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उत्तर प्रदेश UTTAR PRADESH

2013

AX 877631

DECLARATION OF PUBLIC CHARITABLE TRUST

The declaration of Public Charitable Trust made and executed at Sub. Division Nautanwa this 2nd Day of February 2013 by Anjali D/o Birendra Kumar Tripathi resident of Thuthi Chauraha, Ward No. 19, Subhash Nagar, Nagar Palika Parishad Nautanwa, Kunseri urf Vishunpura, Tappa Marchwar, Paragana Vinayakpur, Tehsil Nautanwa, Distt. Maharajganj herein after called the "FOUNDER OF TRUST."

Whereas the aforesaid founder of Trust has a keen desire to establish a fund for the service of human beings. And for this purpose, has decided to establish a Public Charitable Trust.

And whereas for managing the affairs of aforesaid Public Charitable Trust, the founder of trust hereby nominates and appoints following persons as the "TRUSTEES":

Anjali



Anjali



- (1) Asha Tripathi
W/o B.K. Tripathi R/o Thuthi Chauraha, Ward No. 19,
Subhash Nagar, Nagar Palika Parishad Nautanwa, Kunseri
urf Vishunpura, Tappa Marchwar, Paragana Vinayakpur,
Tehsil Nautanwa, Distt. Maharajganj

- (2) Shri B.K. Tripathi
S/o Ram Narayan Tripathi R/o Thuthi Chauraha, Ward No.
19, Subhash Nagar, Nagar Palika Parishad Nautanwa,
Kunseri urf Vishunpura, Tappa Marchwar, Paragana
Vinayakpur, Tehsil Nautanwa, Distt. Maharajganj

- (3) Vishwanath
S/o Late. Pateshwari, R/o Vill. Purainiha, Po. Nautanwa, Tappa
Sirsiya Paragana Vinayakpur, Tehsil Nautanwa, Distt.
Maharajganj,

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And whereas for the furtherance of object of aforesaid Public Charitable Trust she has made over a sum of Rs. 10000/- to the trustees by way of initial contribution which shall hereafter be held under absolute control of trustees and shall form corpus of the trust.

Now this deed witnesseth as under :

(A) NAME AND OFFICE OF THE TRUST

- (i) The trust shall be called and known as "a.b. CHARITABLE TRUST"
- (ii) The registered office of the trust shall for the time being be situated at Main Road Nautanwa, Thuthi Chauraha, Ward No. 19, Subhash Nagar, Nagar Palika Parishad Nautanwa, Kunseri urf Vishunpura, Tappa Marchwar, Paragana Vinayakpur, Tehsil Nautanwa, Distt. Maharajganj which may be shifted to such other place as may be decided by the trustees at a later stage.

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- (iii) The trust shall carry on its activities anywhere in India and if needed also outside India.

(B) SETTLEMENT

In pursuance of the said desire and for the purpose of carrying out the charitable objects hereinafter mentioned the trustees shall hold the said sum of Rs. 10000/- and all further monies and properties movable or immovable that may be gifted upon and/or received by the trust hereinafter and with subject to the powers and provisions, as are hereinafter declared and contained and concerning the same.

(C) THE AIMS AND OBJECTS OF THE TRUST.

The aims and objects of the trust are as under :

- (i) To establish, manage and run schools Colleges, hospitals, libraries, laboratories etc. for research, development and education in the field of medical science and treatment.

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- (ii) To establish, run and manage hospitals, dispensaries, nursing homes, care centers etc for treatment ailing persons of any caste, colour or creed.
- (iii) To establish, run and manage schools, libraries, hostels and other similar centers for promotion of knowledge and education of public in general.
- (iv) To establish, run and manage guest houses, dharamshala, old age homes and other similar centers for the service of human beings.
- (v) To organize and hold conferences, seminars, lectures, group discussions etc. which may help the people in improving their thoughts and activities for the benefit of human beings.
- (vi) To do any other acts or things for the service and benefit of human beings.

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(D) MANAGEMENT

- (i) Anjali D/o Birendra Kumar Tripathi resident of Thuthi Chauraha, Ward No. 19, Subhash Nagar, Nagar Palika Parishad Nautanwa, Kunseri urf Vishunpura, Tappa Marchwar, Paragana Vinayakpur, Tehsil Nautanwa, Distt. Maharajganj shall be the Chairman of the Board of Trustees for life time and shall preside over all the meeting of the Board and shall have as casting vote at each meeting of the Board in the event of a tie of votes amongst the Trustees. She will have the right to nominate her successor from four sisters of her family. However, in case of sudden death or whatsoever reason, the successor as Chairman could not be nominated by Anjali then any one of the Four Sisters from her family as elected by the 2/3rd majority of the Board of Trustees.

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- (ii) The management and control of all assets, cash holding and the properties i.e. held and which in future may be acquired by the trust and all other affairs of the trusts shall be vested in the Board of Trustees.
- (iii) The Trust Board of Trustees shall be comprised of five Trustees who have been nominated by the founder of the trust hereinbefore.
- (iv) The aforesaid trustees (thereinafter called the founder trustees) shall hold the office of the trustee till their lifetime or until they resign suemotto.
- (v) The Chairman of the Trust shall have power to appoint from time to time such other persons who in the opinion of the Chairman are fit and suitable for membership of Board of Trustees as "ADDITIONAL TRUSTEES" so however that the total number of trustees at any time shall not exceed "NINE".

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(vi) The such additional trustees shall also be the member of "Board of Trustees" and shall have all duties, powers and authorities in the management of the trust equivalent to founder trustees.

(vii) The Board of Trustees shall consist of total number of "Trustees" at any time, however following office bearers shall be elected among the trustees from time to time :

- (a) President
- (b) Vice President
- (c) Secretary
- (d) Jt. Secretary
- (e) Treasurer

The office bearers, so elected shall hold their office for a term of two years, however the same person may be reelected for any number of time.

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(viii) On formation of the trust, following persons shall persons be first office bearers :

- | | | |
|-------------------|---|----------------|
| (1) Anjali | - | President |
| (2) B.K. Tripathi | - | Secretary |
| (3) Vishwanath | - | Vice President |
| (4) Asha Tripathi | - | Treasurer |

(ix) In case of any casual vacancy arising for any reason whatsoever, The Board of Trustees may appoint any other trustee who shall hold office for the residue period of the term of the person in whose place such person has been appointed.

(x) In every year, at least two meetings of the Board of Trustee must be held and all decisions for managing the affairs of the trust shall be taken in such meeting, however the Board may delegate all or any power to any office bearer, trustee or any sub committee.

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- (xi) For holding a meeting of the board of Trustees, at least seven days notice shall be given to each trustee and the quorum required for a valid meeting shall be one third number of total members or two members whichever is less.
- (xii) All decision in the meeting of the Board shall be passed by majority votes however for carrying out any amendment in the rules and regulation of the Trust, the resolution must be passed by two third majority of members present in the meeting.
- (xiii) In following situations, the office of a trustee shall be automatically vacated:
- (a) If he resigns from his office.
 - (b) If he is dead.
 - (c) If he applies to be adjudicated as insolvent.
 - (d) If he is adjudged or declared as insolvent.
 - (e) If he is found or declared to be of unsound mind by a Court of competent jurisdiction.

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(xiv) The Board can remove a trustee only if :

- (a) he is found to be guilty of any offence of moral turpitude.
- (b) he is found to be acting against the interest of the trust.
- (c) he is exterminated from city/country by any competent authority.

(xv) The proceeding of each meeting of the Board of Trustees shall be recorded in writing in a "Minute Book".

(E) POWERS AND DUTIES OF TRUSTEES

- (i) To receive and accept subscriptions, donation, gifts, contributions, devise and bequests of movable and immovable properties for the purpose of the aims and objects of the trust.
- (ii) To purchase, hire take on lease construct or otherwise acquire any land building, structure, vehicles, equipment, plant and machinery furniture or any other assets for the purposes of the trust.

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AF 537442

- (iii) To employ any person on salary, commission, fees or other basis, for carrying out any work of the trust.
- (iv) To raise fund for the objects of the trust either through donations, loans, deposits or otherwise.
- (v) To manage and maintain the funds and properties of the trust in lawful manner.
- (vi) To invest the funds of the trust in legally permissible modes in the best interest of the trust.
- (vii) To sell dispose of disinvest any property or fund of the trust for the benefit of the trust.
- (viii) To open bank account or accounts in the name of the trust and to operate the same in the manner decided at the meeting of the trustees.

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AF 537443

- (ix) To adjust, settle, compromise, compound refer to arbitration all action suits, claims, demands and proceeding regarding the trust properties or affairs.
- (x) To appoint constituted attorneys or agents and to delegate to such attorneys or agents all or any of the powers vested in them under these presents and from time to time remove such attorneys or agents and to appoint other or others in his or their place.
- (xi) To frame rules and regulations for day to day working of the trust.
- (xii) To make amendments in this trust deed (by 2/3rd majority) to the extent that it does not result in changing the main object of the trust.

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(xiii) The Board of Trustees shall utilize the property and the income of the trust solely in the fulfillments of the objects setout above and neither the authors nor any of the trustees shall be entitled to benefit direct or indirect from out of the trust and all activities shall ensure for the benefit of general public without any discrimination whatsoever on the ground of caste, creed, race religion or sex, However, nothing herein contained shall prevent the payment in good faith of remuneration, rent or interest to the any officers or servants of the trust including the trustees in return for any service rendered including professional services, property let and for money advanced.

(F) DISSOLUTION OF THE TRUST.

In the event of dissolution of the trust for whatsoever reason, the corpus & assest of the trust at the time of dissolution shall be handed over or transferred to the original donors or in case of their death, to their legal heirs.

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AF 537445

In witness whereof the authors of the trust set their hands in to this deed on the day, month and year referred to therein above.

Signature of the Founder

WITNESSES :

1. श्री वि. अ. प्र. पुत्र रामकृष्ण
राजिब कुमारी उर्फ विजयपुरा
तहसील गैतनवा
जिला मलनामगाँव
WITNESSES :

2. राजेश कुमार यादव
पुत्र मालिका
राज कुमारी उर्फ विजयपुरा
तहसील गैतनवा

Signature


Poornima K. Jha
Advocate
Tehsil Mautamra
Distt. Maharastra

02.02.13

Signature

दि. विज्ञापन सं. 205 2-0-13 042
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