

1806 Manisha Gupta W/o Sh. Sanjeev Rai - 1008/1000



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D 268820

**DEED OF TRUST**

This Trust deed is made on this the 24<sup>th</sup> day of **January, 2008** at Kathua by the executant **Manisha Gupta** W/o Sh. Sanjeev Rai R/o Ward No. 8, Kathua (J&K), hereinafter called as **Settler/Chairman** of Trust, (this term shall mean and include her legal heirs, successors, assigns and representatives etc.)

Receipt

In consideration of spreading Education amongst the general public in Kathua District, the executant hereby forms this trust. The settler has contributed an amount of Rs.10,000/- cash in favour of the trust.

**Now this deed witnesseth as under:-**

In this Trust Deed unless the context otherwise requires:-

A) **“Board of Trustees” means**

The Board of trustees will comprise of the following:-

1. Smt. Manisha Gupta W/o Sh. Sanjeev R/o Ward No.8, Kathua (J&K) [**Chairman /Settler**].
2. Sh. Mull Raj Gupta S/o Sh. Diwan Chand Gupta R/o Uccha Pind, Tehsil Billawar, at present Ward No.8, Kathua (J&K). [**Secretary**].
3. Smt. Vidhya Devi W/o Sh. Mull Raj Gupta R/o Uccha Pind, Tehsil Billawar, at present Ward No. 8, Kathua (J&K). [**Cashier**].
4. Sh. Sanjeev Rai S/o Sh. Mull Raj Gupta R/o Uccha Pind, Tehsil Billawar, at present Ward No. 8, Kathua (J&K). [**Member**].
5. Sh. Koushal Kumar Pargal S/o Ganga Ram Pargal R/o Ward No. 3, Krishna Colony, Kathua (J&K). [**Member**].

Whereas, the founder members are desirous of endowing a fund by way of Contributing Rs.1000/- each for the promotion of public charitable object more particularly for promotion of education and social objects among the general public irrespective of caste, creed or colour.

And whereas, the first board of trustees has agreed to carry out the trust herein created.

Now it is hereby agreed as follows:-

1. **NAME:-**

The name of the trust is **“Diwan Chand Padotra Educational Trust”**.



BEFORE SH. V.S.BHOU SUB REGISTRAR KATHUA.

This deed of Trust has been presented for registration today on 28.1.08 at 11.15 AM by the Settler Smt. Manisha Gupta W/o Sh.Sanjeev Rai Gupta R/o W.No.8 Kathua. The contents and execution of the documents have been admitted as true and correct by the settler and is identified by Arvind Kumar Advocate Kathua. Registration fee of Rs.4.80 has been charged vide G.R. No. 0015773 dated 28.1.08 be remitted to Treasury under law. The document is admitted to registration and it be entered in the concerned register. Return the document today after completion.

Sub Registrar  
Kathua

Settler

Gupta

Identified by

[Signature]  
[Signature]

This deed has been duly registered  
in Reg. No 4 at S No 628  
and at Page No 155 Registrar  
fee Rs 4/80 has been deposited  
with the Nazir vide Receipt No

0015773 of Dt. 28-1-08  
which shall be accordingly deposited  
to Govt Treasury. This deed shall be  
delivered 6 day on 28-1-08

Sub Registrar  
Kathua







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12. **DISQUALIFICATION**

No person being

- a) An undischarged, insolvent, or
  - b) Convicted of an offence involving moral turpitude, or
  - c) Of unsound mind, or
- A minor can become a member.

13. **CESSATION OF FOUNDER MEMBERS**

A person shall cease to be a founder member in any of the following event:-

- a) If he/she dies, or
- b) If he becomes insolvent, or
- c) If he resign his office.
- d) If he resign his office.
- e) If he fails to deposit contribution of Rs. 1000/-.

14. **FILLING OF VACANCY DUES TO CLAUSE (13)**

In case of vacancy occurring under clause (13) the remaining for the majority vote may appoint a new trustee for the remaining period, from the legal heirs of the founder member so ceased or of desired by the founder members on will or any other person as nominated by the remaining. The new founder member will be required to contribute at least Rs1000/- at the time of appointment.

15. **MANAGEMENT**

The management of the Trust shall vest in the Board of Trustees.

16. **MEETING OF THE BOARD OF TRUSTEES**

The board of trustees shall ordinarily meet once in three months. Such meeting shall require 7 days notice with agenda. Special meeting of the trustees may be called by the chairman on a shorter notice even. The minutes of the meeting shall be recorded by Secretary in the minute book and signed by the founder members present in the meeting.

17. **QUORUM OF THE MEETING OF BOARD OF TRUSTEES**

2/3 of the total members of the board of trustees shall be deemed to be quorum of the meeting of the Board of Trustees.



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18. **POWER OF THE BOARD OF TRUSTEES**

Without prejudice to the generally of the powers conferred the trustees will have power to:-

- Receipts*
- To purchase, take on lease or otherwise acquire and after any immovable property.
  - To purchase or otherwise acquire moveable property. Whether in its name or in the name of any founder member.
  - To appoint necessary staff for the office of the Trust and to pay such remunerations as may from time to time be found necessary.
  - To collect and receive subscription, donations and endowments for the purpose of the trust and to deposit money as collected in scheduled banks.
  - To operate Bank Accounts, to invest money not required for day to day work of the Trust and to borrow money on such security as it deem it.  
The Bank Account/s will be operated by the Chairman.

19. **ACCOUNT AND AUDIT**

The board of trustees shall prepare the annual budget estimate of the trust and cause true and complete accounts of financial transaction of the trust be kept and cause such accounts to be balanced as on 31<sup>st</sup> March, every year and also a statement of affairs and income and expenditure account be prepared and to place before the same for adoption by General Body after getting the same audited by a Chartered Accountant.

20. **GENERAL MEETING OF THE MEMBERS**

There shall be held an ordinary/general meeting of the members of the trust which may be called annual general meeting at least three months prior to the close of the financial year i.e. latest by 31<sup>st</sup> December every year to transact the following business:-

- To receive consider and adopt annual report of governing body and statement of audited accounts of the previous year ended on 31<sup>st</sup> March.
- To transact any other business and to review the working of the year.



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21. **QUORUM OF THE GENERAL BODY MEETING**

At least 1/3<sup>rd</sup> of total members with at least 2 founder members shall form quorum for general ordinary and special meeting of the General body.

22. **EXTRAORDINARY GENERAL BODY MEETING**

The board of trustee shall convene a special meeting of members within the month of the receipt of written requisition signed by more than 2/3<sup>rd</sup> of the members of the trust for consideration of special business.

23. **POWERS TO SUE**

The Trust can be sued and have powers to sue in its name.

24. **AMENDMENT IN CLAUSES**

The General Body may amend the clauses of the Trust Deed as it may consider fit, but no such change, amendment or modification in clauses shall be valid unless the proposed amendment is passed by a majority of 2/3<sup>rd</sup> of members and at least 2 founder members are present in the meeting.

25. **DISSOLUTION**

In the unfortunate event of the aforesaid objects being incapable of carrying into effect, the trustees may divert the fund of the trust to any appropriate charitable purpose as per cypress doctrine.

In token of above said terms and conditions, the Executant/Settler has put his hands on this Deed of Trust on this the day, month and year above written.

**Witnesses:**

1. Kulbir Singh  
S/o Sh. Jagdish Singh  
R/o W.No 4 Kathua

2. Ramesh Kumar  
S/o Sh. Amar Nath  
R/o W.No 11 Kathua

**Executant**

*Manisha Gupta*

**Manisha Gupta**  
W/o Sh. Sanjeev Rai Gupta  
R/o Ward No. 8, Kathua (J&K).

Drafted by: - Rajinder Singh (Advocate) Kathua.