भारतीय गैर न्यायिक

एक सौ रुपये Rs. 100

रु. 100 ONE HUNDRED RUPEES

सत्यमेव जयते

भारत INDIA

INDIA NON JUDICIAL

தமிழ்நாடு तमिलनाडु TAMILNADU

V 536099

தமிழ்நாடு ACHARIYA CHARITABLE
எண் 37318 & EDUCATIONAL TRUST.
மதிப்பு ரூ : 100/- VANARA MUTTI,
தேதி : 04.06.10.

V. ஜெகநாதன்
S. R. O. ஸ்டாம்பு வெண்டர்.
கோவில்பட்டி. L. No. 6/2009

DEED OF DECLARATION OF TRUST

I. GENERAL:

This deed of declaration of Educational Trust executed on this 4th day of June 2010 by **K.Ulagammal, (Voter Identity Card No- H.J.W.3096237) Daughter of Mr.N.NarayanaThevar, 52 years, residing at Door No.3/185-1, Muthumariamman Kovil Road, Opp. Muthumariamman Kovil, Vanaramutti-628 721, Kovilpatti (TK), Tuticorin District, Tamil Nadu, India,** the Author and Founder of this Trust, hereinafter referred to as the '**Founder**'.

Whereas the Founder is interested in instituting a Trust with infrastructural and professional capabilities to render social, economical and charitable services

Document No/Year : 747/10
Page No. : 1 Total Pages 12

39
747/IV/2010

Document
No/Year : 747/10.
Page : Total
No. 12 Pages 12

Document No: 747 of
of Book 4 Contains 11 S
54 Sheet.

Sub Registrar.

Presented in the office of the
Sub-Registrar of Kovilpatti.
and Fee of Rs.1000.00. Paid
between the hours of 3 & 4 PM.
on the 4th day of June 2010.

Left Thumb

Execution Admitted By
Left Thumb

IDENTIFIED BY

Voters card no (HSW 309623)

Sub Registrar
Kovilpatti

Registered as No: 747 of 2010.
of Book 4

Date: 4.6.10.

Sub Registrar.

Day of June 2010.

Sub Registrar.

भारतीय गैर न्यायिक

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INDIA NON JUDICIAL

தமிழ்நாடு तमिलनाडु TAMILNADU

V 536100

தமிழ்நாடு
எண் 37319
மதிப்பு ரூ : 100/-
தேதி : 04.06.10.

ACHARIYA CHARITABLE & EDUCATIONAL TRUST. VANARANUTTI.

V. ஜெகநாதன்.
S. R. O. ஸ்டாம்பு வெண்டர்
கோவில்பட்டி. L. No. 6/200

Whereas in furtherance of the said object and its achievement the Founder has conceived of a Trust which shall be registered with Government of the State of Tamil Nadu, India, as a Public Charitable Trust, under the Indian Trusts Act of 1882.

Whereas for the purposes of instituting such a Trust the Founder has decided to set apart and settle a sum of Rupees. **1000/-(Rupees. One Thousand Only)** as the nucleus fund, hereinafter called the Trust Fund.

Whereas the Founder has decided that such a Trust shall be administered and managed by an autonomous Board of Trustees formed at his instance and consequently at the request of the Founder, the following people have agreed to be the first Trustees and thus to constitute the first Board of Trustees of the said trust, the deed of the Trust being therefore now executed between **K.Ulagammal**, the author of the Trust and the other trustees mentioned below:

1. உலகம்மாள்

Document No/Year : 242/10
Page No. : 2 Total Pages 12

74

भारतीय गैर न्यायिक

एक सौ रुपये Rs. 100

रु. 100 ONE HUNDRED RUPEES

सत्यमेव जयते

भारत INDIA

INDIA NON JUDICIAL

தமிழ்நாடு तमिलनाडु TAMILNADU

V 536101

தமிழ்நாடு
எண் 37320
மதிப்பு ரூ : 100/-
தேதி : 04.06.10.

ACHARIYA CHARITABLE & EDUCATIONAL TRUST VANARAMUTTI.

V. ஜெகநாதன்
S. R. O. ஸ்டாம்பு வெண்டர்.
கோவில்பட்டி. L. No. 6/2009

Mr.K.Sudhalaimuthu, Son of Mr.S.Kendiar, aged 30 years, residing at Door No.3/185-1, Muthumariamman Kovil Road,Opp. Muthumariamman Kovil, Vanaramutti-628 721, Kovilpatti (TK), Tuticorin District.

Mr.S.Kendiar, Son of Mr.S.Sankarapandian, aged 55 years, residing at Door No.3/185-1, Muthumariamman Kovil Road, Opp. Muthumariamman Kovil, Vanaramutti-628 721, Kovilpatti (TK), Tuticorin District.

Mr.K.SellaPandian, Son of Mr.S.Kendiar, aged 32 years, residing at Door No.3/185-1, Muthumariamman Kovil Road, Opp. Muthumariamman Kovil, Vanaramutti-628 721, Kovilpatti (TK), Tuticorin District.

1. எ.கு. உவகை முரன்

Document No/Year : 2010
Page No. 3 Pages 12

NOW THEREFORE THIS DEED WITNESSETH AS FOLLOWS:

1. The name of the trust shall be "**ACHARIYA CHARITABLE & EDUCATIONAL TRUST".VANARAMUTTI.**

1.1. The Trust shall be registered with the Government of Tamil Nadu, India as a Public Charitable Trust under the Indian Trust Act of 1882, the operational jurisdiction of the Trust being the territory of the Republic of India.

1.2. The Office of the Trust shall be situated at such place as the Board of Trustees may, from time to time determine and, until so determined, shall be located at Door No.3/185-1, Muthumariamman Kovil Road,Opp. Muthumariamman Kovil Vanaramutti-628 721, Kovilpatti (TK), Tuticorin District

1.3. All the activities of the Trust shall be carried out without any motive of profit on the part of the Trustees.

1.4. The benefits of the Trust shall be open to all irrespective of caste, creed, sex etc.

1.5. The Trust now formed shall be irrevocable.

1.6. The incomes and funds of the Trust shall be solely utilized towards the objects of the Trust and no portion of it shall be utilized for payment to the Trustees/Office bearers by way of profit/dividend/interest etc.

1.7. The objects and activities of the trust shall be carried only to India.

2. The Aims and Objectives of the Trust:

2.1. To start, establish, equip and run for the benefit of irrespective of their caste, sub-caste, social, educational and economic status, educational institutions – Formal/Non-formal, for the diffusion of useful knowledge, cultural, scientific, technical or social, and to apply for and, to obtain for them, wherever necessary, either recognition from the Government or University, educational or other authorities as the case may be.

2.2. The aims and objectives of the Trust shall primarily to establish, run, maintain, Schools, Colleges – Arts & Sciences and Engineering, Polytehcnic Colleges, Teacher Training Institutes, College of Education – Under Graduate and Post Graduate, College of Physiotherapy, College of Para medical, College of Pharmacy and others.

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Document
No/Year :
Page : Total

scholarship, stipends, prizes, rewards, allowance and other financial assistance or help in cash or in kind to students with a view to help them in persecuting their studies in schools, colleges, educational institutions, technical institutions, art schools, institutions, teaching commercial and other arts or other training, research or educational works in India or abroad.

2.4. To promote, advance and encourage and/or aid in helping, promoting, advancing and encouraging primary, secondary and higher education including technical and medical education also physical training of handicrafts, fine arts and other useful arts, crafts among the public.

2.5. To open, found establish, promote, setup, run, maintain, assist, finance, support and/or aid or help in setting up and/or maintaining and/or running schools, colleges, lecture halls and other establishments or institutions for advancement of education and of knowledge in arts, science, literature, humanities and all other useful subjects in all their manifestations.

2.6. To open, found, establish, promote, setup, run, maintain, assist, finance, support, and/or aid or help in the setting up and/or maintaining and/or running hospitals, boarding houses, libraries, reading rooms, gymnasium and other training and vocational institutes.

2.7. To establish, promote, setup, run, maintain, assist, finance support and/or aid to help in the setting up and/or maintaining and/or running schools and other institutions, orphanages, widow homes, lunatic asylums, poor houses or other establishments for relief and/or help to the poor, old and infirm people and/or destitute.

2.8. To give, provide and/or render help and assistance in cash or in kind to poor and/or destitute people, widows, etc.

2.9. Promotion of physical, emotional, spiritual and intellectual well being of the public it will seek to serve.

2.10. No part of income or assets of the Trust shall be transferred or applied at any time for any time for any purposes other than those set out in object clauses referred above.

1. மு.உலகம்மாள்

Document
No/Year : 2421/60
Page No. 5 Total Pages 12

3. Now therefore in pursuance of the said objects, a sum of Rs.1000/-(Rupees One Thousand only) hereinafter called the Trust Fund is paid by the Author of the Trust, irrevocable, to the Trustees, which the Trustees have now accepted, on behalf of the Trust to carry out the aims and objectives of the Trust and the Trustees do hereby undertake to hold upon Trust, the asset that has now been given and may be given to them in the future or that may come into their hands as Trustees subjects to the provisions hereinafter contained in the laws, articles of association and memorandum of understanding enumerated below:

4. By Laws, Articles of Association/Memorandum of Understanding:

4.1. The constitution of Board of Trustees, the conduct of its meetings, its powers and responsibilities.

4.1.1. K.Ulagammal, the Author and Founder of the Trust will be the first managing trustee and Chief Functionary of the Trust. The first Managing Trustee and every succeeding Managing Trustee who will also be the Chief Functionary will hold office for his life time.

4.1.2. The First Board of Trustees and Office bearers shall be as follows:

1. K.Ulagammal, Founder cum Managing Trustee
2. Mr.K.Sudhalaimuthu,
3. Mr.S.Kendiar
4. Mr.K.Sellapandi.

4.1.3. The other Trustees shall hold office as Trustees for a period of five years after which the term shall be extended to another five years and so life and the Board of Trustees shall comprise of all the Trustees in this indenture and every person who may be appointed as a trustee in the course.

4.1.4. The number of Trustees shall not be less than 2 (two) and more than 9 (nine) at any time. If ever the number falls below two, the surviving or continuing Trustees shall be entitled to appoint a new Trustee or Trustees so as to bring the number to the minimum or maximum as stipulated.

1. கு.உலகம்மாள்

Document
No/Year : 747/60
Page No. : 6 Total Pages : 12

4.1.5. The Board of Trustees shall have the power to fill up the vacancy in the office of the Managing Trustee or any other Trustee caused by death, resignation, removal, and voluntary retirement or otherwise.

4.1.6. The Founder cum Managing Trustee shall have the power to remove any Trustee or Trustees from office, if the Trustee so proposed to be removed, is found incapable of functioning, is found guilty of serious charges in relation to or concerning the Trust or Trust affairs, insane, the decision of the Managing Trustee in this behalf shall be final and binding and shall not be called in question in any court of law. The Managing Trustee will exercise this power provided he acts in the interest of the Trust and in accordance with the canons of justice and does not act maliciously or capriciously.

4.1.7. Any Trustee may resign from the Trust by notifying his or her intentions in writing to do so to the other Trustees for their consideration and act in the Board meeting.

4.2. <u>MEETINGS OF THE BOARD OF TRUSTEES</u>:

4.2.1 The Managing Trustee or any other Trustee authorized for the purpose by the Board shall call for an Annual General Meeting of the Board and, at such meetings present, discuss and decided on accepting accounts, budget proposals, Annual Reports, and proposals for the future brought before them by any Trustee or Trustees or others.

4.2.2 In addition to the Annual General Meeting the Board of Trustees may also meet from time to time, when convened by the Managing Trustee or upon written request to the Managing Trustee by any one Trustee for convening a meeting.

4.2.3 The Board shall transact any business specified in the agenda or otherwise agreed by the Board on the floor of the meeting.

4.2.4 The presence of 2 (two) trustees in any meeting with or without the Managing Trustee shall from the Quorum whether the meeting has been called by the Managing Trustee on his or her own initiative or upon request by the other trustees.

4.2.5 For each meeting of the Board, including the annual meeting, one of the Trustees shall be elected to preside over that particular meeting.

Document
No/Year : 74/60
Page : Total

4.2.6 The Board of Trustees shall be entitled to pass rules and regulations of conduct of the business and administration of the trust and can, thus alter or amend rules, clauses or procedures as may be required from time to time without any way affecting or offending the principal objects of the Trust and with the prior approval of the Commissioner of Income Tax.

4.2.7 Every resolution or decision taken by the Board shall be by a simple majority of the members present and voting, if it is not unanimous. In the event of equal division of votes, the Chairperson of that particular meeting shall exercise a casting vote which is the only vote the chairperson of any meeting is entitled to cast.

4.2.8 In the absence of a formal board meeting any proposal or motion given in writing by any one or more Trustees or circulation among other Trustees for approval shall have the force of a resolution taken in a regular meeting if such a proposal or motion has been signed by way of approval by all the Trustees as though it has been passed at a meeting unanimously.

4.2.9 The Trustees are entitled to invite outsiders to meeting of the Board if they have contribution to make to the deliberation of the Board, but such a person shall have no voting right.

4.2.10 Minute's book shall be kept by the Managing trustee and the minutes of all proceedings of the Board and of the committee thereof shall be entered in the minute book and shall be signed by the chairman of the meeting and when so signed shall be conclusive evidence of the contents thereof.

5. FINANCIAL POWERS AND LIABILITIES OF THE TRUSTEES:

5.1. Every property of the Trust - be it movable or immovable, shall be kept in the name of the Trust only.

5.2. The assets and funds of the trust, as it is now and shall be in the future would consist of the sum Rs.1000/- (Rupees One Thousand only) donated by the founder of the Trust, such sums and assets as may be contributed, gifted, donated, bequeathed by the author of the Trust or any other trustee or person or institution or government or body, all assets as may be acquired, purchased from out of the said sums and assets, all interest or incomes arising out of the said sums and assets and all sums assets which have, by any means becomes the property of the trust.

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Document
No/Year :
Page : Total

6. Whereas any such additions, deletions, amends, Changes, Alteration, modifications in the objects Class of the Trust shall be done only with the prior approval of the commissioner of Income Tax.

6.1. Enter into any contract, agreement, and memorandum of understanding with any individual or organization for any purpose beneficial to the Trust.

6.2. Open one or more bank accounts in the name of the trust with one or more banks as prescribed by the Income Tax Act, 1961 and to deposit the monies of the Trust and to give instructions to the bank(s) as to the persons entitled to operate thereon such accounts.

6.3. The Trustees shall have the power to invest the corpus and the income from the Trust fund in accordance with the provisions of section 11 (5) read with section 13 (1) (d) of the Income Tax Act.

6.4. Borrow any monies from any person, firm, company, bank, government or body or any other source with or without interest, on such terms and conditions as determined by the Trustees, with or without furnishing security and to mortgage the property or assets of the Trust for the repayment of the money so borrowed.

6.5. The Managing Trustee Mrs. K.Ulagammal, shall have the power to draw, make, accept, close, discount, negotiate, execute and encash cheques, bills of exchange and other negotiable instruments and also operate the bank accounts.

6.6. The Managing Trustee shall be empowered to institute, conduct or defend all suits and legal proceedings for and on behalf of the Trust and to receive service of summons and processes for and behalf of the Trust in respect of any proceedings before any court or authority.

6.7. The Managing Trustee shall discharge all statutory obligations including filing of Income tax returns etc., if and when necessary and represent the trust in all proceedings before any authority including the court of law.

6.8. The liabilities of the trustees shall be as per the law in force at any time.

7. **ACCOUNTS AND AUDIT:**

7.1. The accounts of the Trust shall be regularly maintained every year; the accounts shall be closed by 31st March of every year and the same shall be audited by a qualified Chartered Accountant.

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Document
No/Year: 747/60

7.2. The Trustees shall appoint an adequately qualified auditor to audit the accounts of the Trust and fix the auditor's remuneration and the audited statements of the accounts shall be placed before the Board for its deliberation, scrutiny and approval once in a year.

7.3. The financial year of the Trust shall be from 1st April of a year to 31st March of the following year.

7.4. The Trustees shall have the power to invest the corpus and the income from the trust fund in accordance with the provisions of the income tax act.

7.4.1. To accept such terms and conditions as the Board may think fit in cash or/and in kind, donation, contribution, gift, grants, subscription and or other monies from individuals, firms, associations, private or/and public trusts, institution, government authorities or/and other persons whomsoever however to the extent that such donation, contribution, gift grants, subscription or/and aid shall in any way be inconsistent with or repugnant to or against the objects of the trust. Such donation, contribution, gift, grants, subscriptions or aid or other monies shall be treated as the corpus or the income of the trust as may be accordingly be stipulated by the Founder.

7.4.2. To keep the funds of the trust with any one or more scheduled Bank(s)/nationalised bank(s) in any account whatsoever name called and for this purpose to open accounts with such bank(s) in the name of the trust and to authorize such persons as the Board may think fit to operate such account(s).

7.4.3. To do all such other acts, matters, deeds and things as may be necessary, incidental or conducive to the attainment of all or any of the Trust herein mentioned.

7.4.4. At present there is no movable or immovable property in the name of the trust except corpse's fund.

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Document No/Year : 747/00
Page No. 10 Total Pages 12

8. **GENERAL:**

8.1. Powers are given to the Trustees to effect amendment to the Trust Deed, that it would not extend to alter the basic character or objects of the Trust and further, no such amendments which may prove to be repugnant to the provisions of the sections 2 (15), 11 & 13 and 80 G of the Income Tax Act shall be made by the Trustees.

8.2. Whereas powers are given to the Trustees to effect amendments to the Trust Deed and no such amendments shall be made such that it would not extend to alter the basic objectives of the Trust and further, no such amendments which may prove to be repugnant to the provisions of sections 2 (15), 11, 12 & 13 and 80G of the Indian Income Tax Act.

8.3. Whereas any alteration, modification or such other amendments to the Trust Deed shall be carried out only with the prior approval of the Commissioner of Income Tax.

8.4. The affairs of the Trust and the institutions owned by the Trust shall be managed by the Board and the Board shall have the following powers.

IN WITNESS WHEREOF THE FOUNDER HEREIN SET HIS HANDS THIS –28th day of May 2010

Founder: கு.உலகம்மாள்

K.Ulagammal.

Document No/Year 756/10 Page No. 11 es

WITNESSES:

1) [illegible] S/o [illegible] 456/6, Kaveri Road Pandaram Thangalam Kovilpatti

2) [illegible] S/o [illegible] Chokkad, Kovilpatti

Drafted & Typed By: G. Shenbagam

G. Shenbagamuthu
Document Writer,
Lic. No. B. 253/PLI/91
KOVILPATTI