



THE DEED OF TRUST

THIS DEED OF CHARITABLE TRUST executed on this the Twenty-sixth Day of June, Two Thousand and Four (26-06-2004) by Fr. George Kollamparampil, aged 45 years, S/o Late K.K. Joseph, priest, residing at Claret Sadan, Charity, Vythiri P.O., Wayanad District PIN 673 576, hereinafter referred to in this deed as the SETTLER OF THE TRUST.

WHEREAS in pursuance of wish and desire for charitable services, the Settler is desirous of creating a charitable trust.

Fr. George Kollamparampil

Fr. George Kollamparampil

No. 4821
 Value: ₹100 as per
 Date: 26.6.2004
 Issued to: Fr. George Kollamparampil -
 Vythiri



No. 128/1064

Presented in the Office of the Senior Registrar
Kallpetta at 11.45 AM, ^{on the 26th day of June} and fee of Rs 2 1/2 paid by

Dr. George Kallamparampil
Residing at Charat Sudas

26th June on

O. JOSEPH
SENIOR REGISTRAR

Exhibits admitted by

Dr. George Kallamparampil
Residing at Charat Sudas

Uyari
Identified by

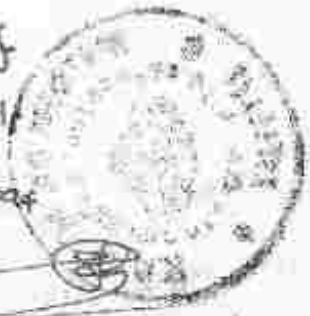
Gramasree Sheeja. M. N. ^{Heer Mathy} D/o Narayanan Nair, Kallpetta.

Angadikady Ansar. A. K. ^{Appalath} D/o Abdul Lateef, Kallpetta.

26th June on

O. JOSEPH
SENIOR REGISTRAR

Registered as No. 128 of 2004 of
Book IV of Volume 9A Pages 17 to 21
11 sheets 1st sheet 26th day of June 2004



Printed to the same identified
with me on 7/7/04

O. JOSEPH
SENIOR REGISTRAR

AND WHEREAS the Settler has decided to register the Trust deed with the following terms and conditions :-

1. **NAME**

The name of the Trust shall be **ST. CLARET EDUCATIONAL AND CHARITABLE TRUST**

2. **REGISTERED OFFICE**

The registered office of the Trust shall be at Door No. V / 449, Vythiri, Wayanad District. PIN 673 576. The Board of Trustees shall be entitled to change the registered office to any other place and to open and operate units, branches and offices elsewhere in India.

3. **AREA OF OPERATION**

The area of operation of the Trust shall be within the territorial limits of India.

4. **TRUST PROPERTY**

In order to effectuate the above referred decision of the Settler, he has settled the sum of Rs. 1,000/- (Rupees one thousand only) to hold the same together with the all additions and accretions thereto and all other properties that may be acquired out of the same or otherwise, hereinafter referred to as the trust fund.

5. **AIMS AND OBJECTIVES**

- a) To render academic, technical and educational services to the children and youth and if necessary to the aged, solely for philanthropic purposes and not for the purposes of profit by extending to the beneficiaries both theoretical and practical training including vocational training, safeguarding the welfare of the minority community as provided in the Constitution of India.

Fr. George Kollamperampil
Fr. George Kollamperampil

- b) To establish, maintain, run, develop, improve, extent, grant, donate and to aid in the establishment, maintenance, improvement and extension of schools, colleges, universities, technical institutions, study houses, and educational training centres, non formal educational centres, research institutions, pastoral care centres, boarding houses, hostels, orphanages, hospitals, old age homes etc.
- c) To institute studentships, scholarships, stipends, medals, prizes etc., to help and encourage deserving students, scholars and teachers, for pursuing education, without any discrimination to caste, colour or creed.
- d) To establish, conduct, maintain and or manage reading rooms, libraries, (both audio and video) solely for promoting education and not for profit.
- e) To incur expenses for other charitable purposes either directly or by contributing to other similar institutions or activities.
- f) To work and collaborate with the other like minded institutions in India and elsewhere for fulfilling the objectives of the trust.
- g) To engage in any legitimate activity if it is incidental or conducive to the attainment of the above said aims and objectives.

6. **BOARD OF TRUSTEES:-**

- a) There shall be a Board of Trustees with number of members not less than five and not more than seven.
- b) The Board of Trustees shall elect from among them, the Chairman, Secretary, Treasurer and other office bearers of the Trust.
- c) All the properties and assets of the Trust shall vest with the Board of Trustees.


Fr. George Kollamparampil

- d) A member of the Board of Trustees or any other committee appointed by it shall be ceased to be a member if he :-
- i) Resigns
 - ii) Dies
 - iii) Is found to be of unsound mind
 - iv) Has been convicted by the Court for any offences involving moral turpitude.
 - v) Disqualified by the Board of Trustees
- e) In the case of vacancy arises in the Board of Trustees as mentioned in the clause (d) above, the remaining members of the Board of Trustees shall nominate another person to fill the vacancy.
- f) The trustees shall not be entitled to salary or other monetary benefits for their service as trustees. However remuneration can be paid to any Trustee for rendering professional service to the Trust. Actual expenditure incurred by any member of the Board of Trustees for any work or matters relating to the Trust shall also be reimbursed.

7. POWERS AND DUTIES OF BOARD OF TRUSTEES

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

- a) To organize and conduct , conventions, seminars, public meetings, discussions, conferences, educational gathering etc.
- b) To publish books, magazines, journals, pamphlets etc. relating to the social issues of the Trust.
- c) To appeal for and raise from within or out side India funds, subscriptions, donations, grants and loans, in such manner as the Trust many think fit.
- d) To purchase, lease or otherwise acquire immovable or movable properties for the Trust. Likewise to sell, dispose off, mortgage, alienate or otherwise deal with any property movable or immovable, comprising the Trust Fund.


Fr. George Kollamparampil

- e) To let out any movable / immovable property comprised in the Trust Fund for such period and at such rent, on such terms and conditions as the Board of Trustees may deem fit.
- f) To borrow money from any Bank or other financial institutions, with the specific approval of the Board of Trustees, and to execute the necessary loan paper, create charge / mortgage on the securities, movable or immovable properties of the Trust.
- g) To appoint attorneys, advocates or agents and to give them such powers and functions as the Trustees may from time to time decide, to fix their remuneration and other terms, and to remove them whenever the Board of Trustees feel such removal is necessary.
- h) To appoint auditors of the Trust and to fix their remuneration.
- i) To recruit, train and fix remuneration of the employees, workers, volunteers, consultants, retainers etc., to carry out the activities of the Trust and to take disciplinary actions against the employees, workers, volunteers etc.
- j) To provide for the welfare of the persons employed by or in connection with the Trust and the dependants of such persons by establishing and contributing to provident fund and other benefit funds and by giving pensions, gratuities, annuities, loans, allowances, etc., in such a manner as the Trust may think fit.
- k) To provide financial and other support to other institutions with similar objects of the Trust.
- l) To establish, promote, subscribe to and / or assist or, become member of other agencies, organizations or bodies whose objects are similar to the objects of this Trust and to subscribe, grant loans or guarantee money for charitable purposes.


Fr. George Kollamparampil

- m) To make, accept, endorse and execute promissory notes, bills of exchange and any other negotiable instruments on behalf of the Trust.
- n) Form and delegate powers and functions to any sub committees or standing committees appointed by the Board of Trustees
- o) To institute, conduct, defend intervene or compromise suits and other legal proceedings of any kind by and against the Trust, officers or employees.
- p) To obtain registration under the Foreign Contribution Regulation Act to get financial assistance from foreign agencies.
- q) To do all other lawful things, acts and business which are incidental or conducive to the attainment of the objectives of the Trust.

8. **MEETINGS OF THE BOARD OF TRUSTEES:-**

- a) The Board of Trustee shall meet as and when found necessary by the Chairman and the Board shall meet at least once in a calendar year, which shall be the annual general meeting.
- b) The Annual General Meeting of the Board of Trustees shall be held in every year as soon as possible within six months after the closure of the previous financial year to consider :
 - i) Annual report for the previous financial year by the Board of Trustees
 - ii) Audited statement of accounts for the previous financial year together with the report of the auditors.
 - iii) Appointment of the auditor
 - iv) Any other matter that may be brought before the Board for consideration.


Fr. George Kollamparampil

- c) Besides the Annual General Meeting, general meeting of the Board of Trustees shall be held as and when required.
- e) There shall be at least five days notice for every meeting unless it is waived by all the members.
- f) Notice of the meeting shall be delivered by hand or post, not less than fifteen days prior to the date of Annual General Meeting, seven days prior to the General Meetings and such notice shall specify the agenda with explanatory notes if necessary. A meeting may be called at a shorter notice of five days to dispose of urgent businesses. The non-delivery of call letters to any of such urgent meeting will not invalidate the decisions taken in that meeting.
- g) If all the members of the Board of Trustees agree, resolutions can be taken by circulation also. Such a resolution shall be as effective as one passed at a meeting duly called and held.
- h) The Chairman or in his absence a member of the Board of Trustees nominated by the Chairman shall preside over the meeting.
- i) All questions at any meeting of the Board of Trustees shall be decided by the majority of members present and vote at the meeting. In the case of equality of votes, the person presiding over the meeting shall have a casting vote.
- j) The quorum of the meeting shall be $1/3^{\text{rd}}$ of the total number of members.

9. MINUTES OF THE MEETINGS:-

- a) The minutes of the meeting shall be entered in a pre-bound book in which the pages have been consecutively numbered and pre marked.


Fr. George Kollamparampil

- b) At the beginning of each meeting, the Chairman shall authorize one member of the Board of Trustees to record the minutes of that meeting and he shall record the minutes. This shall be presented to the Chairman of the meeting for approval.

10. TRUST FUND:

- a) The Trust fund shall consist of the initial contribution from the Settler, income derived from the Trust properties or the institutions functioning under the Trust, donations, contributions or grants received by the Trust and income by way of fund raising programmes.
- b) The funds and income of the Trust shall be solely utilized for the achievement of the aims and objectives of the Trust and no portion of it shall be utilized for payment to the Settler or Trustees by way of profit, interest, dividends, bonus etc.
- c) The Trustees shall not infringe the provisions of the section 13 (1) (c) of the Income-tax Act.
- d) The funds of the Trust shall be invested under the modes specified under the provisions of section 11(5) read with section 13 (1) (d) of the Income-tax Act.

11. BANK ACCOUNTS

The Trust shall open as many accounts at Banks and Financial Institutions which are eligible under section 11 (5) of the Income Tax Act, as are necessary, either in the name of the Trust or in the name of any of its activities / Institutions as decided by the Board of Trustees from time to time and such accounts shall be operated by the person /s authorized by the Board of Trustees for this purpose.


Fr. George Kollamparampil

9

12. ACCOUNTS AND AUDIT

The accounts of the Trust shall be maintained regularly and such accounts shall be closed on 31st March of every year and it shall be duly audited by a Chartered Accountant.

13. DISSOLUTION

If the purpose and objects for which the Trust has been created fail or can not be fulfilled, the trustees by a special majority of at least 3/4th of the members of the Board of Trustees, shall hand over the trust fund and the properties of the Trust to the St. Thomas Province of the Claretian Congregation, Claret Bhavan, Kuravilangad, which is a charitable society registered under section 12 A of the Income Tax Act or to any other charitable organization having similar objects and which is registered under section 12 A of the Income Tax Act or to the Government and it shall not be distributed under any circumstance among the trustees.

14. AMENDMENTS

- a) Amendments to the trust deed shall be made at a special meeting of the Board of Trustees and the 3/4th majority shall pass such amendments.
- b) Any amendments to the trust deed shall not be repugnant to the provisions of the section 2 (15), 11, 12, 13 and 80 G of the Income-Tax Act, 1961, as amended from time to time. However, once the Income - tax registration as a charitable trust is obtained, no such amendments shall be made without the prior approval of the Commissioner of Income Tax having jurisdiction over the Income - tax assessment of the Trust.


Fr. George Kollamparampil

15. GENERAL

- a) The Trust and the trust fund shall be irrevocable for all time.
- b) The benefits of the Trust shall be opened to all irrespective of caste, creed or religion.
- c) It is expressly declared that no part of the trust property or its income or any accretion thereto shall be applied for any purpose which is not charitable purpose in law and all provision hereof shall be construed accordingly.

16. INITIAL BOARD OF TRUSTEES

The following persons shall be the members of initial Board of Trustees :-

1. ✓ Fr. George Kollamparampil, priest, residing at Claret Sadan, Charity, Vythiri P.O., Wayanad District PIN 673 576, (Chairman).
2. ✓ Fr. Jose Mattathil, priest, residing at Claret Sadan, Charity, Vythiri P.O., Wayanad District PIN 673 576, (Secretary)
3. ✓ Fr. Jacob Mundiath, priest, residing at Claret Sadan, Charity, Vythiri P.O., Wayanad District PIN 673 576, (Treasurer)
4. ✓ Fr. Augustine Mundiath, priest, residing at Claret Bhavan, Kuravilangad P.O., Kottayam District PIN 686 633, (Member)
5. ✓ Fr. Joseph Pulikunnel, priest, residing at Claret Bhavan, Kuravilangad P.O., Kottayam District PIN 686 633, (Member)


Fr. George Kollamparampil

In witness whereof, the Settler of the Trust has signed this deed of Trust at Kalpetta on the day, month and year first above written.

Signed before the following witnesses:

Fr. George Kollamparampil
Fr. George Kollamparampil

Witness:

1. Biju. K.K., K.P. Kuriachan, S/o K.P. Kuriachan, Kuzhikkattil House, Varadoor P.O., Wayanad District.
2. Sreekumar. M., S. K. Muniswamy, S/o K. Muniswamy, K.R.P. Quarters, Kalpetta P.O., Wayanad District.

Fr. George Kollamparampil
Fr. George Kollamparampil

This document is prepared and printed by Ushakumari. V. Ushakumari V. WDA 66

WSA 5

Note of corrections: NIL

Fr. George Kollamparampil
Fr. George Kollamparampil