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उत्तर इदेश UTTAR PRADESH

AW 951859





Name -The trust shall be known by the name of Shri Haresh & Smt. Tara. Educational

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Office -The registered office of the trust has and shall be at 108, Friends Paradise Apartment, Bhagirathi Devi Marg, Khandari, Agra in the state of U.P

Date of commencement - The date of commencement of the trust is Aims and pobjects - Aims and objects of the educational and charitable trust shall be as follows:

(i). To set up, run and administer an educational institution including medical dental and engineering college, research institute for the advancement and propagation of education and research.

(ii). To manage, administer, own and to carry on the work of running hospitals, clinics, dispensaries, maternity homes, rest houses, child welfare and family planning centers, diagnostic centers and also to carry on the work of running crèches.

iii). To establish, provide maintain and conduct or otherwise subsidies research laboratories and experimental workshop for scientific and technical researches, experiments and seests of all kind and to promote studies and research both scientific and technical investigations and inventions by endowing or assisting laboratories, workshops, lectures,

PRINCIPAL HOLY PUBLIC SCHOOL Kahlon, Sector-12 Vandavan Vojca Vojcan de 1228029 MANAGER
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Kahlon. Sector-12. Vrindayan Yojna
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meetings and conference and generally to encourages promote and reward, studies, researches, investigations, experiments, tests and inventions of any kind in the field of medical service.

iv). To establish, set up arrange, acquire, purchase, maintain, construct, take over or dispose off hospitals, clinics, dispensaries, colleges, schools, houses, dharamashalas/ or medical relief centers, laboratories, for the benefit of the general public irrespective of caste, creed or nationality.

(v). To contribute or to grant aid or to invest in capital or to lend/ advance money or to lassist or to tie up with other institutions, funds, trusts i.e. for establishment, maintenance and running of educational institution including medical colleges research institute for the advancement and propagation of education and research.

(vi). To establish rehabilitation centers for the handicapped or incapable persons.

(vii). To establish, set up acquire and run university, educational institution, school, college or research center in the field of medical (including dental pharmacy, para medical and nursing) commerce, science, law, information technology, computer software and hardware, Engineering, aviation and marine engineering or any other field which is in general interest in society.

(VIII). To give monetary help to poor persons including help in case of lines in the family or otherwise rendering free medical aid to poor persons.

(ix). To collect and receive donations, contributions, subscriptions, bequest, grant in aid, assistance in cash or in kind from the state/ central government, semi-govt. authorities, public undertaking, banks, financial institutions, boards, public and private institutions, enterprises, individuals, trusts, firms, companies, corporations, Cooperative societies, societies associations of persons, national or international agencies, foreign government, foreign institutions, foreign trusts in India or abroad.

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(x). To do all things and acts to utilize the funds to spend them as may from time to time be deemed necessary for the uplift, well being of mankind and the needy poor, infirm or other persons without distinctions of caste, creed or nationality.

(xi). To become member of or become associated with any institutions, the objects or

which are similar to this trust.

(xii). Not withstanding any thing otherwise contained in this presents, the trustees shall be entitled from time to time in their absolute discretion to utilize the corpus of the trust fund for purposes set out in these presents. In such proportion and in such manner and on such terms and conditions as think fit.

(xiii). To assist, finance, support, establish and maintain any institution meant for the relief of the poor and advancement of any other objects of general utility.

(xiv). To do all such acts and things as may be conductive to the general well being of the society and uplift of social, educational including sports and games, cultural or economic conditions of the masses.

(xv). To give donations, subscriptions, grants and presents to any other fund establish for the relief of the poor and advancement of any other object or general utility.

(xvi). To give donations to national Defense Fund Prime Minister and Draught Relief Fund, Chief Minister Relief Fund of any State or any other statutory Fund or institutions for the relief of the persons effected by flood, cyclone, earthquake etc.

(xvii). To establish and maintain of hostels and/ or boarding houses and grants of free boarding and/ or lodging to poor and deserving persons.

(xviii). To take over the management of any other public or charitable institutions project or branch of any such institutions on such terms and conditions as the trustees think fit and to manage such institutions.

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Beneficiaries: All the mankind without any discrimination of nationality, statehood, religion, caste, color, creed, or sex shall be beneficiaries of this trust. The trust shall exit solely for philanthropic purposes.

Trust Fund: The fund for carrying out the above said objects has been created by initially setting, apart a sum of Rs. 5000/- by the settlers plus the contributions/ donations subscriptions/ gifts/ presents received and to be received by the/ trust from time to time. There is no other fund in this trust beside 5,000/- and movable and non movable property.

The trustees shall hold and stand possessed of the above trust fund of the trust, which shall also include the conversions thereof and/ or the investment for the time being of the same and/ or investment or conversion of such accumulations, additions accretions thereof, upon the trust.

Board Of Trustees: The board of trustees shall consist of the following categories of trustees

Patrons: Any dignituries as may be resolved by the governing council shall be Patrons, subjects to their acceptance.

Founder Trustees: As mentioned herein before Trustees ' which expression shall unless excluded by or repugnant to the context or contrary to the meaning thereof include their respective heirs, successors, executors, administrators etc. of the other part.

Life Trustee: Any person who makes provides collects, arranges or motivates for donation to the Trust of Rs. 51 lakhs (Rs.21lakh only) or has rendered remarkable, useful services to the trust may apply to the governing council for admission as life Trustee. Such application shall be placed before the governing council of the Trust. On approval such person shall become life Trustee from the date on resolution of the governing council. Provided that the life terms of persons other than natural persons shall not be more than 10 years, Provided

PRINTER that when Non - Resident Indian or firm is enrolled as a life Trustee, such Amistee Will Karlon, Section 19-226029 Lucknow-UP-226029



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have right to nominate, withdraw or renominate his/its representative even during his/its life term subject to approval of the Governing Council.

Ordinary Trustee: Any person who makes, provides, collects, arranges or motivates for donation to the Trust of Rs. 10 Lakhs (rupees ten lakhs only) and above and has himself donated a minimum of Rs. 1 lakhs (rupees one lakhs only) has rendered remarkable useful services to the Trust may become ordinary Trustee. Only five persons out of such donors will be decided as ordinary Trustee by the Governing Council. Such Trustees shall hold office for a period of three years or for the terms of the board to Trustee, whichever is less.

Technical Trustee: Social workers, researchers, scientists, professionals and intellectual whose services are considered useful for the furtherance of the cause and objectives of the Trust may be nominated as technical Trustees by the Governing council, Such technical Trustees shall hold office for a period of three years.

Nominee Trustee: Representative nominated by the Government or Financial institution/ Bank Governing Council or any other authority as approved by Governing Council will be designated as nominee Trustee.

 The amount of donation/ contribution of various categories of Trustee shall be liable for revision by the Governing Council time to time.

If the Trustee hereby contributed or any one of the Trustees appointed as here in above provided shall die or desire to be discharged or become incapable to act or is adjudicated insolvent or convicted or a criminal offence involving moral turpitude and punished with without obtaining leave of the Governing Council then the Governing Council may subject to the provisions of other clauses appoint may person or persons in place of the Trustee or Trustee insolvent or convicted or a criminal offence and punished as aforesaid.

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Any Trustee may resign by giving notice in writing.

Any person (other than founder Trustee) shall cease to be a Trustee if

(i). He without leave or absence does not attend five consecutive meeting of the Trust of for one calendar year, whichever is longer.

(ii). He is requested to resign by at least seventy five percent of founder Trustee of

• Any Trustee being a doctor, lawyer, accountant. Scientist, researcher or other engaged in any professions or business shall be entitled to be paid all the usual professional fees etc. for the time expended, business transacted and acts done by him or any of his parents (including acts which a Trustee not being in any profession or business could have done personally) in spite of the facts that he shall be a Trustee of these presents.

The number of Trustee shall at no time be less than three.

The Trustee shall be respectively chargeable only for such moneys, funds, securities and other assets of the Trust as they shall actually receive notwithstanding their signing any receipts for the sake of conformity and shall be answerable and accountable only for their own respective acts, receipts, neglects and willful defaults and not for those of each other not for those on any bankers, brokers or other person in whose hand any Trust moneys assets may be placed deposited or come, not for the deficiency of any funds and securities not for any other loss unless the same shall happen due to or through their or his/her own willful default or dishonesty respectively and I particular no Trustee shall be bound to take any steps or proceeding against a co-trustee for any breach or alleged breach of Trust committed by a co-

The Trustees In the purported exercise of the Trust discretion and powers hereby or law conferred, act on the advice of any counsel, solicitor, or other lawyer, engineer, surveyor or Print or estate agent, broker, cashier accountant or expert, the Trustee shall not be responsible PUBLIC SCHOOL

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for any loss that may result from acting on such advice but the act or omission shall be deemed to be authorized and proper and the advice shall operate to protect the Trustees I the like manner as if the act for omission had been directed or authorized under and other of court of competent jurisdiction.

Chairman and managing Trustees of the board of Trustee shall be among the founder Trustees of the Trust.

General Meetings

ANNUAL GENERAL MEETING: THE BOARD OF TRUSTEES HSALL MEE B ATLEAST ONCE IN CALENDER YEAR TO TRANSACT THE FOLLOWINGS:

(i). To nominate a Governing Council.

(ii). To adopt the audited annual accounts and progress report.

(iii). To appoint auditors.

(iv). To consider and decide any resolution which may be submitted to and recommended by the Governing Council.

The quorum of the meeting of the board of trustees shall be a minimum of 3 trustees out sof which two must be from founder trustee present in person, presence by proxy shall not be recognized. A meeting adjourned form want of quorum shall be held after one hour on the same glay at the same venue. Quorum shall be necessary for the adjourned meeting.

At least 2 days prior notice in writing of such meeting shall be given by Managing Trustee.

Extraordinary General Meeting: Managing Trustee shall at the instance of the chairman or at the request of at least 1/2 of the Trustees Of the board of Trustees out which two should be founder Trustees shall call a general meet6ing of the Trust to transact any special business relating to the affairs of the time. Such meeting shall have in its agenda the subjects as requested by the president or the said Trustee. Such meeting shall be called extraordinary

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meeting. At least 7 days prior notice in writing of such meeting shall be given to the Trustees by the managing Trustee. If the managing Trustee fails to convince such a meeting within One month from the date of requisition Trustee shall be entitled to convince the meeting, hold the Inserting and take the decision on the subjects in the agenda.

The quorum necessary before the extraordinary general meeting can proceed to business shall be at least 2/3<sup>rd</sup> of the board of Trustees out of which 2 should be founder Trustee, present at the meeting. Want of quorum in the requisitioned extraordinary general meeting shall mean the cancellation of meeting.

Governing Council: To manage and control the affairs of the Trust, there shall be a governing council will comprise of not more than 7 Trustees excluding Nominee Trustee. These Trustees will be nominated by board of Trustees for a period of three years in the annual general meeting nomination of Trustee will be as follows:

(a). Four from Founder Trustee.

(b). Balance Trustee shall be elected from amongst other categories of Trustees.

The Trustee of the governing council will elect the following office bearers from amongst themselves to carry out the objects of the Trust.

(a) Chairman & Managing Trustee

- (b) Vice Chairman
- (c) Secretary
- (d) Treasurer

Chairman and managing Trustee Secretary & Treasurer will be elected from Founder Brustee only. The Election, If necessary shall be by secret ballot. The elected office bearers will hold office for a period of these years.

Meeting Of The Governing Council: Meeting of the governing council shall be held at PRIMeast once in three months.

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Quorum: Presence of two Fonder Trustees shall constitute a quorum In a meeting.

Vacancy: The Governing Council shall have power to co-opt any Trustee to fill casual vacancy but such shall serve only the unexpired term of the Trustee whose place he has taken.

Function Of The Governing Council: The function of the Governing Council shall be to:

The Governing Council is authorized to take any decision for meet out the object of the trust which includes formation of committees & subcommittees, delegation of authority, penieving the object of the Trust.

Term Of Office: The first Governing Council shall be in the office till the elected Governing Council will take over the charge. If for any unavoidable reasons the elections are postponed the first Governing shall continue to be in office elections will be held once in three years.

RIGHTS, POWERS AND DUTIES OF OFFICE BEARERS:

(i). Chairman and Managing Trustee: The Chairman and in his absence, the vice-chairman shall preside over the meetings of the Governing Council. If all the above office bearers remain absent, the Governing Council may nominate any of them to preside over such meeting. The chairman and Managing Trustee shall be executive head of the Trust and shall do the acts. Which may be necessary and expedient to achieve the objects of the Trust however the decision taken by the Chairman & Managing Trustee are to be ratified in the immediate next aneeting of the Governing Council.

Chairman & Managing Trustee shall maintain and keep all the records of the Trust. He shall call the meeting of the board of trustees and Governing Council may direct the secretary to call the meeting.

He will execute any agreement/document on behalf of the Trust along with Secretary of Trust.

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He is empower to take any legal action against any person along with secretary of Trust on behalf of the Trust for the interest of the Trust.

He cannot be used for any act or decision or omission taken or done in carry out day to day management of the Trust and cannot be used in his personal capacity.

(ii). Vice Chairman: The Vice Chairman shall do all act as may be assigned to him by the board of Trustees/ Governing Council.

He will execute agreements/documents along with Chairman/managing Trustee on behalf of the Trust.

He will act on behalf of the Trust for such act for which he is authorized by the Governing Council.

(iv). Treasurer: The Treasurer shall be responsible for maintaining regular and proper accounts of all receipts, payments, assets and liabilities to the Trust. He shall get accounts audited and place them before the Governing Council and after approval of the Government Council before the Board of Trustees in its annual general meeting. He shall do all other acts as may be assigned to him by the Governing Council.

POWERS OF FUCTIONS OFGEVERNING COUNCIL:

(i). To maintain, acquire, hold, sell or purchase or give on lease, give or take in exchange, or hire or otherwise deal with any immovable properties or interest in lands and buildings necessary for the aforesaid objects.

(ii). To apply the whole or part of the income of the Trust fund or accumulation thereon whole or part of the corpus of the Trust fund.

(iii). For the purpose of research and other activities which are incidental and necessary to carry out the research and for any one or more of the object of the Trust as the Governing Council from time to time.

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(v). The Trustees shall have power to borrow from time to time from banks individuals or others whether by giving security or otherwise such sums as execute such documents as may be required in that behalf subject to prior approval by the Governing Council.

(vi). To sell, alter, vary, transpose, dispose off, alienade, or otherwise deal with any property movable of immovable comprising the Trust fund or any investment representing the same and to reinvest the same in any manner as the Governing Council may think fit.

(vii). To let out or demise any immovable property comprise in the Trust fun for such period and its such rent, on such terms and conditions as Governing Council In their absolute discretion may think fit.

(viii). To adjust, settled, compromise, compound, refer to arbitration or all actions, suits, claims, demands and proceedings regarding the Trust property.

(ix). The apposing constituted attorneys of agents and to delegate to such attorneys or agents all or any of the power vested in them under these presents and from time to time remove such attorneys or agents and to appoint other or other in his or their place.

(x). To make, vary, alter, or modify schemes, rules and regulations for carrying out to 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 for giving effect to the object of the trust.

(xi). To set apart the whole or part of the income or the corpus of the Trust. Fund for any of the objects of the Trust.

(xii). To pay all charges imposition and other outgoing payable in respect of the Trust fund or any property comprised in the Trust and also to pay all costs incidental to the administration and management of the Trust fund for the time being.

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(xiii). To appoint and demise office staff or other employees, to look after and manage the properties constitution the Trust fund and to allot to such persons such duties and responsibilities as the Governing Council may think fit and proper.

(xiv). To give contributions to other Trusts and institutions with similar objects and whose income exempt under the provisions of the income tax act, 1961 as avoided up to date as

amended up to date.

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(xv). To join, cooperate, amalgamate this trust with other Trust of fund having similar or allied objects upon such terms and conditions as the boards of Trustees may in their discretion think fit.

(xvi). To appoint committee/ subcommittee for management and operation of various projects/activities to be undertaken from time to time for selecting the competent persons for carrying on the research.

(xvii). To do all'acts and activities which are conductive and incidental for carrying on

the objects of the trust.

(xviii). To complete the civil works, install the equipment, appoint all relevant staff and ensure that the Trust activities would be made operational and all relevant facilities provided to the concerning people.

(xix). To accept the receive any donation, contribution, bequest, grant in aid or assistance subscription in cash or in kind including any property from any person, body or persons, company, corporation or Government and other board, agencies etc. or Trust on such terms and conditions as the Trustees may think fit.

(xx). To establish the branches of the Trust in India as well as outside the India.

(xxi). To create any depreciations fund, foreign exchange fluctuation fund, insurance fund, provident fund superannuation fund, pension fund or other fund required repairing preplacing improving extending or securing any of the property of the Trust. PUBLIC SCHOOL

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Bank account: The government council may from time to time open and maintain in the name of the Trust, bank account or account with banks and same shall be operated under the signature of any two persons out of Chairman and Managing Trustee/Secretary/General/Treasurer of the Trust. The accounts may also be opened/operated by such Trustees or officers or employees as may be nominated by the Governing Council from time to time.

Common seal: The Trust shall have a common seal as adopted by the Governing Council, common seal of the Trust shall be affix to any instrument only in the presence of Chairman and Managing Trustees or any other persons authorized by Governing Council.

Rules & Regulations: The rules and regulation will be flamed by the Governing Council.

The Governing Council may delegate or withdraw the powers to various office bearers of the Trust and from the dissolve various committees, subcommittees for the smooth working of the Trust.

Accounts & Audit: The Trust shall maintain regular and proper accounts and records of the receipts, payments, assets and liabilities, such accounts shall be kept at the office of the Trust in the direct charge of the Chairman and Managing Trustee Treasurer of the Trust.

(i). The financial year shall and on 31st may on much each year. The accounts shall be got audited by a chartered accountant, which will be of the auditors shall be placed before the meeting of the board of Trustees in its annual general meeting to the held every year.

Miscellaneous: It is expressly declared that no part of the Trust property or its income shall be applied for the purpose, which is not in consonance which the objects of the trust.

PRIN various clauses of this Trust deed, it shall be lawful and valid and shall-be deeded to be in toina the property of the p

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accordance with the intentions and desires of the settlers for the Trustee to act, avoid by and respect the statutory requirements of concerned sections of the income tax act, 1961 or any analogous law as may be impose from time to time.

(ii). Not withstanding anything contained if the foregoing clauses, its herby agreed and declared unequivocally that this deed does not contain any provisions for the transfer or application at any time of the whole or any part of the income or assets of the Trust fund for any purpose other than mention herein above.

Amendments To The Deed: If required that any amendment indeed are necessary and in the interest of the Trust than the Chairman and Managing Trustee will call a meeting of Governing Council for amendment indeed. After passing resolution by Governing Council for the same will be place before the meeting of board of Trustees. Amendment in deed should be supported 2/3<sup>rd</sup> majority of the total number of Trustee present in person out of which tow ashould from founder Trustee.

Winding Up: The Trust may terminate its activities if Governing Council recommend and call a meeting or board of Trustees and for the purpose by giving at least 21 days notice and passing a resolution by at least three-fourth majority of the total number of Trustees presents in person.

(i). On its winding up no part of the Trust property shall be distributed among the Trustees, donors of their relatives and all the properties of the Trust shall be handed over a Trust, Society, institution or organization having similar objects or the presents Trust may amalgamate with some other Trust having similar objects. All the assets and liabilities of the present Trust will pass on the successor Trust, society, institution or organization. Such Trust, society, institution or organization will be decided by the Governing Council.

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It is hereby agreed and declared that is Trust is a public charitable Trust and shall be got registered and recognized in accordance will with the provisions of central or state laws in force in India from time to time including the income tax act, 1961.

Not withstanding anything contained in the foregoing clauses, it is herby agreed and declared unequivocally that this deed does not contain any provisions for the Transfer of application at any time of the whole or any part of the income or assets of the Trust fund for any purpose other than a charitable purpose and that any rules, made hereafter Governing the Trust shall not contain any such provisions in case any clause is so construed or interpreted such clause shall be deemed as delete amended or modified accordingly.

In witness whereof: The parties here to have hereunto set and subscribed their respective hands and seal on the day, month and year first here in the above written.

Signed Sealed And Delivered By The Within Name Settler



MANAGER
HOLY PUBLIC SCHOOL
Kahlon, Sector-12, Vrindavan Voll 6
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MANAGING TRUSTEE & CHAIRMAN Mr. Sanjay Tomar s/o Haresh Singh Tomar, Res. Of - 13B New Lajpat Kunj, Khandari, Agra

## VICE CHAIRMAN

Mr.Shammi Tomar s/o Sanjay Tomar, 108, Friends Paradise Apartment, Bhagirathi Devi Marg, Khandari, Agra in the state of U.P.

## TREASURER

Mrs.Radha Tomar d/o Moti Lal Takkar, Res. Of - 13B New Lajpat Kunj, Khandari, Agra

## OTHER MEMBER

Mrs.Shivika Tomar w/o Shammi Tomar 108, Friends Paradise Apartment, Bhagirathi Devi Marg, Khandari, Agra in the state of U.P.

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