trustee in addition to the managing trustee.

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- c. Managing Trustee: The Author of Trust will be the Managing Trustee for a period of 3 years from the initial creation of the Trust. The Managing Trustee shall not have any power to nominate his successor as Managing Trustee during his office term.

The other Trustees may nominate one among them as the Managing Trustee after the term of office of Managing Trustee, or on his voluntary retirement from the post. In the absence of the Managing Trustee-the senior most Trustees shall be in charge for the functions of the Managing Trustee.

- d. Except the Managing Trustee, all other Trustees in the Board of Trustee shall hold office for a period of three years. A new trustee shall be appointed at the Annual General Meeting by the members of the trust in the place of retiring trustees.
- e. All powers of the trust shall be vested on the Board of Trustees. All decision of the Trustees shall be taken by majority, except those powers which are exclusively reserved for the Managing Trustee

7. Secretary and Treasurer.

Out of the above Trustees, a person nominated by Managing Trustee shall act as Secretary and another Trustee nominated by Managing Trustee shall act as Treasurer. The term of office of the Secretary and of the Treasurer shall be two years. If the Trustee ceases to hold office of Trustee as stated above, any office held by him shall automatically cease to hold. The said vacancy shall be filled up by the Managing Trustee

- 8. All immovable and moveable property for the Trust shall be acquired in the name of Trust and the Managing Trustee shall represent the Trust in executing any document or deed for transferring or disposing any trust property and acquiring any property for the Trust.

- 9. The Trustee shall not incur any personal liability for anything done in good faith in carrying out duties of the Trust and all acts done by the Trustee in discharge of his/her duties as Trustee shall be binding on the Trust.

- 10. Trustee shall not be entitled to accept any remuneration from the Trust by getting himself employed by holding any office of profit in the Trust.

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11. A person shall be disqualified to hold the office of the Trustee if:-
 - a) He has not completed 18 years of age.
 - b) He is of unsound mind.
 - c) He is involved in any offence involving moral turpitude.
 - d) he is disinterested in the functioning of the Trust and is acting against the interest of the Trust
 - e) He has caused any loss to trust property, is involved in any activity or being a party to any action defaming the trust or the Managing Trustee.
 - f) He is convicted by any court for any offence relating to misappropriation of funds, or for any other reason.
 - g) He is adjudged as insolvent by any competent Court.
12. Any Trustee if he is connected with any of the disqualification as stated under clause (a) to (C) he will ipso facto cease to hold as Trustee and on becoming disqualified on grounds (d) to (g) the Managing Trustee can remove such trustee from his office by giving 15 days show cause notice. If the reply is found to be not satisfactory or if no reply is received within 15 days of the notice, the Managing Trustee can remove him as Trustee, and such Trustee so removed shall have no right to be a Trustee in future.
13. A Trustee can resign from the Trusteeship by giving 15 days' notice to the Managing Trustee. The person so resigned shall have no right to become a Trustee in future
14. The meeting of the Board of Trustees shall be held once in 3 months. 15 days' notice shall be given to the Trustees for holding the meeting. The Secretary shall issue the notice on the direction of the Managing Trustee. Every notice shall contain the Agenda for such meeting. In special cases, the Managing Trustee shall hold the special meeting of the Trust by giving 3 days' notice.
The Agenda for such special meeting shall be announced by the Managing Trustee before the commencement of the meeting
15. Powers, functions and duties of the Trustees.
 - a) To accept any donations, contribution, grant or subscription in cash or in kind from any person, body of persons or trust towards the corpus of Trust Fund to meet the objects mentioned herein before.
 - b) To apply the whole or part of the income of the Trust Funds or accumulation thereof or whole or part of the corpus of the Trust Funds, on any one or more of the objects of the Trust, as the Trustees may in their discretion from time to time determination.

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- c) To invest or deposit Trust Funds and incomes of the Trust in the forms and modes as prescribed under Income Tax Act and Rules made there under.
- d) To sell, dispose of, alienate or otherwise deal with any property comprising the Trust Fund.
- e) To let out, demise any immovable property comprised in the Trust Fund for such period and at such rent, on such terms and conditions as the Trustees in their discretion may think fit.
- f) To adjust, settle, compromise, compound, and refer to arbitration all actions, suits, claims, demands and proceedings regarding the Trust Fund.
- g) To appoint constituted Attorney or Agents and to delegate to such Attorneys or Agents or any of the power vested in the Trustees under these presents and from time to time remove such Attorneys and Agents and to appoint others in his or their place.
- h) To appoint or make provision for the appointment of any person (including all or any of the Trustees as committee or Administrator or otherwise) for the purpose of the Trust in such manner and subject to such rules and regulations the Trustees may prescribe to hold any property or any fund or investments subject to the provisions of this Deed in such manner and subject to such rules and regulations as the Trustees may from time to time think fit.
- i) To make, alter or modify schemes, rules and regulations for carrying out the objects of the Trust and for the management of the affairs thereof and of running any institution in furtherance of the objects of the Trust and otherwise forgiving- affect to the objects of the Trust.
- j) To start, abolish, discontinue of charity or charitable institutions for the benefit of general public and to impose any condition to any subscription or donation made by them.
- k) Set apart the whole or part of the income or the corpus of Trust Fund or part of the objects of the Trust.
- l) To join corporate or amalgamate this Trust with other or others having similar or allied objects upon such terms and conditions as the Trustees may in their discretion think fit particularly in conformity with the objects and nature of this Trust.
- m) To take over, acquire, manage, control or aid any existing Institution or institutions having objects either wholly or in part a similar to the

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objects of this Trust and on such terms and conditions as may be through expedient

- n) To transfer all or any part of the property asset, liabilities, and engagements of this Trust to any one or more of the Trust, Societies, Institutions or associations with which this Trust is authorized to amalgamate.
- o) It shall be lawful for the Trustees of these presents at any time if they so desire to transfer and hand over the Trust funds in their possession or control to any other Society, Corporation, Institution, Trust or Organization on such terms and conditions as the Trustees shall in their absolute discretion think fit and proper to be held by the Society, Corporation, Institution or Organization
- p) The Board of trustees shall pay or caused to be paid out of the income of the trust all expenditure in connection with operation and management of the trust including but not limited to payment of rent, taxes, insurances, electricity, water charges, salary and other allowances to the employees, Governmental dues and expenses for conducting and for promoting the objectives of the Trust, including the ventures that derive Income.
- q) The Board of Trustees may invest the trust funds in Government Securities, Deposits with Banks , Post office securities and other trust securities as laid down under the Income Tax Act 1961 and rules there under and under Section 20 of Indian Trust Act and any amendment thereof
- r) The Board of Trustees shall have the power to purchase, take on lease or exchange or otherwise acquire any movable or immovable property and any rights or privileges necessary for the purpose of pursuing the object of the trust.
- s) In case of dispute or difference arising among and between the trustees in respect of any matter relating to the trust, the views of the majority of the trustees shall prevail and all decisions shall be taken according to the majority opinion. In case of dead lock the decision of the Managing Trustee shall be final.
- t) No part of the trust fund shall be utilized for any purpose other than that of the object of the trust.
- u) No trustee shall be liable personally for anything done in good faith or for any expenditure or liability or loss of the trust unless there is breach of trust and he is guilty of fraud or misappropriation.

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- v) If for any reason if a Trustee resigns his/her position as Trustee or dies or incapacitated or becomes bankrupt or is declared insolvent or leaves in India for a period exceeding six months, the remaining trustee(s) shall co-opt a person or persons who in the opinion of the remaining trustee(s) may be persons imbued with the spirit of service or is otherwise considered likely to discharge conscientiously the obligation of the trust.
- w) Trustees shall open Bank accounts with any scheduled Bank for keeping the money of the Trust and the bank account shall be operated jointly by the Managing Trustee and the Secretary or the Treasurer or any other Trustee as may be authorized by the Board of Trustees and as instructed to the Bankers from time to time.
- x) The Board of Trustees shall do all acts, deeds, things for carrying out the objectives of the trust.
- y) The board of trustees shall approach the concerned authorities under the Indian Registration Act. 1908, Income Tax Act 1961, and for seeking exemption from Income Tax Act for contributions made by any person.

16. MEMBERSHIP

The membership of the trust shall be open to all individuals, associations and body corporate. A person can become member of Trust on payment of Rs.100/- as membership fee or such other amount as may be decided by the Board of Trustees from time to time. The Trustees may grant honorary membership for persons who had made outstanding contribution to the Society/Public and who had held or is holding senior position in Government service.

The Board of trustees may without assigning any reason accept or reject the application for membership from any person.

17. GENERAL MEETING

There shall be a General meeting of the members of the Trust once in every year before the 30th September of the succeeding year. The quorum for the General meeting of the Trust shall be one third of the total numbers or three whichever is higher which shall include the Managing Trustee. No meeting of the Trust shall be held without the attendance of the Managing Trustee. No meeting of the Trust without the presence of Managing Trustee shall be considered as the meeting of the Trust and no decision taken in such meeting shall be considered the decision of the Trust.

- 18. The General Meeting shall approve the budget for the next financial year and also approve and adopt the annual accounts of the Trust for the previous financial year.

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19. The annual General Meeting may elect trustees other than the Managing Trustee or reelect the trustees on their retirement. The Managing Trustee shall have the power to nominate any person as trustee in any casual vacancy.
20. Committee of the Trust.
There shall be a Managing Committee for the trust nominated by the Board of Trustees. Managing Committee shall have the following powers:-
- a) To decide action plan to carry out the objectives of the Trust.
 - b) To prepare estimate to carry out the various programmes.
 - c) To decide the source from which the funds to be raised to meet the various expenditure.
 - d) To take decision for the purchase of property for the Trust and for disposal of Trust property.
 - e) To approve with or without modification the annual budget prepared by the Secretary and Treasurer and place before the Annual General Meeting
 - f) To adopt and approve with or without modification the accounts after getting it audited by the Chartered Accountant and place it before the Annual General Meeting.
 - g) To rectify any defect or irregularity pointed out in the Annual General Meeting and place before the next Trustee Board Meeting and take decision after deliberation in the Meeting.
21. The rights and powers of the Managing Trustee.
- a) To nominate casual vacancy of any Trustee.
 - b) To veto the decision taken at the meeting of Trustees if such decision is against the interest of the Trust.
 - c) To nominate the successor to the Managing Trustee.
 - d) To sign and execute sale deed, mortgage deed, security Bond and such other documents for and on behalf of the trust for acquisition of the property for trust and disposal of the property held by the Trust.
 - e) To enter into contracts on behalf of the Trust.
 - f) To represent the Trust in any legal proceedings and engage advocates, pleaders and other attorneys on behalf of the Trust. However the Managing Trustee can by written authorization delegate this power to any other Trustee.
 - g) To appoint Secretary and Treasurer from amongst the Trustees.
 - h) To operate the Bank Account on behalf of the Trust including the power to sign Cheque, Bill of Exchanges, hundis and other negotiable instruments

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including power to withdraw the amount from such account as instructed to the Banker.

- i) To hold and manage all movable and immovable properties and keep all documents of such property.
- j) To direct the Secretary to convene the General Meeting of the Trust by 15 days notification. The Managing Trustee can hold special meeting by giving 3 days' notice.
- k) The Managing Trustee shall chair the meeting of the Trustees and control the proceedings of the Meeting.
- l) The Managing Trustee can adjourn the meeting, if there is no quorum for the meeting.
- m) To sign the minutes of the meeting.

22. The powers and duties of the Secretary

- a) To issue notice convening the meeting on the direction of the Managing Trustee. The notice shall state the time and place of the meeting and the Agenda of such meeting.
- b) To record the minutes of the meetings in the minute book and get the same approved in the next meeting.
- c) To keep the records of the Trust and make them available to the Managing Trustee and the Trust meetings.
- d) To prepare the report of the working of the Trust and place before the next General Meeting after getting it approved by the Managing Trustee.
- e) To prepare the Annual Budget estimates with the approval of the Managing Trustee and get it approved by the General Meeting of the members
- f) To do such other duties as may be assigned from time to time by the Managing Trustee and or the Board of Trustees.

23. Duties and powers of the Treasurer

- a) To keep the receipts and payment account.
- b) To deposit the amount in the Bank account.
- c) To keep an imprest amount of Rs.100/- to meet the day to day expenses of the Trust
- d) To issue receipts for the amount received and keep vouchers for the expenditure.
- e) Treasurer shall incur expenditure only with the approval of the Managing Trustee

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- f) Prepare income and expenditure statement , balance sheet for each financial year and get them approved by the Board of Trustees and General meetings
- g) To get the Annual accounts approved by the Annual General Meeting after the same is audited by Chartered Accountant.
- h) To do such other duties as may be assigned from time to time by the Managing Trustee and or the Secretary and or the Board of Trustees.

24. Trust Fund

- a) The Trust fund shall consist of the amount contributed by the Author of Trust and donations and grant from Government, Voluntary Organizations, National and International Associations, Clubs, Families, Individuals, Corporates, Income from the activities of the Trust and Other ventures
- b) Income accrued from the Trust property or investment of trust money
- c) The Trust fund shall be deposited in the Bank account or as directed by the Managing Trustee or in other Trust Security.

25. Dissolution or winding up of the Trust;

In the event of Dissolution or winding up of the Trust, the asset sreaming as on the date of dissolution or winding up shall under no circumstances be distributed among the Trustees/members of the managing committee/Governing Body, but the same shall be transferred to another Charitable Trust whose objects are similar to those of this Trust and which enjoys 12 A recognition under the Income Tax Act 1961as amended from time to time or shall be vested with the Government.

26. This trust has the power to borrow money from Banks/financial institutions by way of pledging or mortgaging the properties of the trust. The managing trustee has the power to enter into contact with Banks/financial institutions on be this behalf. The property of the trust means properties to be purchased by the trust.

27. The Amendment of Trust.

Board of Trustees can amend the Trust deed. However such amendment shall have no effect unless approved by three fourth majorities of members of trust and also by Author of the Trust, during his life time.

All amendments will be made subject to the approval by the commissioner of income tax, with jurisdiction as long as the Trust is registered as a charitable trust with the commissioner of income-tax.

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28. All acts and proceedings of the Trust shall be taken and conducted in the name of the trust.
29. The trust shall act in accordance with the provisions of the Indian Trust Act 1882.
30. This Trust is irrevocable.

Solemnly affirmed on this 25st, March 2022

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Identified by before me

WITNESSES:

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