

भारतीय गैर न्यायिक

एक सौ रुपये

Rs. 100

रु. 100



सत्यमेव जयते

ONE
HUNDRED RUPEES

भारत INDIA
INDIAN NON JUDICIAL

दिल्ली DELHI

B 228804

Hereinafter called as the "TRUSTEES" (which expression shall wherever the context so admits or requires, be deemed to include their survivors, heirs, legal heirs, executors, administrators, successors, legal representatives and assignees) parties of the **SECOND PART**.

Whereas the Settlers is desirous of establishing a trust for public charitable objects.

Now this indenture witnesseth as follows:

1. **FORMATION:**

Whereas the SETTLERS have decided to establish a trust for furtherance of Public Charitable Objects and for the purpose of giving effect to such desire the SETTLERS have made over a sum of Rs. 2500/- (Rupees Two Thousand Five Hundred Only) to the Trustees by way of initial contribution and with the intention that they shall hold the said sum, all gifts, contributions, subscriptions, donations and other receipts for the said fund for Public Charitable Purposes and subject to trust's powers and provisions contained hereinafter. The 'TRUSTEES' have agreed to become Trustees and to hold and apply the said sum for Public Charitable purposes.

(2) **NAME OF THE TRUST:**

That the name of the trust shall be "JYOTI EDUCATIONAL AND CHARITABLE TRUST"

(3) **REGISTERED OFFICE:**

Registered office of the Trust shall be situated at C-8, Akash Bharti Apartments, 24, I.P. Extn., Delhi-110092 or at any such other place as the trustees may decide from time to time.

MS Shrivastava

- (p) To settle all accounts and to compromise, compound, abandon, or refer to arbitration any action or proceedings or disputes, claim, demand or things, as deemed proper for such purpose with out being responsible for any loss occasioned thereby.
- (q) To borrow moneys either on the security of any property comprised in the Trust Fund or otherwise for all or any of the purpose of these presents, and it shall be lawful for the Trustees to make such borrowings on payment of such interest and otherwise on such terms and conditions as they may in their absolute discretion think fit.
- (r) To apply to the Government, public bodies, urban, local municipal, district and other bodies, corporation, companies or persons for and to accept grant of money and of aid, donations, gifts, subscriptions, and other assistance in any other form with a view to promoting the objects of the trust and to discuss and negotiate with the Government Departments, public and other bodies corporations, companies or persons, scheme and other work and matters within the objects of the Trust and to conform to any proper condition upon which such grants and other payments may be made.
- (s) To take over or amalgamate with any other charitable trust, society, association, or institution with similar objects.
- (t) To establish, promote, manage, organize or maintain or to assist in establishing, promoting, managing, organizing, or maintaining any branch of the Trust or any Trust or its branch with objects similar to those of this Trust and to promote or carry on the affiliation or amalgamation of such other Trust with this Trust.
- (u) To take over, acquire, manage, control or aid any existing institution or institutions having objects either wholly or in part similar to the objects of this Trust and on such terms and conditions as may be thought expedient.
- (v) To purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagement of any or more of the trusts, societies, institutions or associations with which this Trust is authorised to amalgamate.
- (w) To transfer all or any part of the property, assets, liabilities and engagements of this Trust to any one or more of the trust, societies, institutions or associations with which this Trust is authorized to amalgamate.
- (x) To transfer and hand over the Trust to any other Society, Corporation, Institution, Trust or Organisation on such terms and conditions as the Trustees shall in their absolute discretion think fit and proper to be held by the Society, Corporation, Institution, Trust or Organisation with the powers, provisions, agreements and declarations, appearing and contained in these presents subject to such modifications as may be necessary and consequent to such transfer to the Trust Fund. The Trustees for the time being of these presents shall become discharged from the Trust hereof relating to Trust Funds so transferred.

9. TRUSTEES:

- (a) The number of the Trustees shall not be less than four and shall not be more than ten.
 - a. The first trustees are appointed for life, but will be at liberty to resign on giving one month's notice of his intention to do so.
 - b. **Shri Mohan Kumar Sharma** is hereby appointed as The **President**, who shall hold office for life or until he resigns there from. The President shall have all the powers as are vested in the Board of Trustees, except those which are specifically to be exercised as per law only by the board and cannot be delegated. His duty is to keep the board informed of the same.

Shri Mohan Kumar Sharma

- xxviii. To educate people about the ill effects of pollution and the ways it can be controlled. Also engaging in the activities necessary to control the pollution either it is water pollution, air pollution, sound pollution or any.
- xxix. To encourage investigations and research and promote their application for development of both organized and unorganized sectors of the national economy.
- xxx. To undertake facilities and provide for the publication of newsletters, research papers, house magazine and have a journal for the exposition of the objects of the Trust.
- xxxi. To issue appeals and applications for money/funds in furtherance of the said objects and to accept gifts, donations and subscriptions of cash and securities and of any property either movable or immovable and by other ways or mode of collection by earnest efforts.
- xxxii. To arrange and Organize Eye and Blood donation camps.
- xxxiii. To prevent and check corruption in public life as well as for the protection of environment.
- xxxiv. To assist and co-operate the Trust/Associations/Organisations etc. whose aims are same like this Trust apart from.
- xxxv. To invest surplus funds and help investment of any funds in the modes of investments from time to time which is terms of Section 11(5) of Income Tax Act 1961 and subsequent thereof from time to time.
- xxxvi. To do other such act deeds and things for the progress and development of the aims of the Trust by passing the resolution at the meeting of the governing body.
- xxxvii. All the activities of the Trust shall be non-profitable and shall be done on "**No Profit - No loss basis**".
- xxxviii. To do and cause to do all such acts, deeds and take such steps which are in accordance with the spirit and principles of the Trust as may be ancillary or incidental and conducive to the attainment and pursuit of its aims and objects of the Trust.

5. MANAGEMENT & OTHER OFFICE BEARERS OF THE TRUST:

The general management and control of the Trust for the purposes of Managing the affairs of the trust, its properties and carrying out the objects of the trust aforesaid shall be vested in the **Managing Trustee**, subject to overall control of the Board of Trustees. The Board of Trustees may designate as honorary principal office bearers, and are so appointed, at present, as under:

- | | | |
|------|------------------------|---------------------|
| i. | Sh. Mohan Kumar Sharma | - President |
| ii. | Sh. Ashok Kumar Sharma | - General Secretary |
| iii. | Smt. Renu Sharma | - Treasurer |
| iv. | Sh. Dinesh Kumar Joshi | - Trustee |

- c. Appointment of Trustees, either to fill up vacancy or as additional trustee, shall be only by unanimous resolution of the Board of Trustees. All decision of the Board of Trustees shall be taken either unanimously or by majority and if the Board is equally divided, Managing Trustee/President will have the casting vote.

10. SUBSCRIPTION

(i) Individual

- (a) **A non-refundable admission fees** of Rs.101/- (Rupees Hundred and One Only) at the time of admission.
- (b) **Annual non-refundable Subscription:** Annual non-refundable subscription shall be minimum 250/- (Rupees Two Hundred only) per annum and the Management Committee shall decide the amount from time to time.
- (c) **Life Membership fees:** One Time non-refundable fees of Rs.5100/- (Rupees five Thousand One hundred Only) to be paid at the time of enrolment and the Management Committee shall decide the amount from time to time.

(ii) Cooperative Body

- (a) **A non-refundable admission fees** of Rs.101/- (Rupees Hundred and One Only) at the time of admission.
- (b) **Annual non-refundable Subscription:** Annual non-refundable subscription shall be minimum 1500/- (Rupees One Thousand and Five Hundred only) per annum and the Management Committee shall decide the amount from time to time.
- (c) **Life Membership fees:** One Time non-refundable fees of Rs.11000/- (Rupees Eleven Thousand Only) to be paid at the time of enrolment and the Management Committee shall decide the amount from time to time.

11. TERMINATION OF MEMBERSHIP

The membership of any member, except of President can be suspending by the Governing body, shall have power to expel a member from the Society on the following terms and conditions: -

- (a) By no confidence motion passed by 2/3rd majority of votes in the General Body Meeting.
- (b) On his/her written resignation.
- (c) On his/her death.
- (d) He/she has not attended three consecutive meetings of the General Body without any intimation /leave of absence.
- (e) For any other violent, unsociable, unbecoming behavior etc.
- (f) A member at the time of resignation shall have to submit one-month notice.

The reason of termination from membership shall be communicated to the member concerned in writing.

Dr. Shau

8. POWERS OF THE BOARD OF TRUSTEES:

- (a) To accept any donation, contribution, grant, aid, subscription, sponsorships, presents, gifts, or any other assistance in any other form either in cash or in kind, from any person(s), body of persons or trust, with or without conditions.
- (b) To apply the whole or any part of the income of the trust, or the trust fund or accumulations thereto, to any one or more of the objects of the trust, as the trustees may, in their discretion, deem fit from time to time.
- (c) To convert and deal with the trust property and/or any investments for the time being.
- (d) To invest the Trust Fund either in the purpose of mortgage of movable & immovable property or in shares, stock or debentures or other securities and investments, or in deposits with or loans to any company, bank, firm or any other person, and to alter, vary or transpose such investments, from time to time at the discretion of the trustees.
- (e) To borrow or raise or secure payments of moneys and also to lend money either with or without security.
- (f) To sell, dispose of, alienate or otherwise deal with any property comprising the Trust Fund.
- (g) To let out, demise any immovable property comprised in the Trust Fund or such period and at such rent on such terms and conditions as the Trustees in their discretion may think fit.
- (h) To adjust, settle, compromise, compound, refer to arbitration, all actions, suits, claims, demands and proceedings regarding the Trust Fund.
- (i) To appoint constituted attorneys or agents and to delegate to such attorneys or agents all or any of the powers vested on them under these presents and from time to time remove such attorneys or agents and to appoint other or others in his or their place.
- (j) To appoint or make provision for the appointment of any person (including all or any of the trustees and committees or administrator or Managing Trustees or otherwise) for the purpose of the administration of the Trust in such manner and subject to such rules and regulation as the Trustees may prescribe and also to appoint or provide for the appointment of separate Trustees to hold any fund or investment subject to the provisions of the Deed in such manner and subject to such rules and regulations as the Trustees may from time to time think fit.
- (k) To make, vary, alter or modify schemes, rules and regulations for carrying out the object, of the Trust and for the management of the affairs thereof and/or running any institution in furtherance of the objects of the Trust and otherwise for giving effect to the objects of the Trust.
- (l) To start, abolish, discontinue and restart any charity or charitable institutions for the benefit of general public and to impose any conditions to any subscription or donation made by them.
- (m) To set apart and/or allocate the whole or a part of the income or the corpus of the Trust Fund or part thereof for any of the objects of the Trust.
- (n) To give aid by way of donations out of the income or the corpus of the Trust Fund or otherwise, to different charitable institutions, societies, organizations or Trusts in India which may have been established or which may hereafter be established for the like charitable purposes mentioned in these presents or any of them to enable such institution, societies, organisation or Trustees to start maintain, or carry out such charitable objects.
- (o) To join, co-operate or amalgamate this trust with other or others having kindred or allied objects, upon such terms and conditions as the trustees may in their discretion think fit, particularly having regard to and in conformity with the objects and nature of this Trust.

Provided that for the day-to-day working and the activities of the trust, the trustees may employ any subordinate staff, on such remuneration and terms as may be decided, and required from time to time, for the proper functioning of the trust and to implement the aims, objectives and activities of the trust.

6. MEMBERSHIP OF THE TRUST:

(i) General Member

Any person of India origin or origin of any other country who is more than 18 years of age whose names appear in these rules and regulations as the first members of the Trust and the persons who are subsequently admitted as members by the managing in accordance with the rules of regulation of the Trust deed.

(ii) Advisory Member

Any Person, Company, Firms, Associations whose names appear in these rules and regulations as the first members of the Trust and the advisory members have not any voting right of the trust, they are only deemed honorary associate members of the trust.

7. DUTIES OF THE TRUSTEES:

(i) PRESIDENT

- a) He/she shall supervise all works and activities done by the other office bearers of the Trust.
- b) He/she shall be the head of the Trust and preside over the meetings of the Management Committee. He shall have the right of casting the vote.
- c) To do other things if authorized by the Management Committee from time to time.

(ii) GEN. SECRETARY

- a) To sign on behalf of the Trust, conduct its correspondence and to record its proceedings of the meetings.
- b) To summon and attend the meeting of the General Body.
- c) To call Ordinary General Meeting if desired on written request of at least 1/3rd members of the General Body.
- d) To do any other things if authorized by the Governing Body from time to time.
- e) He/she shall have sign all the papers/letters, on behalf of the Trust, to conduct its correspondences.

(iii) TREASURER

- a) He/ she shall keep accounts of receipts and expenditure of the Trust and furnish the necessary information to the Management Committee.
- b) To do any other things if authorized by the Management Committee from time to time.
- c) He/she shall have the power to approve/sanction expenditures upto Rs.1000/- (Rupees One Thousand Only).

Mr. Sharma

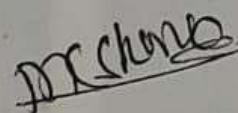
In witness whereof the parties hereto have here unto seen and subscribed their respective hands, on the day, month and year first mentioned here in above.

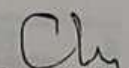
IN WITNESS WHEREOF the parties hereto have set and submitted their respective hands, on the day, month and year first mentioned here in above.

SIGNED AND DELIVERED BY THE SETTLER AT NEW DELHI.

Witnesses:

1. Shailish Kr.
s/o. Kanhaiya Lal
R/o. W-8-171-A, Shakarpur
Delhi - 92
2. PAN-NO. A11PK6527A


(Sh. Mohan Kumar Sharma)
Settler


Chandra Prakash Srivastava
Reg. No. 1326/76 Advocate
R/o : 205, Shakti Nagar,
DELHI-11


C. P. SHRIVASTAVA
ADVOCATE

- xiii. To establish, maintain or grant aid for the establishment and/or maintain of Old age help centers/Old age home, Dharamshala, Peaoo, Toilets, Night shelters, Orphanage Home, Goshala, creche, Parks, Gymnasiums, sports club, Veterinary Hospital, Marriage Homes, Community center, training centers, career counseling centers and other centers of like nature for general public.
- xiv. To organize conferences, seminars, workshops and camps to make them aware about various schemes beneficial for them and apprise them how to avail of them.
- xv. To establish and maintain libraries to facilitate the study in the fields of legal profession, education, culture and such other fields as considered fit for the benefit of general public.
- xvi. To cooperate with the approved institutions and interested bodies for the furtherance of the objects of the Trust.
- xvii. To promote/ preserve Indian culture, Traditions, Arts, Crafts & other pieces of works and popularizing the same. Also to carry on the activities of arranging concerts, exhibitions and shooting cinematography films for the furtherance objects of the Trust.
- xviii. To start, takeover, establish, support, maintain and administer Hospitals/Nursing homes for the help of poor people and those who are handicapped or are suffering from infectious disease for the purpose of serving humanity.
- xix. To promote family planning in the rural areas where there is still unawareness on this issue and also engaging in the activities necessary to attain the objects.
- xx. To engage in the activities for the welfare and up-liftment of down trodden women such as prostitutes and dowry victims.
- xxi. To engage in the activities of providing the necessary medical facilities to every class of the society and community.
- xxii. To provide a helping hand to other institutions and societies (including Government of India) having the same objects by way of supplying them materials required by them including manpower.
- xxiii. To provide facilities to women in order to help them in their upliftment and giving them a respectable place in the society.
- xxiv. To promote sports activities for general public.
- xxv. To provide technical education to the persons in the weaker sections of our society who are less qualified in order to make them self-reliant.
- xxvi. To help Foundation, Trust, Corporate, Banks and other Institutions interested in the welfare and empowerment of women to reach the desired target groups.
- xxvii. To engage in the activities of research and development for the welfare of the society.

M. S. Kumar

12. ADDITIONAL TRUSTEES:

- (a) The Trustees for the time being will be at liberty to appoint additional Trustee(s) within the number mentioned above for such period or on such terms as to retirement and re-appointment as the trustees for the time being consider proper as the Management Committee may decide from time to time.
- (b) A person shall cease to be a Trustee either (i) if he without leave of absence does not attend three consecutive meetings of the Trustees or for one calendar year, whichever is longer, or (ii) if he is requested to resign by 3/4th or as near thereto as possible of the remaining Trustee.

13. MEETINGS OF BOARD OF TRUSTEES:

- (a) The Board of trustees shall meet as often as may be necessary or convenient to transact business. The Board of trustees might transact business and take decisions also by circulation of paper.
- (b) All decision of the Board of Trustees shall be taken either unanimously or by majority and if the Board is equally divided, President will have the casting vote.
- (c) The Trustees may from time to time frame rules for the conduct and regulations of the meetings of trustees. In the absence of such regulation: -
 - (i) All matters will be decided mutually by the Trustees.
 - (ii) Resolution passed without any meeting of the Trustees but by circulation thereof and evidence in writing under the hands of 2/3 **two thirds** of the trustees shall be as valid and effectual as a Resolution duly passed at a meeting of Trustees.

14. POWERS TO BE EXERCISED ONLY BY THE BOARD OF TRUSTEES IN A MEETING:

- (a) **Determination of character of Income:** The Trustees shall have the power to determine in case of doubt whether any moneys or property shall for the purpose of the charity be considered as capital or income and whether out of income or capital any expenses or outgoings ought to be paid or borne and every such determination shall be binding and conclusive provided that nothing contained shall be deemed to authorize the Trustees to spend the income or corpus of the Trust for any purpose not authorized by these presents.
- (b) **Amendments in the Trust Deed:** If need be, the trustees are authorized to add/amend any clause of the trust deed including the aims and objects of the Trust.

15. ACCOUNTABILITY OF TRUSTEES:

The Trustees shall be accountable only for such moneys, stocks, and funds as shall actually come into their hands and a Trustee shall not be answerable or accountable for neglect, default, acts or omission or commission of the other Trustees, nor of any banker or other person with whom the trust properties or any securities may have deposited or kept.

16. REMUNERATION/ALLOWANCES TO TRUSTEES & OFFICE BEARERS:

- (a) The Trustees may reimburse themselves all expenses actually incurred by them in connection with the activities of the Trust or for discharging their duties relating thereto.

Dr. Shonke

- (b) The Trustees will not be entitled to receive any remuneration in normal course but if at any time any trustee acts as a whole time office bearer of the trust or renders any special or professional service, the Trustees may in their discretion pay such remuneration or allowance to him as they may think proper. Such decisions shall be taken only in a meeting of the Board.

17. **TRUST FUND:**

- (a) "Trust Fund" means and include cash and any other property whether movable or immovable or investments or actionable claims of any kind whatsoever into which the same or any part thereof might be converted, invested or varied from time to time or which may be acquired by the trustees or may come to their hands by virtue of these presents.
- (b) The Trustees shall always maintain proper accounts of the Trust, which shall be kept at the office of the trust.

18. **ACCOUNTS & FINANCE:**

- (a) The accounting year of the Trust shall be the financial year ending on 31st March every year.
- (b) The Trust and the Trust funds shall be **irrevocable** for all times.

19. **SOURCES OF INCOME:**

- (a) Registration, Admission, special or any other fee in any mode.
- (b) Subscription and Sponsorships by way of any mode.
- (c) Donation, gifts, presents & special contribution of any nature.
- (d) Grants, aid or any other assistance in any other form etc.
- (e) Income from Investment of the Trust Fund & Rent.
- (f) Any other receipt not covered by article 19 (a) to 19 (e).

The Income of the Trust received from India and Outside India as may be from all sources will be utilized for the attainment of the aims and objects of the Trust.

20. **BANK ACCOUNT:**

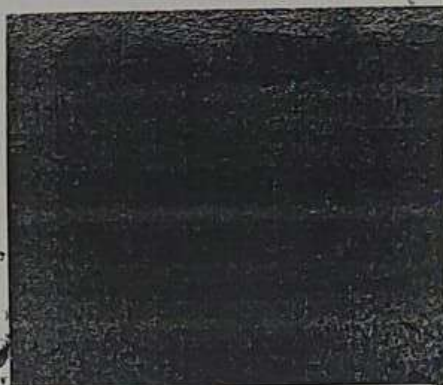
- a. The fund of the Trust shall be kept in a Scheduled Bank or any other bank as trustees deemed it fit. With a view to generate income for the trust and best utilization of trust fund, the funds shall be invested by trustees in FD, CDs of scheduled banks, units of UTI, Mutual Funds, Bonds/Debentures of any Indian Financial Institution, Government Securities or any other securities or schemes as deemed fit and as permitted by law for the time being in force, considering the over all benefit of trust.
- b. Managing Trustee/President of the trust jointly with Trustee/Treasurer of the Trust shall be authorized to open the Bank account in the name of the Trust, and to sign all the cheques etc. and other papers to operate and deal with Bank including the closure of Bank Account.

21. **APPLICATION OF FUNDS:**

It is expressly declared that no part of the Trust property or its income or any accretion thereto shall be applied for any purpose outside India or for any purpose which is not a charitable purpose in law, and all provisions hereof shall be construed accordingly.

Attested

Reg. No. 12173 Reg. Year 2006-2007 Book No. 4



Ist Party

न्यासकर्ता

IInd Party

न्यासी

Witness

गवाह

Ist Party

IInd Party



Party न्यासकर्ता :- Mohan Kumar Sharma

2nd Party न्यासी :- Jvoti Educational And Charitable Trust

Witness गवाह shailash kumar. C.P.Srivastava

Certificate (Section 60)

Registration No.12,173 in Book No.4 Vol No 2,249
 Page 6 to 16 on this date 18/07/2006 day Tuesday
 and left thumb impressions have/has been taken in my presence.

Date 18/07/2006

[Signature]
 Sub Registrar
 Sub Registrar VIII
 New Delhi/Delhi