

भारतीय गैर न्यायिक INDIA NON JUDICIAL

भारत
INDIA

एक हजार रुपये
₹.1000

ONE THOUSAND RUPEES
Rs.1000

सत्यमेव जयते

INDIA

കേരളം കേരള KERALA

TRUST DEED

F 451752

Sr.Alice SABS



Sr.Tresa SABS



Sr.Julia SABS



Sr.Annie SABS



This Deed of Trust executed this the 27th day of November Two thousand Ten(27.11.2010) by SISTERS OF ADORATION OF THE BLESSED SACREMENT MARY MATHA PROVINCE, MANANTHAVADY generally known as ADORATION SISTERS, MANANTHAVADY a religious congregation of Christian minority community (hereinafter referred as Settler Province) represented by its present Provincial Superior (1) Sr.Alice SABS (ID.No.KL702/016/366452), D/o Paul, aged 60 years, Nun, residing at House No.12/91, Adoration Provincial House, Dwaraka, Nallur Nadu Village, Pulikkad Desom, P.O.Nallur Nadu, Mananthavady Taluk, Wayanad District, Kerala State (hereinafter referred to as the SETTLER of the Trust).

brother

Sr.Alice SABS

28256

27-11-10

1000
Principal

Sr. Alice SABS, Settler Mary Matha Educational and
Charitable Trust, Mananthavady Manager
Sanjoe Public School
Kaniyaram, Manantavady



Sanjoe Public School
Kaniyaram, Manantavady

3RS50P



2

Sr.Therese SABS



Sr.Philo Xavier SABS



Sr.Jeslin SABS



IN FAVOUR OF the Education Councilor of the Settle Province (2) Sr.Tresa SABS (ID.No.KL/02/016/180619) D/o Mathai, aged 53 years, Nun, Education Councilor, residing at House No.12/91, Adoration Provincial House, Dwaraka, Nallurnadu Village, Pulikkad Desom, P.O.Nallurnadu, Mananthavady Taluk, Wayanad District, Kerala State (hereinafter referred to as the TRUSTEE of the Trust).

Sr.Alice SABS

Sr.Alice

036352 DATE 27.11.10
100

AMOUNT 100
ALUE RS 100
OLD TO SRI ... Sr. Alice SABS setler mary malika Educational
C. P. FRANCIS.
and Charitable Trust, mananthavady. For Rs. 1100
LADOL STAMP VENDOR
Linked Nos. 28256 - 28257.

(3) Sr.Julia SABS (ID.No.KL/02/016/180047) D/o Chacko, aged 35 years, Nun, residing at House No.18/133, Adoration Convent, Kaniyaram, Mananthavady Village, Vemom Desom, P.O.Mananthavady, Mananthavady Taluk, Wayanad District, Kerala State (4) Sr.Annie SABS (ID No.XYH 0034504) D/o A V Mani, aged 60 years, Nun, residing at House No.18/133, Adoration Convent, Kaniyaram, Mananthavady Village, Vemom Desom, P.O.Mananthavady, Mananthavady Taluk, Wayanad District, Kerala State, (5) Sr.Therese SABS (ID.No.KSH 2432672) D/o Joseph, aged 56 years, Nun, residing at House No.18/133, Adoration Convent, Kaniyaram, Mananthavady Village, Vemom Desom, P.O.Mananthavady, Mananthavady Taluk, Wayanad District, Kerala State, (6) St.Philo Xavier SABS (ID.NoFYT 2069755) D/o Xavier, aged 57 years, Nun, residing at House No.18/133, Adoration Convent, Kaniyaram, Mananthavady Village, Vemom Desom, P.O.Mananthavady, Mananthavady Taluk, Wayanad District, Kerala State (7) Sr.Jeslin SABS (ID No.KL/04/030/402013) D/o Francis, aged 38 years, Nun, residing at House No.18/133, Adoration Convent, Kaniyaram, Mananthavady Village, Vemom Desom, P.O.Mananthavady, Mananthavady Taluk, Wayanad District, Kerala State (hereinafter called the Board of Trustees of the Trust witnesseth).

WHEREAS the Adoration Congregation was founded by Mar Thomas Kurialacherry during 1908 at Edathwa Near Changanacherry to undertake the religious, charitable and educational activities as envisaged by the Constitution of the Congregation with the help of young ladies who come forward to serve the poor by spending their whole life selflessly under the vows of poverty, chastity and obedience.

AND WHEREAS the Adoration Congregation has grown quickly by the whole hearted support of the church authorities and local people and the Congregation has been divided into different Provinces for Administrative convenience and the Settler Province is one of the provinces of Adoration Congregation.

Sr Alice
Sr.Alice SABS

AND WHEREAS the Settler province and its members are engaged Educational services at different parts of Wayanad and recently the Settler Province has started a Public School at Mananthavady.

NOW THIS DEED WITNESSETH :-

1. NAME OF THE TRUST:

The name of the Trust shall be "**MARY MATHA EDUCATIONAL AND CHARITABLE TRUST**".

2. REGISTERED OFFICE:

The Registered office of the Trust shall be at Mary Matha Adoration Provincial House, Mananthavady, Wayanad-670 645. The Settlers are at liberty to shift the Registered Office to any other place within its ecclesiastical jurisdiction.

3. TRUST PROPERTY:

In order to effectuate the above referred decision, the settler has made over to the Trustees the sum of Rs.1,000/- (Rupees One thousand only) to hold the same together with all additions and accretions thereto and all other properties that may be acquired out of the same or otherwise and may herein after be the subject matter of the Trust (hereinafter referred to us the TRUST FUND) for the purposes and objects hereinafter expressed with the powers and on the terms and conditions herein contained, concerning the same.

4. OBJECTS OF THE TRUST:

The objects of the Trust is to render educational and charitable services to the people at all levels, without considering the caste, creed and community, solely for philanthropic purposes and not for purpose of profit and that too with special privileges permitted to the Christian Minority Community by the Constitution of India. The main objects include the following:-

Sr. Alice SABS *Sr. Alice*

- (a) Provide Value based education and training by establishing and managing kindergartens, Schools, Colleges, Hostels, Boarding Houses, Technical training Centers, Professional Colleges, Library and Research Institutes.
- (b) Provide educational assistance to deserving students and establish Scholarship Schemes, Endowment Funds etc. for the benefit of students.
- (c) Establish and manage special Schools for training and rehabilitation of Physically Handicapped and Mentally Challenged children, Orphans, Destitutes etc.
- (d) Provide facilities for Technical and Vocational Training, Computer training etc. by offering part-time or short-term Courses for the benefit of the public in general and students in particular.
- (e) Promote Rural Development projects and charitable schemes for the welfare of the weaker sections and rural people of the locality.
- (f) Associate with other Charitable and educational Institutions with similar objects and take over and manage such Institutions if necessary or help them by giving contributions and other assistances.
- (g) Do any other Charitable or Educational activities which are beneficial to the public in general and Student community in particular.

5. BOARD OF TRUSTEES:

- a) For the time being the second party to this deed, Sr.Tresa SABS shall be the Sole Trustee.
- b) Within Two months of Registration of the Deed of Trust, a Board of Trustees shall be constituted as follows:-

Sr.Alice SABS Sr.Alice

- (i) The Provincial Superior of the Settler Province, Ex-officio as the President of the Board of Trustees.
 - (ii) The Councilor of Education of the settler province, Ex-officio as the Vice President of the Trust.
 - (iii) Two to five members of Adoration Congregation as Trustees nominated by the Provincial Superior in consultation with the provincial Council of the settlers.
 - (iv) The President will nominate one among the Members of Board of Trustees as the Director to look after the day-to-day affairs of the Trust or institutions under the Trust.
 - c) The President with consent of the Provincial Council is at liberty to withdraw, any of the members to the Board of Trustees appointed by her and appoint new members to the Board.
 - d) The Ex-officio members will change automatically with the change in the respective posts held by them.
- 6) MEETINGS OF THE BOARD:-
- a) The Board of Trustees shall meet as often as required and shall meet at least once in a calendar year and approve the annual accounts and forward it to the General Council of the Settlers. The Board shall also meet when 2/3rd of the Board of Trustees request in writing.
 - b) The meeting of the Board of Trustees shall be presided over by the President of the Board of Trustees and in her absence by the Vice-President and in the absence of both, by any one of the Trustees nominated by the President.

Sr. Alice SABS *gopalam*

- c) There shall be three days notice to the meeting of the Board of trustees unless it is waived by all the members eligible to get the notice.
- d) Decisions shall be taken on the basis of votes of members attending the meeting in person and exercised by them individually either by show of hands or by secret ballot as decided by the Chair person and in case of tie, the chair person can exercise a casting vote additionally.
- e) Decisions may also be taken by circulation, provided all the members agree to it.
- f) The quorum for the meeting shall be three members.
- g) The Director shall serve the notice for the meeting in consultation with the President and she shall be responsible for the maintenance of the minutes book and other records of the meeting.

7. POWERS AND DUTIES OF THE BOARD OF TRUSTEES:-

All the properties of the Trust shall vest with the Board of Trustees and in the name of the President. The Board of Trustees shall have the following powers and duties.

- a) To apply, get sanction, erect, conduct and administer educational institutions an establishments connected with the same or take over and manage any such institutions to diffuse knowledge of moral, cultural, academic, or of any humanitarian value to the people of any age and sex.
- b) To purchase Land, construct building and acquire necessary infrastructural facilities to start Educational and Charitable Institutions as per the objects of the Trust.

Sr. Alice SABS *Sr. Alice*

- c) To request for and receive donations towards corpus or otherwise either in cash or in kind or subsidies or grants or other financial assistance of any kind, whether returnable or not, from individuals, institutions, Central and State Governments, Universities or other Government agencies, voluntary organizations within India or from abroad.
- d) To demand, and receive, to the extent the laws of the state permit, fees, deposits, contributions, fines, capital donations etc. to meet the capital or revenue cost of education, from the students, or from their parents.
- e) To invest the funds of the Trust in any manner they deem fit consistent with the objects of the Trust and in the interest of the Trust, provided such investment in immovable properties shall be subject to the approval of the Council of the Settlers.
- f) To borrow any amount either on pledging the assets of the Trust or otherwise from individuals, banks, financial institutions or other institutions, with the approval of the Council of the Settlers.
- g) To acquire, alter, extend, demolish any of its assets, movable or immovable and to dispose of the same whenever found necessary in the best interest of the objects of the Trust.
- h) Start new units of the present activities at other places or to take up new activities whenever necessary or to take over and manage any institution or activity now carried on by others, as long as it is found to be advantageous to achieve the objects of the Trust.
- i) To spend the income earned for any or all of the objects of the Trust, either directly or by contributing to other genuine institutions to spend for the purpose of the Trust.

Sr. Alice SABS Sr. Alice

- j) To accumulate the income, if necessary, for attaining the objects of the Trust in future and to set apart the whole or part of the income or the corpus of the Trust Fund for any of the objects of the Trust, and invest the same in modes approved by Income Tax Act.
 - k) Subject to the approval of the Council of Settlers to join, co-operate or amalgamate this Trust, with other Trust, or fund or institutions or other Trust or institution with this Trust as the Trustees think fit.
- 8) POWERS AND DUTIES OF THE DIRECTOR:-

Subject to the general control of the Board of Trustees, and the President, the Director shall have specific powers and duties mentioned below, over the properties and affairs of the institutions under the Trust.

- a) To work, manage, control and supervise the affairs/management of the properties now or hereinafter belonging to the institutions under the management of the Trust and develop them.
- b) To enter into any lease agreement, contract or other agreement for and on behalf of the Trust for any of the purpose concerning the routine activities/affairs of the institutions under the Trust, which are beneficial to the interest of the Trust.
- c) To appear and to act for and on behalf of the Trust in all legal proceedings before any competent authority.
- d) To appoint and constitute advocate or other attorneys, whenever necessary and to remove them whenever they feels such removal is necessary.

Sr.Alice SABS Signature

- c) To take loans or borrow money, as decided by the Board of trustees and to execute promissory notes, bonds or the like for the same and to discharge the same by repayments.
- f) To gather funds towards corpus or otherwise, for the institutions under the Trust by way of donations or fees or otherwise, from any person or institution, either in case or in kind for the purpose of the Trust.
- g) The Director shall sue or be sued for and on behalf of the Trust, provided that the Board of Trustees shall have the power to authorize any one of its other members to represent the Board of Trustees in any legal or other proceeding, under special circumstances.
- h) The Director shall exercise and perform, such powers and duties as the Board of Trustees may from time to time determine or assign or authorize her to do.
- i) All acts, deeds and things lawfully done by the Director by virtue of these presents shall be binding on the Trust.

9. ACCOUNTS & AUDIT:-

- a) The Director shall be responsible to keep proper accounts and records for all the receipts and disbursements of the Trust.
- b) The accounts shall be closed on 31st March every year and it shall be audited by a qualified Chartered Accountant appointed by the Settlers.
- c) The audited statement of accounts along with the report of the Board shall be submitted to the Settler every year.

10. EXECUTIVE COMMITTEE & ADVISORY COMMITTEE:-

- a) The Board of Trustees shall form Executive Committees and Advisory Committee to take care of the academic side of the institution or for the Trust as a whole.

Sr. Alice SABS Erathna

- b) The Executive Committee shall consist of the Director of the Trust, the Principal of the institution, one member from the Board of Trustees elected by the Trustees and two or more members from outside.
- c) The Advisory Committee shall consist of Principal of the institution, the Executive Committee members and four or more members nominated by the Board from outside the Board of Trustees.
- d) The Board shall from time to time fix the powers and duties of the two committees, and the manner of conducting the committee meetings.
- e) Both the committees are to assist the Director in achieving the objects of the trust in a better way.

11. POWERS OF THE SETTLERS:-

The Settlers shall have the power to depute any person to inspect the accounts and the affairs of the Trust and the institutions under the Trust in the best interest of the beneficiaries and to issue any direction what so ever necessary to the Board of Trustees and they shall be bound to accept and act upon such directions.

12. BANK ACCOUNTS:-

The Director with one nominee of the Board of Trustees from time to time shall open and operate jointly as many Bank Accounts with any Bank, as and when found necessary in the name of the Trust, or in the name of the institutions under it.

13. AMENDMENT & CLARIFICATIONS:-

- a) Any provision in the Deed except the object clause (clause No.4) may be amended, annulled or substituted by the Settlers, at any time provided that such amendments shall be made with prior approval of the Commissioner of Income Tax.

Sr. Alice SABS Signature

- b) In case there is any doubt or ambiguity regarding any of the provisions of this Deed of Trust, it shall be referred by the Board of Trustees to the Settlers and their direction or decision shall be final.

14. DISSOLUTION:-

In the event of the Trust becoming impossible to function in the accordance with the provisions of the Trust Deed, the Board shall refer the matter to the Settlers, and necessary steps may be taken according to its directions.

In case the Settlers, decide to wind up the Trust, the excess assets if any, after discharging the liabilities on winding up, shall be transferred to other charitable educational institutions as decided by the Board, and if not it will vest with the Government.

15. SAVING CLAUSE:-

- a. It is expressly declared that this is a Charitable and Educational Trust and no part of the Trust Property or its income shall be applied for any purpose, other than charitable or educational, purpose as provided in clause (4) of this Deed.
- b. The Income or Assets of the Trust shall not be divided among the office bearers or members as dividend, bonus, interest or in any other way.
- c. The benefits of the Trust are open to all without considering community, caste, creed, religion or sex.
- d. This Trust is formed and governed by religious minority and hence the educational institutions run by the Trust are eligible for all privileges given to minority institutions of the Constitution of India.

Sr.Alice SABS Sabu

16 AREA OF OPERATION & NATURE OF THE TRUST:-

The Area of operation of the Trust is the whole of India and the Trust is irrevocable.

17. The value of the Trust Fund is Rs.1,000/- (Rupees one thousand only).

IN WITNESS WHEREOF the Settler have signed this deed in 1st to 12 pages and the Board of Trustees have signed 13th page at Mananthavady on the day, months and year first above written at Mananthavady bearing Door No.XIV/76 of Mananthavady Grama Panchayath in Mananthavady Village within the Jurisdiction of Mananthavady Sub Registry Office.

1. Sr.Alice SABS Sr.Alice

5. Sr.Therese SABS Sr.These

2. Sr.Tresa SABS Sresa

6. Sr.Philo Xavier SABS Sr.Phile

3. Sr.Julia SABS Sjula

7. Sr.Jeslin SABS S.Jeslin

4. Sr.Annie SABS Tony

Witnesses:

1. Sr.Dani Maria SABS D/o Mathai,
Adoration Convent, Kaniyaram, Mananthavady. Dani

2. Sr.Archana SABS D/o Paulose,
Adoration Convent, Kaniyaram, Mananthavady. AHC

This Document is prepared and computer printed by P.Parameswaran P.P
L.No.WDB.12, WSB.22 S/o Lakshmi Amma, Puthookkara House,
Nallurndu P.O.,

Corrections Nil.

1. Sr.Alice SABS Sr.Alice

5. Sr.Therese SABS Sr.These

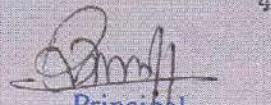
2. Sr.Tresa SABS Sresa

6. Sr.Philo Xavier SABS Sr.Phile

3. Sr.Julia SABS Sjula

7. Sr.Jeslin SABS S.Jeslin

4. Sr.Annie SABS Tony


Principal
Sanjoe Public School
Kaniyaram, Manantavady




Manager
Sanjoe Public School
Kaniyaram, Manantavady