

Trust Deed Rs. 51,000/- motihari



18600

2049 10-9-2013 रामबाबु प्रसाद मिश्र द्वारा 51,000/- रुपये का मूल्य का पंजीकृत 2013 मिस्र चयन मोतिहारी

बिहार BIHAR

Deed No. 72
L 876987

बिहार सरकार
अवर निबंधन कार्यालय, मोतिहारी

पृष्ठांकन का सारांश

दिनांक 14/09/2013 को Rambabu Prasad द्वारा यह दस्तावेज निबंधन हेतु उपस्थापित किया गया । इसमें रू0 5000 मुद्रांक शुल्क एवं रू0 1300 निबंधन तथा अन्य शुल्क का भुगतान किया गया । दस्तावेज ग्राह्य पाया गया । जिन लेखकारियों ने मेरे समक्ष इसका निष्पादन स्वीकार किया उनके तथा उनके पहचानकर्ता के नाम, फोटो, अंगुलियों के निधान एवं हस्ताक्षर पीछे अंकित हैं । इसे दस्तावेज सं0 72 के रूप में पुस्तक सं0 4 की जिल्द सं0 2 के पृष्ठ सं0 82 से 95 तक CD 1 में आधा निबंधित एवं कुल 14 पृष्ठों में संघारित किया गया ।

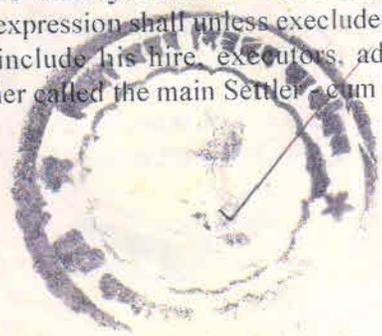
दिनांक-14/09/2013

दोकन नं. 18600/2013

डा0 राजय कुमार
निबंधन पदाधिकारी

LAKSHYA RAJ EDUCATIONAL & CHRITABLE TRUST

This deed of Public Charitable Trust executed on this 21.. day of AUG Two Thousand Thirteen by **SRI RAMBABU PRASAD** aged about Thirty Five Years, Son of LATE PREM CHANDRA PRASAD resident of Vill & P.O Mirpur, P.S Chiraiya District – East Champaran (BIHAR) referred to as **“THE SETTLER”** (Which expression shall unless excluded by or repugnant to the subject of context he deemed to include his hire, executors, administrators and representatives) of the one part and so further called the main Settler cum – Trustee.



Exceeded Trust Deed Read over the Contents & Found Correct 21/09/2013

1. **SRI CHANDESHWAR NARAYAN DUBEY** aged about 61 years son of Late Uday Narayan Dubey, Anandpuri, Professor Colony, Belbanwa, Motihari - Trustee
2. **SRI ROHAN RAJ**, Aged about Thirty Years son of Sri Binod Kumar, resident of Vill & P.O Mirpur, P.S - Chiraiya, Dist- East Champaran (Bihar) - Trustee
3. **SRI AKHILESH KUMAR** aged about Thirty Two Years, son of Sri Rajendra Prasad, resident of Vill & P.O- Mirpur, P.S- Chiraiya Dist- East Champaran (Bihar) - Trustee

Hereinafter jointly referred to as "**THE TRUSTEE**" (which expression shall, unless excluded by of repugnant to the context, be deemed to include the trustee of trustees for the time being of these presents and their successors in office) of the other part.

Whereas the settler is a good businessman and a reputed personality of the locality desired to establish a trust for public charitable objects of running educational institutions.

AND whereas the trustees had at the request of the settler agreed to act as the first trustees of these presents and to setup and run a school at Mission Chowk (Near Ayurvedic College), Motihari named "**LAKSHYA RAJ PUBLIC SCHOOL**" with initial Trust fund of Rs. 51000/- (Rupees Fifty One Thousand Only)

And whereas it is necessary to get the trust deed registered and declared the objects and terms of the public charitable trust, constituted under these presents.

Now this indenture witnesseth as follows :

CREATION OF TRUST :

1. That, in order to effectuate his aforesaid desire, the settler set apart and hand over to the trustees Rs. 51000/- (Rupees Fifty One Thousand Only) as initial "Trust Fund" which expression shall include cash and any other property or investments of any kind whatsoever into which the same or any part thereof might be converted, invested or varied from time to time or which may be acquired by the trustees or may come to their hands by virtue of these presents or by operation of law or otherwise howsoever in relation to these presents) are held and stood possessed by the trustees for the trust subject to the powers, provision, agreements and declarations hereinafter contained hereto in this deed.

2. **NAME** : The Name of the trust shall be "**LAKSHYA RAJ EDUCATIONAL CHARITABLE TRUST**"

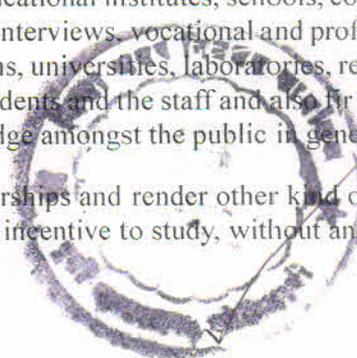
3. **PLACE OF OFFICE** : The principal place of office of the trust is presently situated at Mission Chowk near Ayurvedic College, Motihari, Bihar - 845401. The trust may, however, open its office/sub-offices/Branches at places as may be considered necessary by the Board of Trustees from time-to-time.

4. OBJECTS :

A. That the **MAIN OBJECTS** for which this trust is established are :

(a) To establish, run, support, develop and maintain educational institutes, schools, colleges, Coaching centre for various competitive examinations, tests and interviews, vocational and professional training institute, Management Institute, libraries, reading rooms, universities, laboratories, research and other institutions of the like nature in India, for use of the students and the staff and also for the development and advancement of education an diffusion of knowledge amongst the public in general.

(b) To establish maintain and run studentships, scholarships and render other kind of aid to students including supply of books, stipends, medals and other incentive to study, without any distinctions to caste, color, race, creed or sex.



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settled trust deed in favour of school & school after the contribution fund correct

(c) To promote, establish, support, maintain or grand aid to institutions for the promotion of science, literature, music drama and fine arts and for the research and other institutions in India having similar objects for the benefit of the public in general.

(d) To establish, maintain or grant aid for the establishment and/or maintenance of hostels, boarding houses, parks, gardens, gymnasiums, sports clubs, solar parks for all round development of students.

(e) To establish, maintain or grant aid to establishments for the purpose of education and help to the poor, needy and destitute people, orphans, widows and aged persons and to educate them for better life and prosperity.

(f) To establish and develop educational institutions for the physically handicapped and disabled or mentally retarded persons and to provide them education, food, clothing or other help.

(g) To grant aid or render assistance to other public educational trusts or institutions and to undertake and activity of charitable nature for the sole purpose of education, training and research.

(h) To undertake spread of education in all its aspects and particularly promote technical and medical education at all levels.

(i) The trust will undertake promotion of international brotherhood and understanding through establishment of educational institutions in other countries.

B. INCIDENTAL AND ANCILLARY OBJECTS :

In furtherance of the above objects and other objects hereinafter contained in this deed the trustee may do the following acts deeds and things :

(i) To apply the whole or part of the income or whole or part of corpus of trust fund for one or more of the objects of the trust. Provided that not withstanding any thing here in before or here in after contained, the income as also corpus of this trust funds shall be applied and/or applicable only to or for such public charitable purposes and objects as defined under the provisions of Income Tax Act, 1961 and within such territories only and subjects to such conditions or limitations, if any, may from time to time be laid down in the Income Tax Act, 1961 or any other Act covering Taxation of income as will ensure, or make the trust hereby established and its income as eligible for exemption from taxation under modification ther of under any other Act, Governing Taxation for the time being in India.

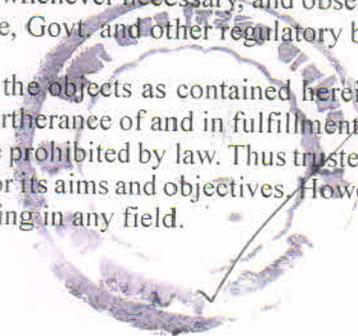
(ii) BANK ACCOUNT :

To open account with any Bank or Post Office in the name of the trust and/or in the name of the said educational institutions or other establishments and/or otherwise as one man settler-cum-Trustee to operate such account and to give instructions to the bank or post office from time to time as the settler-cum-trustees may think necessary.

(iii) The trustees may out of the corpus of the subject matter of the trust spend such sale/proceeds or any part thereof and appropriate such money or part thereof for laying out, erecting and furnishing and building of Educational Institution, libraries, research institute of for incurring any capital expenditure as may be resolved upon by three-fourth majority by the trustees or as may be allowed by court in this behalf. The trustees shall have control over the any capital expenditure i.e. on land, construction of building, expansion and procurement major equipments etc. for the Educational institutions, and/or other establishments.

(iv) To apply for state aids, Govt. Grants, Foreign aids whenever necessary, and observe the rules and regulations that may be imposed upon them by the state, Govt. and other regulatory bodies.

The object of the trust shall not be limited by the objects as contained herein above and the trustees shall be free to do all such acts and things in furtherance of and in fulfillment of its charitable objectives directly or indirectly which are not otherwise prohibited by law. Thus trustees may establish any business with an objective to utilize its profit only for its aims and objectives. However the ultimate objective of the trust will be solely education and training in any field.



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Executed trust deed in favour of self read over their contents and found correct - Rohit 14/09/13

Executed Trust Deed in favour of self. Read over the contents & found correct - Archibesh Kr. / 14/09/13

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C. ROLE & RESPONSIBILITIES OF TRUST/TRUSTEES :

In furtherance of the above objects and other objects hereinafter contained in this deed the role & responsibilities of the Trust shall be as under :

- (i) To ensure that the school gets proper land, building, equipment, furniture and qualified staff at least as per the norms of the Board.
- (ii) To ensure that the school is run as a community service and not as a business and that commercialization does not take place in the school in any shape whatsoever.
- (iii) To ensure that the funds accruing from the school are spent for the benefit of the school and its expansion.
- (iv) To safeguard the autonomy of the principal and provide him/her total support except when the Principal goes against the established and clear directives laid down by the management.
- (v) To have control over the School Management Committee and shall approve the budget/tuition fees and annual charges etc. for the school.
- (vi) To have control over any capital expenditure.
- (vii) To generate funds for the needs of the school whether it is recurring or non-recurring.
- (viii) To ensure that the school has the basic essential facilities such as laboratory Equipments, game and sports articles and other co-curricular activities, Library Books etc.

DONATIONS & CONTRIBUTIONS :

5. That the Trust Fund may be augmented by the income from the initial fund and also by donations and other contributions from time to time.

APPLICATION OF TRUST FUND :

6. That the Trust Fund shall not be applied for any purpose other than those specified in Para 4 hereinafter.

ACCOUNTS & AUDIT :

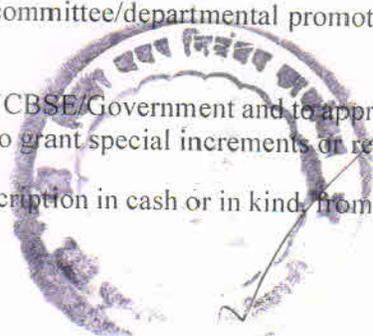
7. That the Trustees shall always maintain proper accounts of the Trust which shall be kept at the office of the Trust. Annual accounts of the Trust shall be audited by a Chartered Accountant.

POWER OF TRUSTEES :

8. That for the furtherance of the objects of the trust, the trustees shall have the following powers :

- (a) To elect any one of the founder trustees to act as Managing Trustees for a period as may be decided by the Board of Trustees.
- (b) To fill the casual vacancy on post of Managing Trustees becoming vacant, by electing another founder trustees and he shall hold the post of Managing Trustees up to the conclusion of the next Annual General Meeting.
- (c) To constitute different committees like selection committee/departmental promotion committees for various categories of staff.
- (d) To lay down conditions of services as per norms of CBSE/Government and to approve promotion/ appointment/termination of the employees as well as to grant special increments or rewards to staff.
- (e) To accept any donation, contribution, grant or subscription in cash or in kind, from any person (s), body of persons or trust, with or without conditions.

Executed trust deed in favour of self. Read over their contents and found correct - 14/09/13



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(f) To apply the whole or any part of the income of the trust, or the trust fund or accumulations there to any one or more of the objects of the trust, as the trustees may, in their discretion, deem fit from time to time.

(g) To convert and deal with the trust property and/or any investments for the time being.

(h) To invest the Trust Fund in shares, stock or debentures or other securities and investments, in deposits with or loans to any company, bank, firm or any other person and to alter, vary or transpose such investments, from time to time at the discretion of the trustees.

(i) To let out, demise any property comprising 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.

(j) To adjust, settle, compromise, compound, refer to arbitration, all actions, suits, claims, demands and proceedings the trust fund.

(k) To appoint constituted attorneys or agents and to delegate to such attorneys or agents all or any of the powers vested on 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.

(l) To appoint or make provision for the appointment of any person for the purpose of the administration of the trust in such manner and subjects to such rules and regulations as the Trustees to hold any fund or investment subjects to the provisions of this deed in such manner and subjects to such rules and regulations as the trustees may from time to time think fit.

(m) To make, vary, alter or modify schemes, rules and regulations for carrying out the objects of the Trust and for the managements of the affairs thereof and/or running any institution in furtherance of the Trust and otherwise for giving effect to the objects of the trust.

(n) To start, abolish, discontinue and restart and charity or charitable institutions for the benefit of general public and to impose any conditions to any subscriptions or donations made by them.

(o) To set apart and/or allocate the whole or a part of the income or the corpus of the Trust Fund or part thereof for any of the objects of the trust.

(p) To join, co-operate 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 having regard to and in conformity with the objects and nature of this Trust.

(q) 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 trust in India which may have been established for the like charitable purposes mentioned in these presents or any of them to enable such institution, societies, organizations or trustees to start maintain or carry out such charitable objects.

(r) To settle all accounts and to compromise, compound, abandon or refer to arbitration any action or proceedings or disputes, claim demand or things as deemed proper for such purpose without being responsible for any loss occasioned thereby.

(s) To borrow moneys either on the security of any property comprised in the Trust Fund or otherwise for all or any of the purposes of these presents, and it shall be lawful for the trustees to make such borrowings or payments of such interest and otherwise on such terms and conditions as they may in their absolute discretion think fit(s). To apply to the government, public bodies, urban, local, municipal, district, and other bodies, corporation, companies, or presents for and to accept grant of money and of aid, donation gifts, subscriptions and other assistance with a view to promoting the objects of the Trust and to discuss and negotiate with the governments, public and other bodies corporations, companies or persons, scheme and other work and matters within the objects of the Trust and to conform to any proper conditions upon which such grants and other payments may be made.

(t) To take over or amalgamate with any other charitable trust, association or institution with similar objects.

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(u) To establish, promote, manage organize or maintain or to assist in establishing, promoting, managing, organizing or maintaining any branch of the Trust or its branch with objects similar to those of this trust and to promote or carry on the affiliation or amalgamation of such other Trust with this Trust.

(v) To take over, acquire, manage, control, or aid any existing institutions having objects either wholly or in part similar to the objects of this trust and on such terms and conditions as may be thought expedient.

(w) To purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagement of any or more of the trusts, societies, institution or associations with which this trust is authorized to amalgamate.

(x) To transfer all or any part of the property, assets, 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.

(y) To transfer and hand over the trust to any other corporation, institution, trust or organisation of public charitable nature having similar objective on such terms and conditions as the Trustees shall in their absolute discretion think fit and proper to be held by the corporation, institution, Trust or organization with the power, provision, agreements and declarations, appearing and contained in these presents subjects to such modifications as may be necessary and consequent to such transfer of the trust fund. The Trustees for the time being of these presents shall become discharged from the trust hereof relating to trust funds so transferred.

(z) The trust may be dissolved by 3/4th majority of the total strength at a special meeting convened for the purpose. The main settler-cum-trustee vote will be last vote. If upon the dissolution of the trust there remains after satisfaction of all its debts and liabilities any property, whatsoever, the same shall not be paid to or distributed directly or indirectly to trustees or their relatives but shall be given to or transferred to some other fund or trust, to be determined by 3/4th majority in the event of any dispute arising among the trustees the adjustment of its affairs shall be referred to the Principal Court of Original Civil Court Jurisdiction of the district in which the chief building of the trust is situated, and the court shall make such order in the manner as it shall deem requisite.

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9. POWER & FUNCTIONS OF MANAGING TRUSTEES :

The Managing Trustee elected in terms of clause 8(a) and 8(b) shall be the chief functionary of the trust and shall be responsible for the following functions under the control and supervision of the founder trustees :

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(i) To keep a record of the proceedings of the Founder trustees, Board of trustees, General Meeting etc.

(ii) To maintain a register of trustees/members with such particulars as may be determined by the board of trustees.

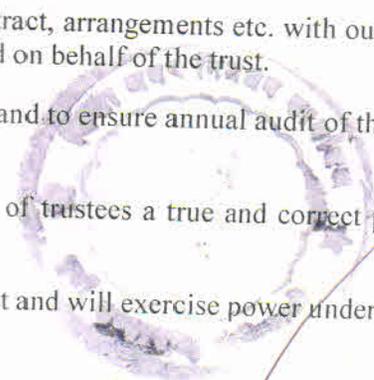
(iii) To carry on correspondence of behalf of the trust and to have in custody the records and files of the trust.

(iv) To establish contract, negotiate and conclude contract, arrangements etc. with outside agencies for taking assignments, projects and other work for and on behalf of the trust.

(v) To prepare an present annual account of the Trust and to ensure annual audit of the accounts of the trust.

(vi) To prepare and present periodically to the Board of trustees a true and correct picture of the expenditure of the trust.

(vii) To look after the day to day functioning of the trust and will exercise power under the direction and guidance of the founder trustees.



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- (viii) To co-ordinate and exercise general supervision over all the activities of the trust.
- (ix) To do all other functions related to and incidentally thereof on behalf of the trust in terms of the board guidelines of the board of trustees/Founder trustees.
- (x) To execute the policy decisions of the Board of Trustees and Founder Trustees.
- (xi) To preside over all the meetings of Board of Trustees, Founder Trustees and Annual General Meeting as ex-officio Chairperson.
- (xii) To borrow or raise or secure payments of moneys from and also to lend money either with or without security to the banks, financial Institutions, organization or persons for the purposes of the trust or its branches, divisions or units.

LIABILITY OF TRUSTEES :

10. The Trustees shall be accountable only for such moneys, stocks, shares and funds as shall actually come into their hands and a Trustee shall not be answerable or accountable for neglect, default, acts or omission or commission of the other Trustees, nor of any banker or other person with whom the trust properties or any securities may have been deposited or kept.

BINDING & RELAXATIONS :

11. The Trustees will not be entitle to receive any remuneration, but the Trustees may reimburse themselves all expenses actually incurred by them in connection with the Trust or either duties relating thereto. Provided that nothing herein contained shall prevent the payment in good faith of remuneration or reward to any other employee or servant of the trust or to any member of the trust or other person in return for any service actually rendered to the trust.

NUMBER OF TRUSTEES :

12. **FOUNDER TRUSTEES :** The minimum number of the founder trustees shall be Two which may be extended to Seven. Those whose names and other details are mentioned in the beginning as Trustees shall be hereinafter referred to as first founder trustees.

ORDINARY TRUSTEE/MEMBERS : The trustees other than founder trustees shall be called as ordinary trustees/members. The number of ordinary Trustees/member can be increased and a person can be made Trustee by the trustees deciding at the meeting of the Board of Trustees.

DONER TRUSTEE/MEMBERS : A person may be appointed as Doner Trustee/member willing to donate a substantial money/property to the trust provided the trustees with more than three-fourth majority approves his inclusion as member/trustee for such period on such terms as the trustees may consider proper and accept donation.

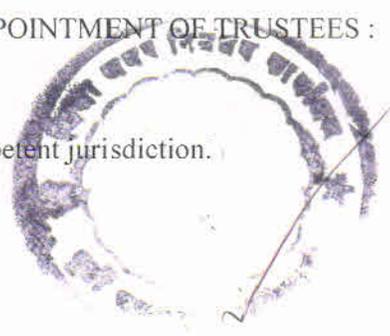
HONORARY TRUSTEES/MEMBERS : A person of distinguished qualification, position and personality may be elected as an honorary trustee/member provided the trustees with more than three-fourth majority approves his inclusion.

BOARD OF TRUSTEES : All the trustees by whatever name called shall constitute a Board of Trustees.

VACATION OF OFFICE OF THE TRUSTEES AND APPOINTMENT OF TRUSTEES :

13. (a) A Trustee shall vacate his post of Trustee if :-

- (i) He is found to be of unsound mind by a court of competent jurisdiction.
- (ii) He applies to be adjudicated as insolvent.
- (iii) He is adjudged as an insolvent.



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(iv) He is convicted by a court of any offence involving moral turpitude and sentenced for not less than six months.

(v) He absents himself from three consecutive meetings of the Board of trustees or from all the meetings of the Board of trustees for a continuous period of three months which ever is longer without obtaining leave or absence.

(vi) He is removed by decision of the Board of Trustees asking show cause for his activities against the interest of the Trust with the concurrence of the Board of Trustees and he does not reply or his reply is found to be unsatisfactory.

(b) The Board of Trustees for the time being will be at liberty to appoint additional Trustees for such period on such terms as to retirement and re-appointment as the trustees for the time being consider proper.

(c) Any casual vacancy in the founder trustees shall be filled up by co-option by the remaining founder trustees. If the number of the founder trustees shall fall below three, the trustees shall not except for the purpose of filling any vacancy, act so long number is below the said minimum.

RULES & REGULATIONS :

14 (a) The founder trustees may from time to time frame rules and regulations for the trust, educational institutions or other establishments, branches and/or divisions or otherwise with the consent of main settler-cum-trustee.

(b) The founder trustees may from time to time frame rules and regulations for the conduct of the meetings of trustees. In the absence of such regulations :-

(i) Three-fourth number of trustees rounded to higher number subject to minimum two trustees shall form a quorum for a meeting of the trustees.

(ii) Resolution passed without any meeting of the trustees but by circulation thereof and evidenced in writing under the hands of Three-fourth trustees shall be as valid and effectual as a resolution duly passed at a meeting of trustees. The settler vote called balance vote.

(c) All matters will be decided mutually by the trustees by majority unless otherwise specifically required by these presents.

In computing the majority the fraction of half and above shall be rounded up to higher number and less than half will be ignored.

ACCOUNTING YEAR :

15. The accounting year of the trust shall be the financial year ending on 31st March every year.

IRREVOCABILITY :

16. The trust and the trust funds shall be irrevocable for all times.

OFFICE :

17. The office of the trust shall be situated at Motihari unless changed by the Trustees by three-fourth majority.

LEGAL PROCEEDINGS :

18. The Trust may be sued in the name of the Trust.

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AMANDMENT :

19. Save and except the clause- 4 on aims and objective, clause- 11 on binding and relaxation, clause- 16 regarding irrevocability of the trust and Clause- 6 regarding application of trust fund, amendment to this trust deed may be made for better management and administration of the trust by four-fifth majority of its total strength at a special meeting convened for the purpose.

In witness whereof the parties hereto have hereunto seen and subscribed their respective hands, on the day, month and year first mentioned herein above.

Solemnly affirm on this day of SEPTEMBER 2013.

WITNESSES :

1. *Maitunjay Kumar*
AT - *Patuna Jala Tala*
P.O - *Padaura*
DIST. - *East Champaran*
2. *Sanjeev Kumar*
AT - *Advocate*
P.O - *Civil court*
DIST. - *Motihari*
East Champaran

14-9-13
1. **SRI RAMBABU PRASAD**
(Main Settler-cum-Trustee)

14.9.13
2. **SRI CHANDESHWAR NARAYAN DUBEY**
(Trustee)

Rohan Raj
3. **SRI ROHAN RAJ**
(Trustee)

Akhilesh Kumar
4. **SRI AKHILESH KUMAR**
(Trustee)

*SL=1000
Ch=4000
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Drafted by : *Sanjeev Kumar*
Advocate.

Civil court Motihari

Typed by :
14-9-2013

Dated *14*... SEPTEMBER, 2013.



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