



3504
4-11-97

FR. CYRIAC KOTTAYARIKIL

ALUVA

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16864/25/00

DEED OF DECLARATION OF THE
KRUPA INTEGRAL DEVELOPMENT TRUST, SENGOTTAI, TAMILNADU

S/o Sebastian
This declaration is made between FR. CYRIAC KOTTAYARIKIL M.C.B.S.,
residing at M.C.B.S. generalate, Chungangmvely P.O: Aluva-683105,
Kerala of the first part,

S/o George
FR. JOHN PUTHENPURAYIL M.C.B.S. the provincial Superior,
residing at M.C.B.S. Emmaus Provincial House, Parathodu P.O:
Kanjirappally 686 512, Kerala of the Second Party,

S/o Joseph
FR. JOY VALLOMKUNNEL M.C.B.S., the Assistant Provincial, residing
at M.C.B.S. House, Door No.2/62.J, Railway Feeder Road,
Viswanathapuram P.O: Sengottai - 627 810, Tamil Nadu of the third
part,

1. *Fr. Cyriac Kottayarikil*

2. *Fr. John Puthenpurayil*

3. *Fr. J. Vallankunnam*

4. *Fr. Emmanuelmes*

5. *Fr. Joseph Kunnickel*

6. *Fr. [Signature]*

R. 134/99

73/97-4

Document No. 73/97 of Book 4
Contains Sheets 14
181 Sheet

Sub Registrar



Presented in the office of the Sub-Registrar of Senkottai
of and fee of Rs. 60.00 paid between
the hours of 4.00 PM on the 11th day of November 1987 by

For Cyril Kottayil

Execution admitted by

LEFT THUMB

- f. Cyril Kottayil S/o Sebastian Generalate
~~for~~ M.C.B.S. Chungamvely P.O.
Aluva. Kerala.

2 LEFT THUMB

- f. Luther Prasad S/o George Provincial
Supervisor M.C.B.S. Emmaus Provincial
House Parathodu P.O. Kanjirappally, Kerala

3 LEFT THUMB

For J. Vallankannal S/o Joseph
Assistant provincial M.C.B.S.
2/62 J. Railway Feeder Road. Viswanatha
Puram P.O. Senkottai.

4 LEFT THUMB

For Emmanuel Meeks S/o Cherian
Cherian, Provincial Mission Councillor
M.C.B.S. above address

5 LEFT THUMB

For Joseph Kaniel S/o Kuriakose Provincial
Councillor M.C.B.S. Kollakkodu P.O.
Kottayam, Kerala.

6 LEFT THUMB

For Thomas S/o Thomas M.C.B.S. House
2/62 J. Railway Feeder Road Viswanatha
Puram P.O. Senkottai.

Identified by

For Joseph VA S/o Anthony M.C.B.S. House Parathode P.O. Konyampilly
Kerala



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FR. CYRIAC KOTTAYARIKIL

ALUVA

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S/o Pherian

FR. EMMANUEL KIZHAKKETHALACKAL M.C.B.S., the Provincial Mission Councillor, residing at M.C.B.S. House, Door No.2/62.J, Railway Feeder Road, Viswanathapuram P.O: Sengottai - 627 810, Tamil Nadu of the fourth part,

S/o Kuriyakase

FR. JOSEPH KONICKAL M.C.B.S., the Provincial Councillor for social work, residing at M.C.B.S. House, Kolladu P.O.: Kottayam 686029, Kerala of the fifth part,

S/o Thomas

FR. THOMAS POTTEMPARAMBIL, M.C.B.S., residing at M.C.B.S. House, Door No.2/62.J, Railway Feeder Road, Viswanathapuram P.O.: Sengottai - 627 810, Tamil Nadu of the sixth part,

1. Fr. Cyriac Kottayarikil

2. Fr. Puthamparai

3. Fr. J. Vallankunnam

4. Fr. Emmanuelmeets

5. Fr. Joseph Konickal

6. Thomas

AND WHEREAS, as the parties above mentioned (hereinafter called as the settlors) had subscribed among themselves a total sum of Rupees Six Thousand on the 5th day of November, One thousand Nine Hundred and Ninety Seven and executed an agreement forming a public Charitable Trust under the name "KRUPA INTEGRAL DEVELOPMENT TRUST" (hereinafter referred as the Trust) with a view to the same being applied in trust according to their discretion in creating, establishing and enduring for the objects specified elsewhere in this Deed. They have decided to write down the terms and conditions upon which the Trust has been formed and have authorised the M.C.B.S. Superior General FR.Cyriac Kottayarikil, to register it in favour of Fr. John Puthenpurayil in the Sengottai Sub Registry.

1. Name of the Trust:

The name of the Trust shall be KRUPA INTEGRAL DEVELOPMENT TRUST and it shall be referred in short as KID Trust.

2. Registered Office:

The registered office of the Trust shall be at M.C.B.S. House, Door No.2/62-J, Railway Feeder Road, Viswanathapuram P.O. Sengottai-627810, Tamilnadu untill otherwise decided by the Board of Trustees and approved by the settlors.

The Trust may have Administrative Offices or Branch Offices at other places as decided by the Board of Trustees, from time to time.

3. Trust Property:

a) In order to fulfill the above referred decision of the congregation, the settlers have made over to the Trustees the sum of Rs.6,000/- (Rupees Six Thousand only) to hold the same together with all additions and accretions thereto and all other

1. Fr. Cyriac Kottayarikil

2. Fr. Puthenpurayil

3. Fr. J. Vallankannal

4. Fr. Emmanuel Mebs

5. Fr. Joseph Kunnickal

6. Thomas

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 as the Trust Fund) for the objects and purposes hereinafter expressed with powers and on the terms and conditions herein contained, concerning the same.

b) At present there is no property belonging to this Trust.

c) The Corpus of the Trust property shall not be sold, mortgaged or otherwise dealt with or alienated unless the trustees are of unanimous opinion that such sale, mortgage or alienation is necessary or beneficial in the interest of this Trust.

d) All the properties and assets of this Trust which may be created or increased in future shall vest on the Trustees and on death or removal of any of the Trustees, shall continue to vest on the surviving Trustees. On the appointment of a new Trustee, the said assets and properties shall vest on him also along with other Trustees.

4) Objects of the Trust:

a) To carry on the work of establishing and running Educational, including Teacher Training Institutes, Old Age Homes, I.T.I. for orthopaedically handicapped, Hospitals, Tailoring and Typewriting Institutes, Polytechnic and Pharmacy Institute, and Home for Mentally Retarded Children as a Social Service on a non-commercial basis and without distinction of caste, creed and religion to impart training in both secular and spiritual education.

1. Fr. Cyril Kothayil

2. Fr. Ruthenprasad

3. Fr. J. Vallankunnam

4. Fr. Emmanuel Math

5. Fr. Joseph Kunnickal

6. Shomasi

b) To take over, maintain, conduct and develop such institutions that may be needed necessary for or conducive to the furtherance of the above objectives.

c) To Organise health centres, training centres, religious institutions, Churches, Orphanages, Day care centres, and cultural acitivities for the maintenance of the physical and spiritual standards of the people.

d) To develop the downtrodden communities and uplift the rejected and foresaken people such as lepers, handicapped, etc.

e) To accept donations, presents, contributions of funds and administer them for the furtherance of the above objects and for giving such scholarships to deserving students of the Institutions of this Trust.

f) To build, construct, hold and acquire lands and buildings and othermovable or unmovable properties to manage and equip the same.

g) To employ principals, headmasters, teachers and other staffs such as social workers for the institutions under the control of this Trust.

h) To invest, dispose of, transfer and otherwise dealth with the funds of the Trust in order to carry out the work of accomplishing the object of this Trust that may be rendered possible.

i) To do all other things as are necessary, incidental to, expedient and conducive to the attainment and furtherance of the above objects of this Trust in such a manner as the Trustees may decide.

1. Fr. Cyril Kattayil

2. Fr. Ruthempuzhil

3. Fr. J. Vallakunnal

4. Fr. Emmanuel

5. Fr. Joseph Kottikal

6. Thomas

5. Patrons:

a) The Superior General of the M.C.B.S. Congregation shall Ex-Office be the Chief Patron of the Trust

b) Those who contribute a minimum of Rs.10,000/- and subscribe to the objects of the Trust are treated as patrons.

6. Trustees:

a) For the time being the 2nd party to this Deed Rev. Fr. John Puthenpurayil M.C.B.S. shall be the sole Trustee to manage the affairs of the Trust.

b) The Trustees of this Trust shall be Fr. John Puthenpurayil, party of the Second part, Fr. Joy Vallomkunnel, party of the third part, Fr. Emmanuel Kizhakkethalackal, party of the fourth part, Fr. Joseph Konickal, Party of the fifth part and Fr. Thomas Pottemparambil party of the sixth part. The term "Trustees" shall include those persons who have been co-opted as Trustees later to the date of formation of this Trust.

c) The Provincial Superior of M.C.B.S. Emmaus Province shall Ex-Officio be the Chairman of the Trust.

d) The General Council of the Settlers shall also nominate one of the board members to be the Managing Director and another as the Vice-Chairman of the Trust.

e) The Superior (Director) of the M.C.B.S. Central House in Tamil Nadu shall Ex-Officio be the Managing Director of Trust.

f) All the properties and assets of the Trust shall vest with the Board of Trustees and in the name of Chairman or any other members of the Board of Trustees nominated by the Chairman.

1. Fr. Cyprian Kethazhakkal

2. Fr. Puthenpurayil

3. Fr. J. Vallankunnam

4. Fr. Emmanuel Indos

5. Fr. Joseph Konickal

6. Thomas

g) The settlors shall be at liberty to withdraw any of the existing members on the board of Trust nominated by them and to nominate new persons in his/her place without assigning any reason.

7. Meeting of the Board of Trustees:

a) The Board of Trustees shall meet at least once in an year and also as and when found necessary by the Chairman.

b) The Managing Director shall serve notice on members of the Board, in consultation with or at the direction of the chairman.

c) There shall be at least five days notice for every meeting unless it is waived by all the members.

d) If all the members of the Board of Trustees agree, resolution can be taken by circulation also.

e) The Chairman or in his absence the Vice-Chairman/Managing Director and in the absence of all these, a member of the Board nominated by the Chairman for this purpose shall preside over the meeting.

f) All questions at any meeting of the Board of Trustees shall be decided unanimously or by the majority of members present and voting at the meeting and in the case of equality of votes, the person presiding over the meeting shall have a casting vote.

8. Powers and Duties of the Board of Trustees:

The Board of Trustees shall have the following powers and duties:

- | | |
|--------------------------------|--------------------------------|
| 1. Fr. <u>Cyril Kothayalil</u> | 4. Fr. <u>Emmanuel Mathias</u> |
| 2. Fr. <u>Luthenpusan</u> | 5. Fr. <u>Joseph Kuriakose</u> |
| 3. Fr. <u>J. Vallankannal</u> | 6. <u>Thomas</u> |

a) To administer and control the affairs of the Trust, the Trust properties, the Institutions and establishments belonging to the Trust, or under their management.

b) To Solicit and receive necessary funds or properties towards corpus or otherwise, for the objects of the Trust, either as donation or otherwise, from any source.

c) To borrow any amount either on pledging the assets of the Trust or otherwise, from individuals, banks, financial institutions, or other institutions with or without interest, for any objects of the Trust, with the approval of the settlors of the Trust.

d) 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 settlors of the Trust.

e) 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.

f) To engage in any legitimate activity which is incidental or conducive to the attainment of the objects of the Trust narrated in clause 4 of this Deed.

g) To 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.

1. Fr. Cyriac Kithayankal

2. Fr. Euthymios

3. Fr. J. Vallabhaiah

4. Fr. Emmanuel

5. Fr. Joseph Kunnikal

6. Fr. Thomas

h) To form Sub-committee and/or rules to carry out any activity of the Trust as found necessary from time to time.

9. Powers and Duties of the Managing Director:

Subject to the general control of the Board of Trustees the Managing Director shall have specific powers and duties as mentioned below:

a) To do any and all acts and deeds necessary for the well being and growth of the beneficiaries of the Trust.

b) To enter into any contract or agreement in consultation with the Chairman/Vice-Chairman for and on behalf of the Trust for any of the purposes concerning the routine activities/ affairs of the institution of the Trust, which are beneficial to the interest of the Trust.

c) To appear and act for and on behalf of the Trust in all legal proceedings before any competent authority.

d) To sign or represent the Trust in all or any correspondence, statutory returns, conveyance deeds, relating to the properties, to be purchased, if any, for the Trust on behalf of the Trust.

e) To appoint and constitute advocate or other attorneys, whenever necessary and to remove them whenever he feels such removal is necessary.

f) To collect funds towards corpus or otherwise, for the Trust by way of donations or otherwise, from any person or institution, either in cash or in kind for the purpose of the Trust.

g) To open and operate Bank account to negotiate bills of exchange, cheques, drafts, other securities, etc., as shall be necessary for carrying out the affairs of the Trust.

1. Fr. Cyrille Kottayal

2. Fr. Mathew Perazil

3. Fr. J. Vallankannal

4. Fr. Emmanuel

5. Fr. Joseph Koushal

6. Thomas

h) To avail of overdrafts, cash credits or any other financial accommodation from Banks.

i) To accumulate the income, if necessary, for attaining the objects of the Trust in future and set apart the whole or part of the income for the corpus of the Trust fund for any of the objects of the Trust, with the Approval of the Board of Trustees.

j) To work, manage and supervise the affairs/Management of the properties now or herein after belonging to the Trust and develop them.

k) To take loans or borrow money as decided by the Board of Trustees and execute promissory notes, bonds or the like for the same and to discharge the same by repayment.

l) To spent the income earned on the income of the future for any or all of the objects of the Trust either directly or by contributing to other genuine institutions to be spent for the purposes of the Trust.

m) To do any and all acts and deeds and things necessary for the efficient management and administration of the Trust and other properties of the Trust.

n) To take care of the accounts of the Trust, audited from time to time and present the accounts and working report in the Board.

o) The Managing Director shall sue and to be sued for and on behalf of the Trust, provided that the Board of Trustees shall have the power to authorise any one of its other members to represent the Board of Trustees in any legal or other proceedings under special circumstances.

1. Fr. Cyrac K. Hargad

2. Fr. Anthompson

3. Fr. J. Vallankann

4. Fr. Emmanuel

5. Fr. Joseph K. K. K.

6. Thomas

p) The Managing Director shall be responsible for the spiritual, Mental, psychological and Physical Development of the beneficiaries of the Trust.

q) He shall plan and co-ordinate the various activities conducted at the centres and the different units at various places.

r) The Managing Director shall exercise and perform such powers and duties as the Board of Trustees may from time to time, determine or assign or authorise him to do.

s) The Managing Director shall have the power to delegate his duties and functions to any other members of the Board of Trustees or member of staff of the Trust, with the consent of the Board of Trustees.

t) All acts, deeds and things lawfully done by the Managing Director, by virtue of these present shall be binding on the Trust.

10. Bank Accounts:

The Trust shall open as many accounts as are necessary either in the name of the Trust or in the name of any of its activities as decided by the Board of Trustees from time to time, and such accounts shall be operated by the managing Director of the Trust or jointly by the Managing Director with another person, nominated by the Board of Trustees for this purpose.

At present the Managing Director shall invest in STATE BANK OF TRAVANCORE, SENGOTTAI.

1. Fr. Cyriac K. Hargrave

2. Fr. R. P. S. S. S. S.

3. Fr. J. Vallankannal

4. Fr. Emmanuel

5. Fr. Joseph K. K. K.

6. Fr. Thomas

11. Annual Accounts and Audit:

The Managing Director shall be responsible for maintaining true and correct accounts of the Trust and it shall be closed on 31st March every year.

The accounts shall be audited by an auditor appointed by the settlors. A copy of the audited statement of accounts and auditors report along with the report of the Board of Trustees shall be submitted to the Settlers of the Trust before 30th September every year or within a period extended by them.

12. Power of the Settlers:

The settlors have the power to depute any person to inspect the accounts and affairs of the Trust, in the best interest of the public.

13. Clarification, Amendment and Dissolution:

a) 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 of the Trust and its decision shall be final in this matter.

b) If requested by the Board of Trustees unanimously, any of the provisions in this Deed except the objects of the Trust and the Saving Clause (Clause No.4 and Clause No.14) shall be amended or annulled or substituted at any time by the settlors, if they feel that such a step is quite essential for the smooth functioning of the Trust and it is further provided that if the Trust is given any specific benefit under the Income Tax Act, 1991, such amendments shall come into effect only after getting the approval of the Commissioner of Income Tax, on the appropriate authority under the Income Tax Act, 1991, for such amendment.

1. Fr. Cyriac Kuttayalil

2. Fr. Puthupattayil

3. Fr. J. Vallakkummal

4. Fr. Emmanuelsen

5. Fr. Joseph Konickal

6. Thomas

c) In case of Trust becoming impossible to function, in accordance with the provisions of this Deed, the Settlers when requested by the Board of Trustees shall decide to wind up the Trust and to transfer the excess assets, if any, over its liabilities to a registered Charitable Institution or it shall Vest with the Government.

14) Saving Clause:

It is expressly declared that this is purely a CHARITABLE TRUST for philanthropic purposes and its benefits shall be opened to all irrespective of caste, creed and community and that no part of its income or funds shall be utilised for any purpose other than charitable and philanthropic in nature, nor shall it be distributed as dividend or profit among the members or office bearers of the Trust.

15. The Value of this Trust shall be Rs.6,000/- (Rupees Six Thousand only)

16) The Settlers hereby declare that all acts and deeds done by the Trustees in good faith in pursuance and based on any of the clauses contained in this Deed or any resolutions passed in any meeting of the Trustees convened subsequent to the date of this Deed were and shall remain valid, whether or not the said agreement or any clause herein or the meetings of the Trustees where resolutions were passed, suffered, from any defirmities or short comings whether proceedual or otherwise.

1. Fr. Cyril L. Hargrave
2. Fr. Anthony Rajil
3. Fr. J. Vallankunnam

4. Fr. Emmanuel mds
5. Fr. Joseph Kunickal
6. Thomas

17. The Deed is presented in the SENGOTTAI Sub Registrar's Office for Registration.

IN WITNESS whereof the parties have signed this agreement on this 11th day of November, One Thousand Nine Hundred and Ninety Seven.

1. Fr. Cyriac Kottayentil
2. Fr. Rethanperazhil
3. Fr. J. Vellankummal
4. Fr. Emmanuelmcho
5. Fr. Joseph Kottayentil
6. Thomas

In Presence of Witnesses:

1. Fr. Joseph M.V.A S/o Antony M.C. B. Shave.
Parathode P.O. Kongarepilly. 686512.
2. Lisam D/o P.S. Devasia, M.C.B.S house
2/62 J Railway feeder Road Shencottah

This Document is Prepared by:

[Signature]
BEM 1/1968

S. JONES, B.Sc., B.L.,
ADVOCATE, NOTARY &
COMMISSIONER OF OATHS
13, Amman Sannadhi Street,
TENKASI - 627 811.

This document is typed by

(L. THAMARAISELVAN)
SENGOTTAI.

This Document is typewritten.