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ದಸ್ಕಾವೇಜು ಹಾಳೆ **Document Sheet**



ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

ಬೆಲೆ: ರೂ. 2/-

ಈ ಹಾಳೆಯನ್ನು ಯಾವುದೇ ದಸಾವೇಜಿಗೆ ಉಪಯೋಗಿಸಬಹುದು This sheet can be used for any document

ದಸ್ತಾವೇಜನ್ನು ಬರೆದುಕೊಟ್ಟ ದಿನಾಂಕ Date of execution

ಪಾವತಿಸಿದ ಒಟ್ಟು ಮುದ್ರಾಂಕ ಶುಲ್ನ ರೂ. Total stamp duty paid Rs.

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TRUST DEED

THIS DEED OF EDUCATIONAL TRUST is made and executed at Bangalore on this the 27th day of November, in the year Two Thousand and Eight;

BY

Fr. ARCHIBALD GONSALVES,

Provincial Superior, Society of the Discalced Carmelite, Karnataka-Goa Province (Mangalore), Carmelite Provincialate, Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010;

hereinafter referred to as the AUTHOR OF THE TRUST of the ONE PART;

IN FAVOUR OF

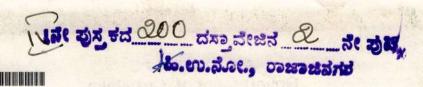
PROVINCIAL SUPERIOR.

Presently Fr. Archibald Gonsalves, Society of the Discalced Carmelite, Karnataka-Goa Province (Mangalore), Carmelite Provincialate, Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010;

Fr. CYRIL MENEZES.

St. Michael's Church,

Hallande Lyildhin Dobges



ಕರ್ನಾಟಕ ಸರ್ಕಾರ ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Department of Stamps and Registration

ಪ್ರಮಾಣ ಪತ್ರ

1957 ರ ಕರ್ನಾಟಕ ಮುದ್ರಾಂಕ ಕಾಯ್ದೆಯ ಕಲಂ 10 ಎ ಅಡಿಯಲ್ಲಿಯ ಪ್ರಮಾಣ ಪತ್ರ

ಶ್ರೀ Fr. Archibald Gonsalves , ಇವರು 500.00 ರೂಪಾಯಿಗಳನ್ನು ನಿಗದಿತ ಮುದ್ರಾಂಕ ಶುಲ್ಕವಾಗಿ ಪಾವತಿಸಿರುವದನ್ನು ದೃಡಿಕರಿಸಲಾಗಿದೆ

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ದಿನಾಂಕ : 27/11/2008

Designed and Developed by C-DAC ,ACTS Pune.

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ಕರ್ನಾಟಕ ಸರ್ಕಾರ **Government of Karnataka**

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ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ಸಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

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- Fr. JOSSY RODRIGUES, 3. Carmelite Provincialate, Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010;
- Fr. WILLIAM MIRANDA, 4. Carmelite Provincialate, Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010;
- 5. Fr. RONALD D'SOUZA, Carmelite Provincialate, Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010;

PARTIES (1) TO (5) as above hereinafter collectively referred to as the PARTIES OF THE SECOND PART or the 'BOARD OF TRUSTEES' or the 'BOARD' or the 'TRUSTEES' and are severally called as 'TRUSTEE' and the term 'TRUSTEE' or 'TRUSTEES' shall mean and include not only the PARTIES of the SECOND PART or any of them but also such other person(s) as may be appointed or as may succeed to the office(s) of the TRUSTEE(S), for the time being constituted, in accordance with these presents;

WITNESSES AS HEREUNDER:

PREAMBLE:

WHEREAS the AUTHOR OF THE TRUST in his capacity as the PROVINCIAL SUPERIOR of the Discalced Carmelite, Karnataka-Goa Province

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ಸಬ್ ರಜಿಸ್ಟ್ರಾರ ರಾಜಾಜಿನಗರ ರವರ ಕಚೇರಿಯಲ್ಲಿ ದಿನಾಂಕ 27-11-2008 ರಂದು 03:04:14 PM ಗಂಟೆಗೆ ಈ ಕೆಳಗೆ ವಿವರಿಸಿದ ಶುಲ್ಕದೊಂದಿಗೆ

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ಶ್ರೀ Fr. Archibald Gonsalves ಇವರಿಂದ ಹಾಜರ ಮಾಡಲ್ಪಟ್ಟಿದೆ

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2	Fr. Cyril Menezes (ಬರೆಸಿಕೋಂಡವರು)			fryil Allin

ರಾಜಾಜಿನಗರ, ಬೆಂಗಳೂರು

ಕರ್ನಾಟಕ ಸರ್ಕಾರ Government of Karnataka

ದಸ್ತಾವೇಜು ಹಾಳೆ **Document Sheet**



ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

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\ ಸಿನೇ ಪುಸ್ತಕದ <u>೦೦೦ ದಸ್ತಾವೇಜಿನ ವಿದ್ಯಾನೇ</u> ಪುಷ್ತ ಸಿಹಿ.ಉ.ನೋ., ರಾಜಾಜಿವಗರ

(Mangalore) having been already engaged in social service, charitable and educational activities along with his companions and colleagues, is desirous of establishing a new and separate Educational Trust for educational and charitable purposes and to, inter alia, establish educational institutions of all grades including schools and colleges and also technical and professional institutions of all levels under the name and style of CARMEL JNANA EDUCATION TRUST with its principal place of operation at Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010, hereinafter referred to as the TRUST, such that the Trust would set up, establish, operate and run new educational institutions, or schools or colleges of all levels or disciplines;

AND WHEREAS the AUTHOR OF THE TRUST, with this intent, is desirous of declaring a certain sum of money as Trust property and settling it in Trust on the PARTIES of the SECOND PART for carrying out certain public educational objects and purposes more fully recorded and described in this Deed of Declaration of Trust hereinafter which shall function throughout the length and breadth of India and which shall have objects wide enough for the extension of the benefits thereof particularly to the members of Catholic Minority Community as enshrined in Article 30 of the Constitution of India and generally to all irrespective of race, caste and / or creed and including objectives serving the relief of the poor, education, medical relief, housing and advancement of any other object of general and/or public utility and so that such benefits may be given directly by the said Trust to such needy and deserving persons and appointing the TRUSTEES herein

And Supilshin Rodigus. Throng

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5	Fr. Ronald D'Souza . (ಬರೆಸಿಕೋಂಡವರು)			Brow

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ಕರ್ನಾಟಕ ಸರ್ಕಾರ Government of Karnataka

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as the TRUSTEES of the Trust property to carry out the objects and purposes of the Trust and to exercise certain powers and rights as set out in detail hereinafter in this deed:

AND WHEREAS pursuant thereto, the AUTHOR being inter alia absolutely seized and possessed of the sum of Rs.10,000/- (Rupees Ten thousand only) set apart by him for public educational and charitable purposes hereinafter mentioned, was desirous of settling the said sum of Rs.10,000/- (Rupees Ten thousand only) upon TRUST on the TRUSTEES of the SECOND PART as the Corpus Fund for the said Trust being constituted by him for educational and charitable purposes and has with this intention contributed and settled earlier to-day i.e., as on the 27th day of November 2008, the said sum of Rs.10,000/- (Rupees Ten thousand only), by cash/cheque as aforesaid upon this Trust, to be named as CARMEL JNANA EDUCATION TRUST, as its Corpus Fund, subject to the powers and provisions hereinafter confirmed, declared and contained of and concerning the same in the manner hereinafter appearing;

AND WHEREAS the AUTHOR has reposed immense confidence in the PARTIES of the SECOND PART to achieve the objects and purposes of the Trust and to exercise certain powers and rights in relation thereto and had pursuantly requested the aforesaid PARTIES NO.(1) to (5) herein to act as FIRST TRUSTEES of the Trust so constituted by him to which they have agreed to so act;

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ುತ್ತುಕದ ಡಿ ದಸ್ತಾವೇಜಿನ 8 ನೇ ಶುಷ್ತ್ರ ಹಿ.ಉ.ನೋ., ರಾಜಾಜಿನಗರ

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2	Jerome Mascaranhas Carmelite Provincialate Sadbhavana, Dr. Rajkumar Road Rajajinagar 1st Block, Bangalore-10	Gjeronie

ಹಿರೆಯ ಉಪನ್ಯೋಂದ್ರಕ್ಕಾರಿ ಸ್ಥಾಪ್ ರಜಿಸ್ಟಾರ ರಾಜಾಜಿನಗರ, ಬೆಂಗಳಕ್ಕಾರು



4 ನೇ ಪುಸ್ತಕದ ದಸ್ತಾವೇಜು ನಂಬರ RJN-4-00200-2008-09 ಆಗಿ

ಸಿ.ಡಿ. ನಂಬರ RJND128 ನೇ ದ್ದರಲ್ಲಿ

ದಿನಾಂಕ 27-11-2008 ಸ್ಥಂದು ನೋಂದ್ರಾಯಿಸಲಾಗಿದೆ

ಎ. ಟಿ. ಬೋಪಯ್ಮ

ಹಿರಿಯ ಉಪನೋಂದಣಾಧಿಕಾರಿ ಸಬ್ಜ್ ರಜಿಸ್ಕಾರ (ರಾಜ್ಞಾಜನಗರ)

Designed and Developed by C-DAC, ACTS, Pune

ಕರ್ನಾಟಕ ಸರ್ಕಾರ Government of Karnataka

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AND WHEREAS accordingly the FIRST TRUSTEES have assumed office as the TRUSTEES of CARMEL JNANA EDUCATION TRUST earlier to-day to carry on the said educational and charitable activities with its primary place of activity situated at Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010, in Trust on and with effect from the 27th day of November 2008;

AND WHEREAS the AUTHOR OF THE TRUST and the TRUSTEES herein are now desirous of confirming their oral Trust into writing and to reduce the constitution of the said Trust, objects and other rules and regulations as decided by the AUTHOR OF THE TRUST and as accepted by the TRUSTEES at the time of the oral formation of the Trust into writing and to have the same evidenced and confirmed by this DEED OF EDUCATIONAL TRUST.

NOW THIS DEED OF EDUCATIONAL TRUST KNOWN AS CARMEL JNANA EDUCATION TRUST WITNESSETH AS FOLLOWS:

In order to evidence and record the aforesaid object of creating and establishing a Educational Trust, the AUTHOR herein confirms having delivered to and made over to the TRUSTEES of the SECOND PART, a sum of Rs.10,000/-(Rupees Ten thousand only), by cash/cheque as aforesaid with intent to part with all his rights, title, interest and claims therein and vest the same in the TURSTEES to have and to hold the same and the investment(s) for the time being representing

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ಕರ್ನಾಟಕ ಸರ್ಕಾರ Government of Karnataka

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the same and all other properties that may, for the time being representing the Trust estate together with all addition(s) and accretions thereto and all accumulated income(s) thereof and all other property or properties or assets that may be acquired out of the same or otherwise may hereafter be subject to the Trust (hereinafter referred to as THE TRUST FUND) for the educational objects, purposes and uses hereinafter expressed with the powers and on the terms and conditions herein contained of and concerning the same.

ARTICLES OF THE TRUST:

1. NAME OF THE TRUST:

The name of the Trust shall be "CARMEL JNANA EDUCATION TRUST'.

2. REGISTERED OFFICE OF THE TRUST:

The Registered Office of the Trust shall be located at Sadbhavana, Dr. Rajkumar Road, Rajajinagar I Block, Bangalore - 560 010, or at any other place as the Board of Trustees may hereinafter decide from time to time. The Registered Office of the Trust may be shifted to such other place(s) within India as the TRUSTEES may deem fit and proper at their discretion.

3. OBJECTS OF THE TRUST:

The main objects of the Trust are and shall be as hereunder:

(a) To establish, administer, run, take over and maintain educational institutions of all levels and types including educational institutions of professional courses and vocational training primarily for the benefit of Catholic Christian community which is a religious minority and at the same time also for the good of

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others irrespective of religion, caste, or community with a special consideration for the economically and socially backward.

- (b) To promote education according to the high moral values in keeping with the interest of social justice and national integration.
- (c) To introduce, adopt and follow such values as are conducive to the spiritual, moral and intellectual growth of the students and the staff;
- (d) To exercise overall supervision and control with regard to the administration, standard of education, discipline and other related matters in the institutions established and maintained by the CARMEL JNANA EDUCATION TRUST;
- (e) To erect buildings for schools, colleges, hostels, orphanages or staff quarters etc., and / or any other type of buildings or structures whatever as may be required from time to time for implementing the objects of the Trust and to maintain, deal with, manage, control, administer, develop, improve, alter, repair, demolish or reconstruct the same or any portion thereof;
- (f) To use all income from the property movable or immovable or the funds received by way of grants, donations etc., whenever derived, for the objects of the Trust as set forth in this Trust Deed;
- (g) And to do or cause to be done any or all such acts or things as shall be conductive to the social, economic, cultural, moral, ethical, civil, patriotic or physical welfare of the students and in general the people of India, provided, such things or acts are not contrary to or inconsistent with the spirit and principles of the

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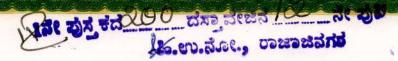


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laws and rules under which this Trust has been established and registered;

- (h) To undertake any other public educational activity or activities that may be incidental or ancillary to the objects of the Trust;
- (i) For the promotion and attainment of these objects and purposes:
 - (I) To acquire immovable property(ies) of any nature or lands of any tenure in any part of India with or without buildings and structures, either by way of absolute purchase or byway of lease, exchange, gift or any other form of acquisition as well as to sell, alienate, lease or mortgage, at such rates, terms and conditions as the TRUSTEES may deem fit;
 - (II) To construct such building or buildings and/or structures as may be necessary from time to time and to improve, alter, extend or demolish the same or any parts thereof and to equip the same with all such equipments, fittings, amenities and /or facilities as the BOARD OF TRUSTEES may deem fit;
 - (III) To invest and deal with the funds and money(ies) of the Trust not immediately required, in such investments and /or deposits and in such manner as the TRUSTEES may from time to time at their discretion deems fit, and from time to time, to dispose off and/or transpose such investments into or for others of any kind, on such terms as the TRUSTEES may think fit but however inconformity with the provisions of Sections 11 to 13 of the Income Tax Act, 1961, as amended from time to time;

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ದಸ್ಕಾವೇಜು ಹಾಳೆ **Document Sheet**



ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ಸಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

ಬೆಲೆ: ರೂ. 2/-

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प्रति यात्र रित <u>प्रतिक विषय</u> विषय विषय ಹಿ.ಉ.ನೋ., ರಾಜಾಜಿನಗರ

- To apply the property(ies) of the Trust solely towards the promotion of the objects of the Trust as set out in this Deed of Trust provided that no portion thereof shall be paid or transferred directly or indirectly by office of profit to the TURSTEES. Provided further that nothing herein contained shall prevent the payment, in good faith, of remuneration to or the reimbursement of any expenses incurred by any officer or employee of the Trust or other person for any services actually rendered or expenses previously authorized and actually incurred for the purposes of the Trust;
- To negotiate and enter into any arrangement with any Government, State, University, Municipality or any other public or private authority, body or association which may seem beneficial or conducive in attainment of any of the objects of the Trust;
- (VI) To maintain a fund to meet the expenses of a capital nature and to pay into such funds, money at such times and in such amounts as the BOARD OF TRUSTEES may from time to time decide;
- To establish and maintain one more Reserve Fund(s) of (VII) such amount as the TRUSTEES may think fit, for the promotion of the activities of the Trust or in attainment of its objects;
- (VIII) To raise loans and funds and to receive, accept and use any gift, donation or endowment in cash or in the form of other movable or immovable property of any description;

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ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

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- (IX) To subscribe or give donations to and/or to aid financially or otherwise, any other charity or Public Charitable Trust with similar objectives;
- (X) To do all such other lawful acts and deeds as are essential or conducive or necessary in the attainment of the objects of the Trust;

(j) RESTRICTIVE COVENANTS:

If any of the above objects is found to be inconsistent with the objects of a educational institution or Trust under Section 10 (23C) or Section 11 or any other applicable sections of the Income Tax Act, 1961 or any other direct tax law or any other law applicable to such Trusts as presently enacted or as may be enacted or amended at a future date, the objects stated above will be treated as so modified to accord with such law or amended law so that any and every concession, privilege, condition or regulation available to and applicable to such educational institution or Trust will be available or applicable to this Trust as well and so that this Trust will continue to retain its character as a educational institution or Trust without profit motive and with public character within the meaning of all such laws. All the objects of the Trust and its activities shall be confined to India and will be carried on without profit motive and without any distinction based on race, caste or creed;

4. TRUSTEES, BOARD OF TRUSTEES - THEIR CONSTITUTION AND WORKING, MEETINGS OF THE BOARD OF TRUSTEES, SUCCESSION TO THE OFFICE OF TRUSTEES etc.,:

4.1 All the parties of the SECOND PART, viz., PARTIES NO.(1) to (5) herein shall be the Permanent Trustees of the Trust and shall hold office for the

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period(s) of their office(s) or until they resign or until they cease to be the **TRUSTEES** of the Trust in the manner provided hereinafter in these presents;

- 4.2 The affairs of the Trust shall be managed and administered by the TRUSTEES collectively referred to as the Board of Trustees comprising of the Provincial Superior of the Discalced Carmelite, Karnataka-Goa Province (Mangalore) as the Ex Officio President and Donor Trustee; a Secretary to be nominated by the President and also a Treasurer to be nominated by the President both from amongst the TRUSTEES of the Trust and for such term not exceeding three (3) years at a time for the smooth and effective functioning of the activities of the Trust;
- 4.3 The properties of the Trust shall vest in the TRUSTEES or Board of Trustees for the time being constituted;
- 4.4 Any Trustee may retire at any time without assigning any reason and without being responsible for any costs occasioned by such retirement;
- 4.5 The surviving or continuing **TRUSTEES** may, notwithstanding any vacancy in the Board of Trustees, act as **TRUSTEES** provided however that if the number of **TRUSTEES** shall decrease to three or below in number as fixed by these presents, the **TRUSTEES** shall not, except for the purpose of filling any vacancy, act so long as the number is below the said minimum;
- 4.6 The following shall be the office bearers of the Trust:-

i. PRESIDENT -

The Provincial Superior of the Discalced Carmelite, Karnataka-Goa Province (Mangalore), by virtue of his office, shall be the President and shall preside over all the meetings of the Board of Trustees. The President shall be in over-all charge of the affairs of the Trust and all the

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other office bearers shall work under his overall direction, advice and guidance.

Without limiting and without prejudice to the general powers of the Board of Trustees or to their powers to delegate or confer powers to specific individuals or to the specific powers conferred on various office bearers provided elsewhere in these presents, the PRESIDENT shall INDIVIDUALLY or SEVERALLY have and exercise all the powers as are necessary for the effective management and administration of the Trust property and its funds to achieve the objects of the Trust.

ii. SECRETARY -

The Secretary who at his own instance or at a requisition made by any **TRUSTEE** shall convene the meeting in consultation with the PRESIDENT after giving at least seven (7) days notice before the meeting of the Board and shall circulate the agenda.

The Secretary shall issue general notices, circulars and communications, shall maintain minutes books of all meetings and co-ordinate and supervise the activities of the Trust as per its objects. He would be responsible for the implementation and execution of all the decisions arrived at the meetings of the Board of Trustees. He shall have the power to appoint employees, agents, branch secretaries, officials in consultation with the President, and to delegate any of his powers or duties as he may deem it just, necessary, convenient or proper.

The Secretary shall work under the executive direction of the PRESIDENT and shall be in charge of all executive works of the Trust and shall keep records of the affairs of the Trust and issue calls or notices for various meetings. The Secretary shall make all arrangements connected with the Board meetings and shall also arrange for the presentations of the various Annual Reports and the accounts. The Secretary shall negotiate and liaise for and on behalf of the Board of

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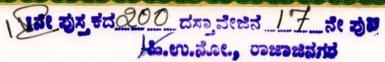


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Trustees and shall do all such acts and things to ensure smooth and effective working of the Trust.

The Secretary shall represent the Trust in all the civil matters and legal proceedings.

iii. TREASURER -

A Treasurer who shall keep a record of all financial transactions, maintain the accounts and have them audited every year. He shall sign and discharge all receipts for all donations or contributions received in kind or for all sums and / or monies received by way of gifts, donations or otherwise and keep custody of all title deeds and other relevant documents of all immovable properties or other assets or properties of the Trust.

4.7 **GENERAL**:

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- 4.7.1 While all meetings of the Board of Trustees shall be chaired by the PRESIDENT, in his absence, the Board of Trustees, may, by majority decision, appoint any one of them, to chair the meeting for the duration of the absence of the PRESIDENT at the meeting;
- 4.7.2 The Office Bearers including the TRUSTEES shall not be entitled to receive any remuneration from the Trust;
- 4.7.3 All proceedings, questions and matters arising at the meeting(s) of the Board of Trustees shall be decided by a simple majority of votes and in case of equality of votes, the PRESIDENT shall have a second or casting vote;
- 4.7.4 Notwithstanding and without prejudice to the powers conferred on the Secretary to convene the meeting of the Board of Trustees, any meeting of the Board of Trustees can be convened and held at such place and at such time as the PRESIDENT or Secretary of the Trust shall decide and such a meeting can be convened after giving at least seven (7) days notice before

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the meeting; such notice to be served on all TRUSTEES and to be accompanied with an agenda for the matters to be transacted at the meeting;

- 4.7.5 The TRUSTEES may invest the Trust estate either in immovable property(ies) or acquisition of movable assets/chattels or in such manner as may be allowed by law as may be in force from time to time and shall be empowered to convert, alter, vary, dispose of and/or transfer such investments from time to time provided that such investments shall not be made which are directly or indirectly for the benefit of any person referred to in sub-section (3) of Section 13 of the Income Tax Act, 1961, or any subsequent amendment as may be made thereto from time to time;
- On a new Permanent Trustee being appointed/nominated by virtue of 4.7.6 change of incumbent in office, on his signifying his acceptance in writing to the effect of his accepting the appointment, the Trust Property shall automatically vest in him along with the other TRUSTEES for the time being and he will be entitled to carry out all the duties and functions of a TRUSTEE without any other deed or writing;

5. TRUST PROPERTY OR TRUST FUND:

- The Trust property or Trust fund shall mean and include not only the 5.1 CORPUS of the Trust but also the income arising there from and accumulations thereof which are not for the time being applied for objects and/or purposes of the Trust and all the investments for the time being representing the same. It shall also include all such funds and properties which are received by or which come to the possession of the TRUSTEES in the course of administration and management of the Trust properties and its affairs:
- It shall also include all the assets, tangible and intangible, benefits and 5.2 rights acquired during the existence of this fiduciary obligation for the benefit of the Trust and all the investments and proceeds representing the

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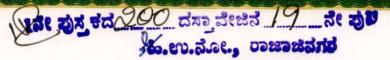


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same for the time being, including the following:

- a. The Corpus Fund of the Trust and any further contribution from the AUTHOR or TRUSTEES or others for the objects or general purposes of the Trust;
- b. Contributions / gifts/ donations, movable/immovable grants, aids and the like, recurring and non- recurring grants from other charitable foundations and /or institutions or individuals in India or overseas made to the Trust from time to time;
- c. Contributions/gifts/donations from the public for the general purposes of the Trust;
- d. Contributions/gifts / donations by and grants from local bodies;
- e. Such other income of any kind or nature received for the furtherance and advancement of the objects and purposes of the Trust; and
- f. Accretions to and income from the Trust properties, movable and immovable.
- 6. POWERS, DUTIES AND FUNCTIONS OF THE TRUSTEES OR THE BOARD OF TRUSTEES:
- 6.1 The management and administration of the Trust Properties and affairs thereof shall vest in the **TRUSTEES** or the Board of Trustees as they are collectively called. Subject as herein mentioned, the **TRUSTEES** or the Board of Trustees shall exercise all such powers and do all such acts, deeds, matters and things as are required to be exercised or done to manage and administer the affairs of the Trust and Trust properties and shall have powers:-

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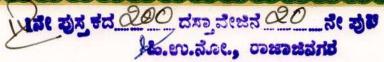
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- to acquire, hold, sell, build or dispose of any immovable or movable 6.1.1 property or asset and/or to invest all or any part of the assets of the Trust and to decide all matters arising therefrom;
- 6.1.2 to decide all matters relating to the scope, objects and purposes of the Trust and execution or implementation thereof;
- 6.1.3 to sell, mortgage, raise monies on the security of or otherwise encumber any of the properties or assets, whether movable or immovable, of the Trust;
- 6.1.4 to open and operate an account or accounts with bank or banks;
- 6.1.5 to determine, sanction and allot recurring and non-recurring expenditures of the Trust and/or institutions created under the Trust and to direct and approve capital and other expenditures;
- 6.1.6 to frame Rules and Regulations for the Board of Management to be constituted to run the educational institutions / schools / colleges / technical institutions etc., to be established by the Trust from time to time;
- 6.1.7 To amalgamate the Trust with other Trust or Trusts or take over any other Trust or Trusts created for similar purposes;
- To aid, assist, donate or otherwise contribute funds to Societies/ 6.1.8 Institutions/Trusts:
- To receive donations, contributions etc., from abroad and from within India 6.1.9 and reimburse and pay out of the Trust property all the expenses and outgoings incurred in connection with the management and administration of the Trust property and its funds.

6.1.10 To assist public charitable causes having the similar objectives of this Trust;

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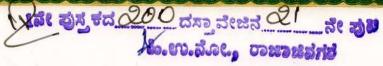


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- 6.1.11 To acquire, sell, dispose of immoveable properties which in the opinion of the Board of Trustees shall be necessary from time to time; and
- 6.1.12 To do all such acts, deeds and things as may be deemed necessary, incidental or conducive to the attainment of all or any of the objects or purposes of the Trust.
- 6.1.13 The **TRUSTEES** shall be the custodians of the Trust Properties whether movable or immovable and the same shall be invested, administered and disposed of or transferred by them in such manner as may be decided by them from time to time in accordance with these presents.
- 6.2 The **TRUSTEES** shall, from time to time, decide the particular object(s) for which the income or the corpus of the Trust fund or properties for the time being available shall be applied.
- 6.3 The TRUSTEES may accept donations or contributions (whether such donations or contributions be in cash or in kind in the form of immovable or movable property(ies) from any sponsor, individual, person, firm, Company, Corporation, Association, institution or Trust whether foreign or local, (including the AUTHOR or the TRUSTEES or any of them) for the furtherance of the objects of the Trust or for any one or more of them upon such terms and conditions as they may in their absolute discretion think fit, provided that the terms upon which any donation or contribution is accepted shall not in any way be inconsistent with or repugnant to the objects of these presents (and no other name whether by way of substitution, addition or alteration shall be associated with the name of this Trust) and which are in accordance with the provisions of various statutory or taxation enactments applicable thereto including the provisions of the Income Tax Act, 1961 as amended from time to time.

6.4 The TRUSTEES shall hold their meetings at such intervals as may be necessary to review the work done by the Trust and its office bearers;

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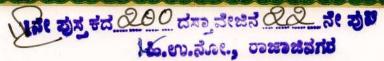


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- 6.5 The power to co-opt or appoint new or additional **TRUSTEES** within the maximum number of **TRUSTEES** as prescribed in Clause 4.7.6 supra and to fill vacancies in the office of the **TRUSTEES**, shall vest in the **TRUSTEES** or the Board of Trustees and such co-option or appointment of new or additional **TRUSTEES** shall be made by a majority decision passed at a duly convened and constituted meeting of the Board of Trustees.
- 6.6 The Board of Trustees shall be entitled to sue in the name of the Secretary of the Trust and may similarly be sued in the name of the Secretary of the Trust; or as decided by the Board of Trustees.
- 6.7 The **TRUSTEES** shall have full powers to settle disputes out of Court, compromise or compound all actions, suits and other proceedings and to refer all such differences, demands and disputes touching the Trust Estate and/or the Trust Properties to arbitration and to adjust, settle and approve all accounts relating to the Trust Estate and/or the Trust Properties, to execute, release and to do all other acts and things relating thereto as fully and effectually as if they were absolutely entitled to the Trust properties and without being liable or answerable for any bonafide loss occasioned thereby.

6.8 POWER TO DEAL WITH THE TRUST PROPERTY:

The Board of Trustees shall have the power to acquire, purchase, hold, enjoy, sell, mortgage, lease out or take on lease, hire, exchange, gift or otherwise deal with and dispose of property(ies) of every description, for and on behalf of the Trust.

6.9 DELEGATION OF POWERS:

Without prejudice to the generality of the powers and/or to the specific powers conferred on any office bearer by or pursuant to these presents, the Board of Trustees may empower the PRESIDENT or any or more of the office-bearers of the Trust to represent or act for the Trust in any matter

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ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ಸಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

ಬೆಲೆ: ರೂ. 2/-

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connected with the working of the Trust, its properties, funds, investments, borrowings and related purposes and for signing or execution of any agreement, contract, instrument, document or any other paper or writing required to be signed or executed on behalf of the TRUSTEES and to make the same effective and binding as if the said agreement, contract, instrument or document or paper or writing were signed by all the TRUSTEES.

6.10 **OPERATION OF BANK ACCOUNT(S):**

The Bank account(s) of the Trust shall be operated JOINTLY, by any two of the three office bearers, viz., the PRESIDENT, the SECRETARY and the TREASURER;

FRAMING OF RULES AND REGULATIONS: 6.11

The TRUSTEES may, from time to time, frame schemes and/or rules and regulations to carry out the objects of the Trust and for managing the affairs of the Trust and otherwise for giving effect to the objects and purposes of the Trust and to vary the same from time to time as the TRUSTEES may in their discretion deem fit and proper.

- 6.12 The TRUSTEES may, from time to time, work in collaboration or in association with international agencies and may receive managerial, financial and/or technical support from them.
- 6.13 The TRUSTEES shall, for and on behalf of the Trust, print, publish, distribute, screen, leaflets, posters, banners, pamphlets, newsletters, books, videographs, films, hoardings, etc., which are necessary for the diffusion of knowledge and to promote any of the objects mentioned herein.
- 6.14 The TRUSTEES may reimburse themselves and pay and discharge all the costs, charges and expenses incurred in or about or incidental to the administration or management or execution of the Trust or powers or any of their duties under these presents including travelling expenses and also all

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outgoings, taxes, assessments, dues and duties and other taxes payable in respect of Trust income, Trust funds or Trust properties and management thereof and pay all charges and outgoings payable in respect of any or more immovable property(ies) for the time being forming part of the Trust fund or assets and may carry out repairs which may from time to time be required to be done and keep the same insured against loss or damage as they in their absolute discretion think proper.

7. **MISCELLANEOUS PROVISIONS:**

7.1 **INVESTMENTS:**

The funds of the Trust shall be invested in the modes specified under the provisions of all applicable provisions of Income Tax Act, 1961, including the provisions of Section 13(1)(d) read with Section 11(5) read with Section 11(2), Section 13(1) (c) and Section 10(23 C) of the Income Tax Act, 1961, to the extent applicable and as amended from time to time.

ACCOUNTS:

Proper books of account of the Trust shall be maintained every year with respect to all sums of money received and expended on account of the Trust and matters in respect of which such receipts and expenditures take place and the liabilities and assets for the time being of the Trust. The accounting year of the Trust shall end on the 31st day of March every year provided that the Board of Trustees shall be at liberty to change the same from time to time if they so deem it fit and proper. The books of account shall be kept at the Registered Office of the Trust or at such other place or places as may from time to time be determined by the TRUSTEES. The accounts shall be duly audited by a Chartered Accountant every year. The Chartered Accountant shall be appointed by the Board of Trustees for such period and on term as they may find it expedient.

AMENDMENTS: 7.3

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The TRUSTEES shall, by 2/3^{rds} (two thirds) majority, pass a resolution at meetings of the Board of Trustees properly convened and by majority (in

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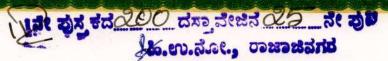
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ಬೆಲೆ: ರೂ. 2/-

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number) of the TRUSTEES for the time being holding office as TRUSTEES of the Trust present at the meeting and voting, duly approve any amendment to the Trust Deed, including alteration of its objectives, not being a violation of the basic public charitable nature of the Trust but no amendments to the Trust Deed / Rules and Regulations shall be made which may prove to be repugnant to the provisions of Sections 2(15), 10 (23C), 11, 12 and 13 and 80-G or other applicable provisions of the Income Tax Act, 1961 (to the extent applicable) as amended from time to time; and further no amendment shall be carried out without the prior approval of the Commissioner of Income Tax having jurisdiction over the Trust for purposes of taxation.

7.4 **DISSOLUTION:**

In the event of dissolution or winding up of the Trust, the properties and assets remaining as on the date of dissolution shall under no circumstance be distributed among the TRUSTEES of the Trust but the same shall be transferred to another charitable trust or society or institution whose objects are similar to those of this Trust and which enjoys recognition under Sections 11 or 12 and/or under Section 80-G of the Income Tax Act, 1961 as amended from time to time.

7.5 **FUNDS:**

The funds and the income of the Trust shall be solely utilised for the achievement of its objects and no portion of it shall be utilised for payment to the TRUSTEES by way of profit, interest, dividends, etc., If the income from the Trust property in a particular year is not fully utilised, the unexpended income shall, subject to the applicable provisions of the Income Tax Act, 1961, be set apart or accumulated and/or carried over to the next year(s) and spent in such subsequent year(s) or next years for the advancement of any of the objects of the Trust in the manner provided in the provisions of the Income Tax Act, including Section 11(1)(a) and Section 11(2) of the Income Tax Act and the TRUSTEES shall pass the necessary resolutions and do all requisite acts needed to effectuate the

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accumulation or setting apart of the income in the manner provided in the Income Tax Act,1961.

7.6 IRREVOCABLE TRUST:

The Trust hereby declared is irrevocable. The **AUTHOR** of the Trust hereby expressly further declares that he neither reserves any right to revoke the Trust nor reserves any claim for any benefit, either directly or indirectly, from the Trust under any circumstance.

7.7 **BENEFITS**:

The benefits of the Trust shall be open to all irrespective of race, caste, creed or religion.

- 7.8 The TRUSTEES being the parties of the SECOND PART hereby accept the confidence reposed in them by the AUTHOR of the Trust and agree to act as the TRUSTEES of the Trust and of the Trust Property declared under these presents under the terms and conditions set out in this Deed.
- 7.9 The Working hours of the Trust shall be from 10:00 a.m. to 12:00 noon and from 2:00 p.m. to 4:00 p.m. on all working days or as directed by the Board of Trustees, from time to time.
- 7.10 The Trust hereby created has no immoveable property at present.

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IN WITNESS WHEREOF, THE AUTHOR AND THE TRUSTEES HAVE EXECUTED THESE PRESENTS ON THE DAY, MONTH AND YEAR ABOVE **MENTIONED**

WITNESSES:

PARTY NO.1: Fr. ARCHIBALD GONSALVES AUTHOR

ACCEPTED:-

Dr. Roj Kumer Road, Roje ji mager Ist Blik

2 Dicemie Bangolize 560010

(Jerome Masconenhay)

Saddhavana Dr. Rajkuman Road Rejojinages Ist Block

Bangalre 560010

PARTY NO.1: Fr. ARCHIBALD GONSALVES

PARTY NO.2. Fr. Dr. GREGORY D'SOUZA

PARTY NO.3. Fr. JOSSY RODRIGUES

PARTY NO.4. Fr. WILLIAM MIRANDA

Do PARTY NO.5. Fr. RONALD D'SOUZA

TRUSTEES

Drafted by: P.D'SOUZA, M.A. Advocate - High Court & Prof. of Law, 14/7, Queen's Road, Bangalore – 560 052.

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Print date & time :	27/11/2008,	03:13:21	PM

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Original

್ರಾಂಕ : 27/11/2008

ಶ್ರೀ Fr. Archibald Gonsalves ಜನಕಿಂದ ಸ್ವೀಕರಿಸಲಾಗಿದೆ

2008 - 09 ವರ್ಷದ' ಪುಸ್ತಕ್ ಪುಸ್ತಕದ 200 ಸಂಖ್ಯೆಯಾಕ್ ಪ್ರದ ನೊಂದಾವಣೆಗಾಗಿ

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ಮೇಲಿನ ದಾಖಲೆಯನ್ನು 27/11/2008 ದಿನದಂದು ಕೊಡಲಾಗುವುದು

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Designed and Developed by C- DAC ,ACTS Pune.