



उत्तर प्रदेश UTTAR PRADESH

19 DEC 2008



V 984866

TRUST DEED

*Identified
S. K. Mishra
5/12/09*

THIS DEED OF TRUST made on this 05th day of February, 2009 by (1) Sri. Dr. Jai Prakash Naraian Mishra S/o. Late Sita Ram Mishra R/o. Khasra No. 99, Village- Narayan Das Ka Purwa, Jhansi, Tehsil-Phoolpur, Allahabad hereinafter called the Author of the Trust which expression unless repugnant to the context or meaning thereof includes their heirs, executors, and administrators, etc., whereas Authors of the Trust are possessed of and otherwise well and sufficiently entitled to the sum of Rs. 10,000 (Rupees Ten thousand only) hereinafter referred to as said property. Whereas the Authors of the Trust desire to irrevocably endowing the said funds upon trust for public, educational, and cultural purposes, as hereinafter expressed and contained in this presents and in pursuance of such desire have already transferred paid and handed over the said property to the trustees mentioned below.

WHEREAS it is the desire of the Authors of the Trust that the Corpus of the Trust may be further augmented from time to time by flow of funds and other assets including moveable and immovable and any other kind by way of gifts, or donations, acquisitions, allotments, grant exchange or otherwise etc.

WHEREAS the following persons are appointed to be trustees for holding the said property in Trust for the purposes detailed in this Trust Deed:

1. Dr. Jai Prakash Naraian Mishra
2. Smt. Vijai Mishra
3. Shri Girish Kumar Pandey
4. Smt. Mamta Pandey
5. Shri Jai Prakash Mishra



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6. Shri Mithilesh Dwivedi

7. Shri Rakesh Kumar Mishra

NOW THIS DEED OF TRUST WITNESSETH AS FOLLOWS:

1. NAME The Trust hereby established shall be named as **Ashutosh Memorial Trust.**

2. PLACE Office of the Trust shall be situated at Khasra No. 99, Village- Narayan Das Ka Purwa, Jhunsu, Tehsil-Phoolpur, Allahabad or at such other places in India as the Trustees may from time to time think fit.

3. OBJECTS

A. Main Objectives

The main objective of the trust will be to empower the communities in terms of quality and value based education, promotion of integrated health, livelihood aspects and other dimensions of general public utility with in the territories of India, through coordination and support of government organizations/NGO's and other financial institutions, ultimately to seek quality and excellence of the people.

B. Specific Objectives

1. To improve economic, moral, intellectual and social status of rural/ urban masses under the vicinity of Trust.

2. To work for the expansion of value and friendly education through formal and non-formal schools and higher education centres specially for rural/urban women and children.

3. To organize various programs for developing and inculcating higher values and ideals related to society, culture and art.

4. To access integrated health services to masses through a health centre by using Yoga, Naturopathy and Alternative Indian therapy systems combined with modern medicine for quality of life.

5. To promote professional and technical education for students of weaker section by establishing such educational institutions.

6. To provide training of true spirit of healthy living and personality development to teachers, executives, institutional personnel and other professionals.

7. To provide non-formal and family life education to dropout boys and girls of rural and urban areas.

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होनाम का नाम दा. जय प्रकाश नारायण मिश्रा नि. 510

निवासी उत्तर प्रदेश जिला फूलपुर

का. नं. 545 अर्थात् 31 मार्च 01 तक

जय प्रकाश नारायण मिश्रा

एक विवेका सत्यमेव जयते श्रीगुरुदेव नमः

का. पत्र

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फीत रजिस्ट्री नकल व प्रति शुल्क योग शब्द लगभग

न्याय की रजि

श्री/श्रीमती डा० जय प्रकाश नारायण मिश्रा

पुत्र / पत्नी श्री स्व सीता राम मिश्रा

पेशा

निवासी स्थायी नारायण दास का पुरवा, झूँसी फूलपुर इलाहाबाद

अस्थायी पता

ने यह लेखपत्र इस कार्यालय दिनांक 6/2/2009 समय 11:22AM

वजे निबन्धन हेतु पेश किया।



(बी० के० शाही)

उप निबन्धक (प्रथम)

इलाहाबाद

6/2/2009

निष्पदन लेखपत्र बाद सुनने व समझने मजबूत

न्यासी

श्री/श्रीमती डा० जय प्रकाश नारायण मिश्रा

पुत्र/पत्नी श्री स्व सीता राम मिश्रा

पेशा

निवासी नारायण दास का पुरवा, झूँसी फूलपुर

इलाहाबाद



ने निष्पदन स्वीकार किया।

जिनकी पहचान श्री सत्य नारायण यादव

पुत्र श्री राम अमिलाष यादव

पेशा कालत

निवासी सिविल कोर्ट इलाहाबाद

व श्री राम सिंह

पुत्र श्री भागीरथी Ram Singh

पेशा

निवासी करनाईपुर फूलपुर इलाहाबाद

ने की।

प्रत्यक्ष मद्र साक्षियों के निशान अंगूठे नियमानुसार लिये गये हैं।



(बी० के० शाही)

उप निबन्धक (प्रथम)

इलाहाबाद

6/2/2009



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8. To provide facilities of easily accessible library, reading centres, exercise centres, friendly clubs and hostels for different categories of Indian citizens and foreign nationals.
 9. To publish and circulate books, periodicals, brochures, leaflets and such other documents promoting social harmony and environmental preservation.
 10. To provide assistance for the empowerment of single and working women, divorced women, widows and orphans in collaboration with government/NGO's/cooperative agencies.
 11. To provide facilities to the students preparing for various National/International competitive examinations by organizing capacity building and career development programs.
 12. To enhance awareness and skills among the target groups work for eradication of social problems and evils such as HIV, AIDS, Alcoholism, Gambling, Drug abuse etc.
 13. To conduct need based programs for various sections of community in regard to the development of vocational skills.
 14. To organize and conduct various awareness programs in relation to population explosion, safe drinking water, sanitation & hygiene and global warming.
 15. To provide services and sensitize the communities and target groups for safe motherhood and healthy children.
 16. To conduct research on various issues of social sciences and dissemination of knowledge through EEC.
 17. To conduct various need based programs for the vocational skill development for various sections of different communities.
 18. To strengthen, advocate and support in implementing various policies and programs of government for the benefit of society at large.
 19. To promote livelihood programs namely Ambedkar Handicraft Vikas Yojana, Forestry, Land and Water Shed Management and other Agriculture allied activities through micro finance schemes.
 20. To function as a non-communal, non-political, and secular trust having no link with any anti-national activities.
 21. To strengthen the trust by adding and acquiring movable and immovable properties and corpus fund for achieving the said objective of the Trust.
- The trust shall be an irrevocable public educational, cultural trust for the benefit of all persons



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19 belonging to whatever community irrespective of Caste, Creed or Religion, the Trustees shall stand possessed of the said amount of corpus endowed by the Authors of the trust and such other properties (both movable and immovable) as may be acquired from time to time by the Trust, by purchase, exchange, grant, allotment, subscription, endowment, donation, contribution, or in any manner to whatsoever (all of which shall be designed as Trust properties) on the Trust herein mentioned.

4. NUMBER OF TRUSTEES:

The number of Trustees including the Author of the Trustees shall not be less than 04 (Four) and not more than 07 (Seven) persons. The Board of Trustees shall nominate and invite person/persons to be the other trustees for such period, as they may deem fit and proper. The following shall be the first trustees:

1. Dr. Jai Prakash Naraian Mishra
2. Smt Vijai Mishra
3. Shri Girish Kumar Pandey
4. Smt Mamta Pandey

5. TERM OF OFFICE OF THE TRUSTEES:

The trustees appointed shall hold the office for 20 years. After expiry of the said period of 20 years they shall be eligible to be reappointed as many times by majority voting.

6. PRESIDENT:

There shall be a president for the administration of this trust, nominated by the board of Trustees, who shall be one amongst trustees as specified in para (4) above for such period, in such manner as may be specified in this behalf. The tenure of the President will be of 10 years. However he may be re-elected for the post of President with 2/3 majority vote of trustees.

Dr. J. P. N. Mishra is here by elected as the President of this trust

7. MANAGING TRUSTEE:

(i) The day-to-day administration of the Trust shall be looked after by the Managing Trustee under the guidance, control and supervision of the Board of Trustees.

(ii) The Board of Trustees shall nominate one amongst the trustees as specified in para (4) above to be the Managing Trustee, who shall hold office for such period, as may be decided by the Board of Trustees.



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(iii) The Managing Trustee shall perform all functions, discharge such duties as or specifically entrusted to him/her in writing by the Board of Trustees.

Shri Girish Kumar Pandey is here by elected as the Managing Trustee for the period of 10 years.

8. VACANCIES:

Any vacancy among the Members of the Board of Trustees may be filled by the trustees as specified in para(4) above or their successors and they shall hold office for such duration as may be specified by the Board of Trustees.

9. TERMINATION OF OFFICE OF THE TRUSTEES:

(a) Trustee shall cease to hold office:

i) if he dies,

ii) if he resigns,

iii) if he is adjudged insolvent or found guilty of an offence involving moral turpitude.

iv) if he is found to have acted against the interest of the Trust.

v) if it is unanimously decided by the Trustees specified in para(4) above that his continuation in the Office is against the interest of the Trust.

vi) Upon expiry of the period up to which the Board of trustees have nominated the trustee.

10. MEETING AND PROCEEDINGS OF THE TRUSTEES:

The Trustees shall ordinarily meet once in 06 (Six) months or as often as may be necessary for the satisfactory conduct of the affairs of the Trust.

11. NOTICE:

15 days Notice shall ordinarily be given in writing for a meeting of Board of Trustees.

12. QUORUM:

The Quorum for the Meeting of the Board of Trustees shall be 03 (Three) numbers quorum is required for a meeting adjourning for want of Quorum.

A minute book shall be kept by the Managing Trustee. Minutes of entry into the office of every new trustee and of all proceedings of the meeting of the board of trustee shall be entered in the minute book and shall be signed by the President of the Meeting.

13. VOTING:

Decisions of the Board of Trustees may be made at a meeting or by circulation of papers to them. Normal matters of routine nature may be circulated and decision obtained. The important

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FIFTY
RUPEES

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matters are to be decided at the meeting. All matters arising for disposal shall be decided by a majority of the Board of Trustees present at the Meeting. The President of the Board of Trustees shall have a casting vote in the event of equality of votes, in addition to his own.

14. POWERS, FUNCTIONS AND DUTIES OF THE TRUSTEES:

(a) All property of the Trust Movable or Immovable or of any other kind, shall vest in trust, the trustees shall manage the whole property and affairs of the trust and shall have all powers, duties and functions necessary proper and incidental to the promotion and carrying out of the objects of the trust.

(b) In particular and without prejudice to the generality of the foregoing the trustees shall for the purposes of this trust have the following powers, duties and functions:

(i) To acquire by Gift, Grant, Purchase, Exchange, Lease, or otherwise, lands, buildings, or other immovable properties and also any movable property.

(ii) To construct and maintain buildings, to alter, to demolish or improve them and equip them suitably.

(iii) To accept gifts, donations, endowment and contributions for the Trust and shall be treated as the income of the Trust.

(iv) (a) To raise loans, to receive monies, securities or other movable property on behalf of the Trust.

(b) To accept any trust, trust fund or endowment so long as the provisions of such Trust or endowment are in consonance with the objects of this Trust.

(v) To award scholarship and make donations calculated to promote the objects of the Trust.

(vi) (a) To enter into contracts, or engagements on behalf of the Trust.

(b) To consider such proposals submitted by sub-committee appointed by this trust and allocate such funds if necessary as deemed necessary for the implementation of the programs.

(vii) To make, sign and execute all such documents instruments, as may be necessary or proper for carrying on the management of the properties and affairs of the Trust.

(viii) To invest such monies and such funds of the trust and to vary the investment as and when it may seem necessary or proper provided that such investments shall be made only upon immovable properties or upon securities as the board of trustee may deem fit, under section 20 of the Indian Trust Act, 1882.

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- (ix) To sell, transfer or otherwise dispose of any immovable property of the trust provided all the trustees unanimously resolve that it is in the interest of the trust to do so to sell or lease, mortgage or otherwise dispose of any movable and immovable properties of the Trust.
- (x) To appoint a Committee/Committees of management for such terms and with such powers as may be specified from time to time, for carrying on the routine management of the affairs of the Trust.
- (xi) To appoint such employees on such terms and conditions as the Trustees may deem fit for carrying out the work of the trust and exercise control all such employees including the power of suspension, dismissal and removal.
- (xii) To delegate to the Managing Trustee or any appointed committee such powers, duties and functions as are vested in the Trustees.
- (xiii) To frame Bye-Laws and such other regulations as are required for achieving its objectives.
- (xiv) Out of the income of the trust property the trustee shall be entitled to spend or incur the following expenses namely
- (a) All rates, taxes, cess, assessments, dues and duties if any payable to the government to any municipal or other public bodies in respect thereof or any part thereof.
- (b) The premium for the insurance of the buildings or any other insurable property movable or immovable for the time being forming part of the trust property.
- (c) The costs of ordinary repairs and for providing any amenities to the buildings for the time being forming part of the trust property.
- (d) The cost of making such additions/alterations or improvements to or in the buildings forming part of the trust property, as the trustees shall think fit.
- (e) Wages and salaries of any manager, supervisor, accountant, clerk, servant or other employees employed by the trustees in the carrying out of this trust.
- (f) Cost and expenses of keeping the trust property in good condition.
- (g) Cost and expenses for installing and renovating the electrical and other installations in the building for the time being forming part of the trust property.
- (h) The architect's fee and legal charges and fee payable to other professionals engaged in the course of administration of the trust.
- (i) All other costs, charges and expenses of and incidental to the management and administration

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of the trust property in accordance with the objects and purposes hereof or which may be incidental thereto. After deducting the costs charges and expenses incurred by the trustee's as aforesaid out of the total gross income received by them from the trust property the balance that is the net income will be utilized for the objects of the trust as decided by the board of trustees.

15. BOOK ACCOUNT:

(i) The Board of Trustees may open such Bank Account or Accounts in any of the Banks in the name of Ashutosh Memorial Trust such accounts shall be jointly operated by the President and Managing Trustee.

(ii) The trust may open Bank Account/s in the name of institution/organisation founded by the Trust. Such Bank Accounts shall be operated by such persons as authorised by the board of trustees from time to time.

16. APPLICATION OF THE PROPERTIES OF THE TRUST:

The properties and funds of the Trust shall be applied only for the purpose of the Trust and for the due administration of its business affairs and properties provided however that this shall not preclude payment of any remuneration or allowance or giving of residential accommodation or any perquisites to any trustee in connection with the work carried out by him/her for the purpose of the Trust.

17. ACCOUNTS:

The Trustees shall maintain a true and correct record of the receipts, payments incomes and expenses and transactions of the Trust. The Books of Account of the trust shall be audited by a qualified auditor or a Chartered Accountant every year i.e., commencing from 1st April to the 31st March of next year.

18. DEFECTS OF PROCEDURE IMMATERIAL:

No act of Trustees shall be invalidated by reason only of any vacancy in the Board of Trustees or any irregularity in the proceedings of the Board of Trustees or any Committee thereof.

19. AMENDMENTS:

No amendments to the Trust Deed shall be made which may prove to be repugnant to the provisions of Section 2(15), 11, 12 and 13 and 80G of the Income Tax Act, 1961 as amended from time to time.

20. DISSOLUTION:



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In the event of dissolution or winding up of the Trust the assets of the trust remaining on the date of dissolution shall under no circumstance be distributed among the Trustees, but the same shall transferred to other Trust, Society, Association or Institution whose objects are similar to those of this Trust.

IN WITNESS WHEREOF THE AUTHOR OF THESE AND TRUSTEES HERETO HAVE SET THERE RESPECTIVE HANDS THE DAY AND YEAR FIRST HEREIN ABOVE WRITTEN.

Witness:

1. Satya Narayan Yadav Advocate Civil Court All.

2. Prakash Chandra Singh Advocate Civil Court All.

Author of the Trust.

1. [Signature]

[Signature]

क्रमांक (554) दिनांक 24/12/00 मूल्य 102 (180)
स्टाम्प डेता का नाम Shri Anand Kumar Singh
निवासी पति पुत्र अमर सिंह & शिव प्रसाद
पत्र नं० 545 अर्थात् 31 मार्च 01 तक
अथवा किराया कालेज परामर्श श्री अमर सिंह अथवा श्री शिव प्रसाद

आज दिनांक 06/02/2009 को
वही सं 4 जिल्द सं 312
पृष्ठ सं 119 से 138 पर क्रमांक 50
रजिस्ट्रीकृत किया गया।

(बी० के० शाही)
उप निबन्धक (प्रथम)
इलाहाबाद
6/2/2009

