

DEED OF TRUST

MAA SARADA SEVASHRAM

THIS INDENTURE OF TRUST executed on this day of March, 2021 (Two Thousand and Twenty).

BETWEEN AGNIBHA MUKHOPADHYAY (PAN – ATNPR9937P) (AADHAAR –9132 6564 3218)
son of Basab Kumar Mukhopadhyay, by faith – Hindu, by Nationality – Indian, by
Profession – Social Worker, residing at U.C sinha street, Dulmi- Nadhia, Post Office –
Nadiha, Police Station – Purulia sadar, Pin Code – 723101, District – Purulia, West Bengal,
India the herein after called / referred to as the “**SETTLOR**” (which term wherever the
context so requires or admits shall mean and include their legal heirs, successors,
executors, administrators and assigns) of the **ONE PART**;

AND

1. **AGNIBHA MUKHOPADHYAY (PAN – ATNPR9937P) (AADHAAR –9132 6564 3218)** son of Basab Kumar Mukhopadhyay, by faith – Hindu, by Nationality – Indian, by Profession – Social Worker, residing at U.C sinha street, Dulmi- Nadhia, Post Office – Nadhia, Police Station – Purulia sadar, Pin Code – 723101, District – Purulia, West Bengal, India **President.**
2. **SOURAV ROY (PAN – EPLPR9366J) (AADHAAR – 7152 6259 6474)** son of Subir Roy, by faith – Hindu, by Nationality – Indian, by Profession – Social Worker, residing at GA 16, Rabindra Pally, Post Office – Deshbandhu Nagar, Police Station – Baguiati, Pin Code –700059, District – North 24 Parganas, West Bengal, India **Secretary.**
3. **ANAL KUMAR MITTRA (PAN – APYPM3758A) (AADHAAR – 4265 4035 0082)** son of Ashis Kumar Mittra, by faith – Hindu, by Nationality – Indian, by Profession – Social Worker, residing at 1.Ghoshpara Lane, Post Office – Salkiya, Police Station – Malipanchghora, Pin Code –711106, District – Howrah, West Bengal, India..... **Treasurer.**

hereinafter collectively called the **TRUSTEES** (which expression shall unless excluded by or repugnant to the subject and context be deemed to include the Trustees for the time being of these present and or survivor /survivors of any of them and their successor or successors or nominee in office of the Other part).

WHEREAS the party hereto of the first part is possessed of the sum of **RS.10, 000/-**

(Rupees Ten Thousand) only as his absolute property and he is desirous of creating a Religious/ Charitable/ Education Trust for the benefit of the humanity at large.

AND WHEREAS each of the parties hereto of the "Other Part" has individually and jointly has agreed to act as Trustees of the Trust, proposed by the party of the first part.

AND WHEREAS nothing contained in this deed shall be deemed to authorize the trustees to do any act which may in any way be construed statutory modifications thereof and all activities of the trust shall be carried out with a view to benefit the public at large, without any profit motive and in accordance with the provision of the Income Tax Act, 1961 or any statutory modification thereof,

AND WHEREAS the trust is hereby expressly declared to be a public charitable trust and all the provision of this deed are to be constituted accordingly.

NOW THIS INDENTURE WITNESSTH AS FOLLOWS:

1. SETTELMENT

The party of the first part, the Settler, does hereby settle the sum of RS. **10,000/- (Rupees Ten Thousand)** only in trust, with the name and for the objects hereinafter stated, by delivering the said amount in cash which the party of the other part, the trustees, have accepted the receipt of they do hereby acknowledge to hold the same in and to the trustees with the powers and obligations as provided hereinafter.

2. NAME

The name of the trust shall be "**MAA SARADA SEVASHRAM**" non profitable and non Commercial a public charitable trust.

3. PLACE

The principal office of the Trust shall be situated **17/1/H/13 Ultadanga main road, Post Office – Bidhan Nagar, Police Station – Bidhan Nagar, Pin Code – 700067, District – North 24 Parganas, West Bengal, India** or such other place as the Trustees may from time decide. The Trust may also carry on its work at other place or places, as decided by the Trustees. The Trust shall have a common Seal, Logo, Emblem of such 'Make' and 'Design' as approved by the Board of Trustees.

4. DATE OF COMMENCEMENT: day of March, 2021.

5. OBJECTS

a) Educational –

- i.** To start, set-up and run Nursery School, Crèche, Primary School, High School, Secondary & Higher Secondary School, Primary Teacher Training Institute, Computer Training Institute, Nursing School & Training Institute, BED Collage and different Educational institutions, Laboratories, Spoken English Institutions, Industrial Training Institutes, Technological Institutes, Bio-Technology Training and Research Institutes, Krishi-Vigyan Kendra's for accelerating the pace of rural development.
- ii.** To promote, to (Nursery), Primary Sishu Niketan and to run, maintain or assist any educational or other institution for coaching, guidance, counselling or vocational training or to grant individual scholarships for poor, deserving and needy students for elementary and higher education.
- iii.** To open, found, establish, promote, set-up, run, maintain, assist, finance, support and or aid or help in the setting up and or maintaining or running schools, collages, lecture halls, and other establishments or institutions for advancements of educations and of knowledge in arts, science, literature, humanities and all other useful subjects in all manifestations.
- iv.** To promote, open, advance, encourage and or aid in helping, promoting, advancing and encouraging primary, secondary and Higher Secondary School including Engineering and Medical Collage, Technical Collage (MBA, MCA, BBA, Hotel Management) and also physical training, training centre of Handicrafts, fine art and other useful arts, crafts among the public including the establishments and maintenance of shilpa shikshalayas, kala kendras, and other welfare centers for them.
- v.** To grant, pay or give scholarships, stipends, rewards and allowance and other financial assistance or help in cash or kind to students with a view to help them in prosecuting their studies in schools, (B.ED / D.ED / M.ED / PTTI) collages, Nursing and Midwifery educational works in India.
- vi.** To open, found, establish, promote, set-up, run, maintain, assist, support and or aid or help in the setting up and or maintaining and or all

Computer Education and Training Courses, Vocational Education & Training Courses, Teacher's training Courses, Teaching Helpless Children, Cultural Education programmes, EDP programme, Language learning & training, English Medium school and K.G Nursery School etc.

- vii. To open, found, establish, promote, set-up, run, maintain, assist, support and or aid or help in the setting up and or maintaining and or Aviation Academy, Aviation Courses, Certificate Courses, Diploma Courses, Advance Diploma Courses on Aviation Management Courses, Air-hostess Training, Banking Management Courses and others.

b) Culture –

- i. To advance and promote Indian culture, Indian Classical Music/ Vocal/ Bhojan/ Bhaktigeeti/ Dhrupad/ Ragpradhan /Najrul and Rabindra Sangeet literature and to inculcate patriotism especially amongst children.
- ii. To set-up and run Cultural Academy for the development of cultural Heritage in rural and urban states.

c) Medical –

- i. To run, maintain or assist any medical institution, nursing home or clinics or to grant assistance to needy and indigent persons for meeting the cost of medical treatment and medical distributions, blood camp, Eye camp and First aid.
- ii. To undertake various Programmes like Adult Literacy, Family Planning, Nutrition, Community Health Awareness, Blood Donation Camp, Eye Screening Camp, Health Check-up Camp, Welfare of women, Minority community.
- iii. To Support the Campaign for Public Health and Research to support chronic disease Prevention and Control.

d) Relief of the poor –

- i. To give financial or other assistance in kind by way of distribution of books, notebooks, cloths, uniforms, or meals for the poor and indigent and to the persons suffer due to natural calamities and to promote self help group of poor man and women facility their self reliance, though vocational training, visible economic initiative etc.
- ii. To open, found, establish, promote, set-up, run, maintain, assist, support and or aid or help in the setting up and or maintaining or running hospitals, charitable dispensaries, maintaining and or running hospitals, charitable dispensaries, maternity homes, child welfare centres, convalescent homes, sanatoriums, hostels and other similar institution or centres for rendering for providing medical relief and or aid to the suffering humanities or for research centres and institutions for promotion for research and education for medical science and engineering.

- iii. To conduct mother and child programme. To take up AIDS prevention programme. To set up and run Day Care Centre for the poor and Destitute.
- iv. To give emphasis on preventive health education and organize the poor people in such a way so that they can sustain their health themselves.

e) Sports –

- i. To Promote and provide training for Rural sports, National recognized sports and Paralympics sports and Olympic sports.
- ii. To set up and start stadiums for the promotion sports and games in the rural area.
- iii. To promote different sports, games and youth welfare activities.

f) Other objects of general public utility –

- i. To acquire property for the sole use for public good by making it available for public purposes as for example, housing a library clinic, crèche and/or as a community hall to be available for public use as training classes, seminars, discourses and other public functions for benefit of the community in general.
- ii. To undertake any activity incidental to the above activities but which are not inconsistent with the above objects.
- iii. To accelerate the pace of rural development of different backward villages in west Bengal and other states in India.
- iv. To take different programmes for the alleviation of poverty.
- v. To conduct different programmes for the empowerment of women Minority and other vulnerable segment of the society.
- vi. To spread literacy and education among the poor children, women and other backward segment of the society.
- vii. To start, set up and run Nursing Home, Charitable Dispensaries, Medical Treatment of Helpless people in the Stroller, Donate Blankets & Pants, Hospitals and Medical Collage / Research Institutes for improving the health & hygiene condition of the distressed and down-trodden segment of the society. Laboratory Animals Treatment.
- viii. To organize Travel and tourism for the benefit of destitute child.
- ix. To launch solar lift water scheme or solar power for the poor.
- x. To publish books and other journals. To publish or publishing books, pamphlets, periodicals and newspapers in India or outside India for the spread and advancement of education and culture, to produce film and serial in the electronics media. To publish research or journal in different fields of activities on Education, Health, Environment, Social and Culture etc.
- xi. The Trust may borrow loan from any banks, financial Institutions etc. and can lend the same with interest to its members and others.
- xii. To take up different action-oriented research programmers.

- xiii.** To open, found, establish, promote, set-up, run, maintain, organic farming, plantation, sanitation, sachabharat mission, fisheries development programmed, mushroom programmed, initiative and awareness programmed for religious harmony, assist, support and or aid or help in the setting up and or maintaining or running Institutions, centres, auditoriums, and the like for the running of welfare and other services to the public and to provide conference room for socially welfare activities and functions.
- xiv.** To take up different agriculture, fishery and horticulture development programmes.
- xv.** To conduct different income generating programmes for the poor, SC, ST, OBC, Minority, women and other weaker section of the society.
- xvi.** To observe the birth days of the great men of the country. Independence Day, Republic Day, New Year's Day, in order to uplift the morality of the people of the locality.
- xvii.** To take up livelihood development programme for the disadvantaged men and women in both the rural and urban areas.
- xviii.** To accept grants, donation, funds from the State Government, Government of India, Central Government, Private or Personal bilateral or multi-lateral funding agencies, non-governmental organizations (NGOs), semi-governmental organizations, State Government and Central Government undertakings, Public or Private Companies, Trusts, Private individuals interested for participating in or supporting the medicinal plant conservation activities.
- xix.** To undertake developmental research / Studies on health, education, livelihood & poverty, demography, gender issues, environment and Climate Change, women and child issues, issues on urban local bodies, issues of panchayat raj institutions, HRM & NRM issues, concerns on Agricultural, Youth Tribal Food and Nutrition, Extra Food Collection, Education, Energy, Land and water & sanitation issues etc.
- xx.** To Establishing linkage, coordination, networking and collaboration with various institutions, Corporate Bodies, National or International organizations and Government for research and development on various social, economic and developmental indicators.
- xxi.** To establish and develop institutions for the physically handicapped and disabled or mentally retarded persons and to provide them education, food, clothing or other help.
- xxii.** To give aid by way of donations out of the income or the corpus of the Trust Fund or otherwise, to different charitable institutions, societies, organizations or Trusts in India which may have been established or which may hereafter be established for the like charitable purposes mentioned in these presents or any them to enable such institution, societies, organization or Trustees to start maintain, or carry out such charitable objects.

PROVIDED the Trust may assist/donate the other TRUST to carry out the various objects mentioned in the objects clause in such manner and to the extent the Trustees may decide upon from time to time.

6. FUNDS:

The Trustees may accept donations, grants, subscriptions, aids or contributions from any person, Government, Local authorities or any other charitable institutions, in cash or in kind including immovable property without any encumbrance, but the Trustees shall not accept any receipt with any condition or terms inconsistent with the objects of the Trusts. While applying such receipts to the objects, the Trustees shall respect the directions, if any by the granter. Any receipt with specific direction to treat the same as part of the corpus of the Trust or separate fund shall be funded accordingly.

7. INVESTMENTS

- a) All monies, which shall not immediately required for current needs shall be invested by the Trustees in eligible securities and investment or in banks. Such investments shall be in the name of the Trust or Trustees.
- b) That the trustees shall invest the trust fund, carry on any business with the trust fund and/or enter into partnership on behalf of the trust, as they may deem fit.
- c) That the trustees shall manage the trust fund and investments thereof as a prudent man would do the same. They shall recover all outstanding and meet all recurring and other expenses incurred in the upkeep or management thereof.
- d) That the trustees shall receive and hold the income of the trust on behalf and for the benefit of the beneficiaries under the trust.
- e) **The Trust will never act which are illegal and unlawful in nature and also oppose the public policy and contrary to the law of the country for which the trust and the trustees are responsible for that and the whole trust is void and come under the all punishable laws.**
- f) **The Trust wills never acts like micro-financing, micro credit, franchise and money laundering (Act – 2012) economic offence/crime and in nature and shall not obtain any donation or like that from abroad without getting the permission of FCRA ACT from the Central Govt./the competent Govt. authority which the trust and the trustees are responsible for and the, the whole trust is void and come under all punishable laws.**

8. POWER OF TRUSTEES

That the trustees shall have the following powers:

- a) To manage all the asset and/or properties of the trust including the conduct business;
- b) To appoint employees and to settle the terms of their service, remuneration and termination;

- c)** The Settlers shall have the power to remove a Trustee suffering from physical or mental disability or he is accused of misfeasance of trust funds or property or misconduct, after satisfying on enquiry and such action of the Settlers shall be final.
- d)** To look into the management of the trust;
- e)** To invest the funds of the trust, in bank or in the purchase of company shares or securities or other movable and immovable properties;
- f)** To sell, alter, vary, transpose or otherwise dispose or alienate the trust properties or any investment representing the same for consideration and to reinvest the same.
- g)** To pledge or mortgage the trust properties for rising loans.
- h)** To open the bank accounts in the name and on behalf of the trust and to operate the same.
- i)** To pay all charges, impositions and other outgoings payable in respect of the trust properties and also to pay all cost of the incidental to the administration and management of the trust properties.
- j)** To file suit on behalf of the trust and to refer to arbitration all actions proceedings and disputes touching the trust properties and to compromise and compound the suits filed.
- k)** To accept any gift, donation or contribution in cash or in kind from anyone for the objects of the trust.
- l)** To seek legal opinion of lawyers and/or Chartered Accountants as and when required.
- m)** To nominate their representatives for any of the aforesaid purposes.
- n)** The number of the trustees shall not be less than two but not more than five.
- o)** In case of any difference between the Trustees, the opinion of the minority shall prevail.
- p)** Every trustee will be at liberty to nominate or appoint attorneys or agents and to delegate all or any of the duties and powers vested in him to such attorney or agent, and to remove such attorney or agent and reappoint other or others in his place.
- q)** No trustee shall be responsible or liable for my loss or any act of omission or commission by his constitute attorney or agent or employees or other trustee unless occasioned by his wilful neglect or default.
- r)** Any of the trustees may retire on giving one month's notice in writing to the others trustee(s).
- s)** If any trustee dies or retires or becomes incapable or unfit to act, the continuing or surviving trustee shall appoint a successor in the place of such trustee.
- t)** If at any time the number of the trustee is less than two, the existing trustee shall appoint one or more trustees.

- u) Upon the appointment of a new trustee the trust properties shall vest in the new trustee jointly with the continuing or surviving trustees, with the duties and power of the trustees set out hereinabove in this deed.
 - v) If the trust is determined by efflux of time, the corpus of the trust shall be divided amongst the beneficiaries in the shares as fixed by the trustees.
9. The Number of the trustees shall not be less than two trustees there is no upper limit to the number of trustees. The Board of Management comprises the trustees.
10. In case of any difference the trustees, the opinion of the minority shall prevail.
11. Every Trust will be at liberty to nominate or appoint attorneys or agents and to delegate all or any of the duties and powers vested in him to such attorney or agent, and to removable such attorney or agent and reappoint other or others in his place.
12. No Trustee shall be responsible or liable for any loss or any act of omission or commission by his constituted attorney or agent or employees or other trustees unless occasioned by his willful neglect or default.
13. Any of the trustees may retire on giving one month's notice in writing to other trustee(s).
14. If any trustees dies or retires or becomes incapable or unfit to act, the continuing or surviving trustee or trustees shall appoint a successor in the place of such trustee.
15. If at any time the number of trustees is less than two, the existing trustees shall appoint one or more trustees.
16. Upon the appointment of a new trustee the trust properties shall vest in the new trustee jointly with the continuing or surviving trustees, with the duties and power of the trustees set out hereinabove in this deed.
17. If the trust is determined by efflux of time, the corpus of the trust shall be divided amongst the beneficiaries in the shares as fixed by the trustees.

18. TRUST ADMINISTRATION AND POWER TO THE BOARD:

- a) The **Board of Trustees** shall have power to:
- i. To administer the Trust, its properties and affairs and do all the things which will fulfil the performance of the objects for which the Trust is established and for this purpose the Board can apply the whole or any part of the Trust property towards the payment of the expenses of the Trust.
 - ii. The income and the properties of the Trust will be solely utilized towards the objects of the Trust and no portion of it will be utilized for payment to the Settlers, or Trustees or their relatives by way of salary, allowance, profit, interest, dividend etc.
 - iii. To open one or more bank accounts and operate the same or provide for operation of the said accounts by the Settlers and any one / two among them authorized on their behalf.
 - iv. To invest the Trust Funds in the manner not prohibited by any provisions of the Income Tax Act., 1961.

- v.** The Settlers or the Trustees may lease or let out on rent or royalty and land, building, property, industry, machinery, factory, etc. belonging to the Trust or acquired or constructed for the purposes of the Trust or any part thereof, or any land, Building or other property vested in it, which may not be for the time being required for the purposes of the Trust to any institution, person or persons, either from year to year or for a term or years, at such rent and subject to such condition and convenient as they may think fit, and the rent or royalty to be received shall form part of the income of the Trust and be applicable accordingly.
- vi.** To execute power of attorney or powers of attorney to any person for the purpose of executing, administering or managing the whole or any part of the Trust for the purpose of all or some among the objects of the Trust.
- vii.** To borrow money with or without security and to repay the same.
- viii.** To receive, collect and enforce recovery of all monies due or payable to the Trust and grant receipts and discharges therefore.
- ix.** To settle, compromise or compound any disputes or refer the same to arbitration or litigation.
- x.** Subject to the above clauses any trustee shall cease to hold office and be removed from the Trusteeship on the happening of any of the following events.
 - a) Death
 - b) Insanity of Trustee of physical Disability
 - c) Resignation
 - d) On his/her becoming an undercharged solvent
 - e) On his/her being convicted of any offence involving moral turpitude
 - f) Any Trustee, other than the Settlers, may also be removed by writing, signed by all the remaining Trustees, without assigning any reason thereof
- xi.** To receive voluntary contributions from any person or persons from India or outside, after complying with the statutory formalities, by way of donation, gifts or in any other manner and to hold the same upon Trust for the objects set forth herein.
- xii.** The Settlers and other Trustees can take decision to alteration of the Memorandum of the Trust.
- xiii.** To appoint, suspend, dismiss or otherwise deal with the staff required for the administration of the Trust, to frame rules relating to their salaries and other benefits and generally to exercise all powers ancillary and incidental to effectively carry out the objects of the Trust.
- xiv.** The Board shall have power to make and rescind rules and regulations for the management and administration of the Trust.

- xv.** All the main account books of the Trust shall be kept at the Head office of the Trust. The branches of the Trust wherever established may maintain separate accounts of their own as desired by the Settlers or the Trustees which shall be adjusted with the Head office accounts as and when considered proper and convenient.
- xvi.** No Trustee shall commit any act or breach of trust of the Trust fund or property or cause any loss to the Trust property or commit fraud in the administration of the Trust fund / property.
- xvii.** The trustees shall hold honorary office and shall not be entitled to any Salary, allowances or perquisites, except for the reimbursement of actual expenses incurred in connection with attending to the Trust matters.
- xviii.** The Settler or the trustees may accept donation, contribution, subscription or gifts from any person or persons or other Trusts Foundation or institution, within India, and in any form including money or in kind or any right or property movable or immovable, building, land, raw materials, finished or fabricated shares in public factories and workshops situated in any part of the world, provided that the Settler or the Trustees may decline to accept any such donations or contributions etc. at their discretion.
- xix.** The Board of Trustees will follow the instructions given by any donor who makes substantial contribution towards furtherance of the objects of the Trust, so long as such instructions are not detrimental to the attainment of the objects of the Trust and are in conformity with the provisions of the Income- tax Act, 1961.
- xx.** For the management and administration of the Trust, the Trustees shall elect one amongst themselves for each of the offices of Chairman, Secretary and Treasurer. The term of office for Chairman, Secretary and Treasurer shall be for a period of five years from their date of appointment and they may be re-elected for further terms. No Trustees including the Chairman shall hold more than one of the above offices at the same time. The persons holding these offices of Chairman, Secretary and Treasurer shall be under the administrative guidance and supervision of the Chairman and will report to him / her directly.
- xxi.** To inform the chair, Project Manager as soon as possible if he / she is unable to fulfill his /her duties as a trustee.

19. ROLES AND RESPONSIBILITIES AND POWERS

The Roles, Responsibilities and powers of all these officers is defined below. In addition to these, the Chairman may grant additional roles, responsibilities and powers to any of the Trustees.

a) President:

In addition to discharging normal duties of a trustee, the Chairman shall preside over meeting of the Board of trustees. Chairman is authorized to sign all documents, including bank documents, acknowledgments for the contributions received, and agreements with individuals, Government Institutions and other organizations, on behalf of the Board of Trustees. The Chairman shall have all the residuary powers, not explicitly assigned to any of the other officers in these presents. The Chairman is authorized to sign along with the Treasurer bank cheques, deposit release vouchers etc. The Chairman is empowered to remove any Trustee from the Trust and its offices, if he / she find that his/her activities are not congenial to the activities of the Trust. The Chairman is responsible for ensuring that the Trust pursues its Objects and for maintaining the dignity of the Trust organization and shall use his/her influence to promote the activities of the Trust.

b) SECRETARY:

The Secretary shall maintain the records of the organization prepare and circulate agenda and minutes of Board of Trustee meeting for the approval of the Chairman. The Secretary shall be also responsible for the day to day administration activities of the Trust. The Secretary shall deal with correspondence received by the Trust, send replies in Consultation with the chairman, Vice President and / or the Treasurer where necessary. He/she is responsible for the safe custody of all the properties and records of the Trust. The Secretary shall represent the Trust in all legal matters, sign the papers related to legal cases, attend to courts or represent the Trust in Governments office.

c) TREASURER:

The treasurer will prepare Annual Budget, monthly and yearly expenditure statements get the expenditure audited by auditor. Duly appointed by the Board of Trustees and place them before the Board of Trustees for approval. The Treasurer is responsible to maintain cash book and prepare vouchers for the payments made, receive contributions, sign acknowledgements for the amounts or articles received by the Trust and prepare monthly and yearly statements of revenue and expenditure, as well as, the register of assets of the Trust and place them before the Board of Trustees for their approval. The Treasurer is authorized to sign bank cheques, application for drafts and payment instructions jointly with the Chairman and Secretary and draw money from the bank, up to the limits defined by the Board of Trustees in Their meetings. The Treasurer is responsible for safe custody of cash, bonds, securities etc. of the Trust.

AND WHEREAS the **TRUSTEES** have at the request of the **SETTLORS** agreed to act as **TRUSTEES** of these presents upon the terms and provisions hereinafter contained and will constitute the Board of Trust as abovementioned.

20. MEETING OF THE BOARD OF TRUSTEES:

The Board of Trustees should meet at least once in every calendar quarter and may meet more often when required.

- a) The meeting of Board of Trustees shall be convened by the Chairman and he shall preside over the meetings. In his absence, the Chairman may authorize the Chairman such meetings. In the event the Chairman or Vice Chairman are not able to attend the meeting already convened, any of the Trustees present in the meeting may elect one amongst themselves to be the chairman of the meeting.
- b) One half of the Board of Trustees or a minimum of two trustees, whichever is higher, shall constitute the QUORUM for the Board of Trustee meetings.
- c) All decisions shall be carried out by the majority decision of the Board but in the vent of equality of votes, the Chairman presiding over the meeting shall have a casting vote.
- d) Any resolution in writing signed by all the Trustees by circulation shall have equal force as through it has been passed at a meeting of the Board of Trustees.
- e) The meeting of the Board shall be conveyed after giving at least a week's notice unless all the Trustees agree to accept a shorter notice.
- f) The Board of Trustees may invite other persons interested in the objects and functioning of the Trust to attend the meetings of the Board, but they shall not be entitled vote in the meetings of the Board

21. FUNCTIONS OF THE TRUST

- a) The Trust will never acts which are illegal and unlawful in nature and also oppose the public policy and contrary to the law of the Country for which the trust and the trustees are responsible for that and the whole trust is void and come under the all punishable laws.
- b) The Trust will never acts like micro-financing and money laundering in nature and shall not obtain any donation or like that from abroad.
- c) The Trust will never acts which are illegal and unlawful in nature and also oppose the public policy and contrary to the Law of the Country. Section 4 for which the trust and the trustees are responsible for that and come under the all punishable law (CRPC and IPC).
- d) The Trust will never acts like micro-financing, micro credit, Franchise and Money Laundering (Act 2012) economic offence/crime and in nature and shall not obtain any donation or like that from abroad without getting the permission of FCRA Act from the Central Govt./the competent Govt. authority which the trust and the trustees are responsible for and the, the whole trust is void and come under the all punishable law (CRPC and IPC).

22. BENEFICIARIES OF THE TRUST

The area of operation of the Trust is all India bases specially West Bengal and The Trust is established for the benefit of citizens of India and the class of people mentioned above without discrimination of caste, religion, creed or sex.

23. TRUST PROPERTY:

IMMOVABLE PROPERTIES OF THE TRUST

No immovable property belongs to the Trust shall be sold, exchanged, transferred, converted, mortgaged or alienated in any manner whatsoever except when such exchange, transfer, conversion or alienation:

Is imperative in the interest of the Trust and Institution and Department connected therewith,

- i) Is not likely to adversely affect to any extent whatsoever the existence and benefit of the Trust, Institution and departments connected therewith an object of the Trust, and

IS decided to that effect by the Board in its meeting by a resolution passed by majority of the trustees present.

1. The Trust has, at present no immovable and landed property save and except the trust value amounting **Rs. 10,000/-** in its own name and no immovable and landed property is being settled in favour of this trust by this document.
2. Any cash, kind, properties, movable and immovable that may be acquired by purchase or otherwise or all manner of rights, title or interest in or over any property movable or immovable.
3. All additions and accretions to the Trust properties and the income there from. The amount Transferred by the **SETTLORS** as mentioned above, towards the Corpus fund of the Trust.

All donations, gifts, legacies or grants, in cash or kind will be accepted by the **Trustee** in the name of "**MAA SARADA SEVASHRAM**".

24. BANK ACCOUNT

All income, subscription and pecuniary donations for the general purposes of the trust and the income, investments and all other moneys from time to time forming part of the trust shall on the same being received be paid into a banking account with any scheduled bank for the purpose of the trust. The bank accounts shall be operated by the managing Trustee along with any one of the remaining Trustees.

The SETTLORS only or SETTLORS and trustee can jointly operate Bank Account. The Chairman and the Treasurer shall jointly operate Bank Account. In their absence, any of the Trustees may be authorized by the Board of trustees, by a resolution, to operate the bank accounts. On or more Bank Accounts may be opened in any Nationalized Bank or Banks in the name of the "**MAA SARADA SEVASHRAM**".

25. ACCOUNTS AND AUDIT

- a) The Trustee shall keep proper books of account of the assets, liabilities and income and expenditure of the Trust and shall prepare an Income and Expenditure Account and Balance Sheet for every year as on the last day of March.
- b) The financial year of the Trust shall be from 1st April to 31st March of the following year, unless otherwise decided by the Board of Trustees.
- c) The Board of Trustees shall maintain true and correct accounts of the trust.

- d) The accounts of the Trust shall be annually audited by a Chartered Accountant appointed by the Board of Trustees and the audited statement of account shall be placed before the Board for its approval within three months of the close of the financial Year.

26. AMENDMENTS:

- a) While this Trust shall be irrevocable, the Board of Trustees may amend any of the clauses except those relating to objects of the Trust, the First Chairman and First Trustees, at a duly convened meeting of the Board with at least 2 weeks' notice, and by a resolution passed by at least three-fourths majority of the Board of Trustees present and voting. The amendments to the Trust deed can only be passed by a resolution of the Board of Trustees in an actual meeting and not by circulation.
- b) If any alteration or amendment is necessary, the same shall be effected through supplementary deed / deeds with the previous approval of the
- c) Commissioner of Income Tax and these shall be read together with the main Trust deed.

27. INDEMNITY:

The Board of Trustees shall be indemnified for any act done by them in good faith in the course of the administration of the Trust.

28. SETTLORS AND THEIR RELATIVES:

Notwithstanding the powers vested with the Trustees under the preceding clause, no part of the income of the Trust shall benefit directly or indirectly the trustees and no part of the income of the property of the Trust shall be used or applied directly or indirectly for the benefit of:

- a) **SETTLORS, Trustees** or any person who makes a substantial contribution to the Trust or of any relative of the **SETTLORS, Trustees** or the persons who makes a substantial contribution.
- b) Any “**related concern**” in which any of the above persons has substantial interest.
- c) For the purpose of this clause, the word “**relative**” and the phrases “**related concern**”, “**substantial interest**” and “**substantial contribution**” shall have the meanings assigned to them in the Income Tax Act, 1961.

29. IRREVOCABLE

This Trust is irrevocable.

30. AMALGAMATION

The trustees may amalgamate the trust with another Charitable Trust or Institution having similar objects with prior permission of the charity Commissioner/Court/any other law as may be application for the time being.

31. WINDING UP

In the event of dissolution or winding up of the Trust the assets remaining as on the date of dissolution shall under no circumstances be distributed amongst the Trustee but the same shall be transferred to some other similar Trust/Organization whose objects are similar to those of this Trust with the permission of the Charity Commissioner/Court/any other law as may be applicable for the time being.

The Trustee shall be indemnified against all losses and liabilities by them in the execution of the Trust and shall have a lien over the funds and properties of the Trust for Such indemnity.

MAINTENANCE AND AUDIT OF ACCOUNTS

The Board of Trustees shall maintain books of accounts as required under sec, 15(1) (a), (b) of the Act. The accounts shall be audited by duly qualified auditor as stated in Sec. 15(2) of the Act.

SUIT & LEGAL PROCEEDINGS

All suits and legal proceedings by or against the Board of Trustees shall be in the name of the secretary or such person as shall be appointed by the committee.

ALTERATION OF TRUST DEED & REGULATION

The Trust Deed and regulations may be altered, modified, rescinded or added to be special resolution passed by the 3/4th members in a general meeting called for the purpose.

The Board of trustees shall have powers to make, alter modify or rescind such regulations as may be considered necessary in the interest of smooth functioning of the Trustees.

APPLICATION OF INCOME TAX ACT.

All clauses herein are intended to secure exemption from Income Tax or the Income of contributions and donations to the trust and any clauses or portion of this Deed of trust which is inconsistent with or repugnant to sections of the Income Tax Act 1961, as amended, substitute or modified from time to time shall be deemed to delete or modified with effect from the date on which the sections to which the clause or part of a clause is repugnant or in consisted comes in to force.

To perform that notwithstanding here in contained in the income as the corpus OF THE TRUST fund the same shall be applicable and applied to the PUBLIC CHARITABLE TRUST

PURPOSE ONLY within such territories and subject to such conditions or limitations if any as may from time to time be laid down by the Income Tax Act, 1961 Or Any Other Acts governing taxation of income the wealth of PUBLIC CHARITABLE TRUST so as to render the TRUST hereby established as well as its income eligible for excerpption from taxation under such Act or acts, now or prevailing or any modification replacement thereof.

(a) Safe Custody of the will be invested strictly as per provision of section 11(5) of the I.T. Act. 1961.

DISSOLUTION OF THE TRUST

This Trust and the Rules set forth under this Indenture shall come into force immediately after the execution and registration thereof. The Trustees above named also hereby declare that they have consented to be the trustees under this trust accepted the trust and have taken delivery of the possession demure and de facto of the Schedule Property.

Subject to the provisions of Sections of the Indian Trusts Act, 1882 or any Statutory modifications thereof, the Trustees may be dissolved by a resolution to the effect passed by 3/4th members of the Trustees at a general meeting and on dissolution of the Trustees all the assets and liabilities of the Trustees will be passes on to the trustees having same and similar objects and no part of their relatives.

All aims/objects/purpose of the trust herein stated above shall come into effect/force after necessary approval of the competent govt. Authority in the cases where affiliation / permission/ license/ sanction is required.

To act in such a way that the TRUST hereby established shall always retain the status of one such TRUST to provisions of section 80G/12A/FCRA/35AC/10(23C) IV/V/VIA of the Income Tax Act,1961 or any modification replacement or thereof for the time being in force shall apply so that any donation or contribution there is recognized as eligible for exemption or relief from tax in the hands of the donor.

APPOINTMENT OF NEW TRUSTEES

It is agreed that if the Trustees sees fit he may appoint an additional Trustee to be Trustee of the Trust. Change of trustees It is agreed that if the Trustee becomes unable or unwilling to acts at Trustee of the Trust he or his lawful representative may appoint a new Trustee to be Trustee of the Trust provided that this new trustee shall accept his appointment.

DELEGATION OF POWER

The Trustee shall have the power to delegate the administration of the Trust to any third-party which he in his absolute discretion shall see fit provided always that the Trustee remains responsible for the action of any party to whom he has delegated authority.

AMENDMENTS TO THE SCHEME

If any time it is found that alteration in any of the provision of the Trust or scheme for the purpose of effective of the object of the Trust are imperative and very essential, then the Board shall approve such alteration by a resolution passed in its meeting and thereafter the modification shall become part and parcel of the terms, condition and provision of this Trust and of this scheme.

The Board may at any time to time make, amend, delete and resend rules and bylaws for the conduct of this business, for the control, management and administration of the Trust made under this Trust deed and for carrying out the objects of the Trust relating to any matter under the scheme, provided that such rules and bylaws shall not be inconsistent with or repugnant to any provisions of the scheme of the Trust.

SCHEDULE

LAWFUL PURPOSE A trust may be created for any lawful purpose. The purpose of a trust is lawful unless it is

(a) forbidden by law, or (b) is of such a nature that, if permitted, it would defeat the provisions of any law, or (c) is fraudulent, or (d) involves or implies injury to the person or property of another, or (e) the court regards it is immoral or opposed to public policy.

Every Trust of which the purpose is unlawful is void. And where a trust is created for two purposes, of which one is lawful, and the other unlawful, and the two purposes cannot be separated, the whole trust is void.

The Trust has no immovable and landed property save and except the trust value amounting RS.10, 000/- (Rupees Ten Thousand Only) in its own name and no immovable and landed property is being settled in favour of this trust by this document.

IN WITNESS WHEREAS THE AUTHOR OR THESE AND TRUSTEES HERETO HAVE SET THEIR RESPECTIVE HANDS THE DAY AND YEAR FIRST HEREIN ABOVE WRITTEN.

WITNESSES:

1.

SIGNATURE WITH THE SETTLOR

2.

Drafted by me

Advocate

SIGNATURE OF THE TRUSTEES

