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Addl. Dist. Sub-Registrar
Alipore, South 24 Parganas

30 SEP 2010

TRUST DEED

ACHARYA MAHAPRAGYA MAHASIRAMAN EDUCATION AND RESEARCH FOUNDATION

THIS INSTRUMENT OF TRUST made on this 29/5 day of September TWO THOUSAND TEN BETWEEN Sri Kamal Kumar Dugar son of Sri Budh Mal Dugar by faith Jain, a Social Worker of 4A, Ideal Garden, 20, Mandevilla Garden, Kolkata-700019, hereinafter called "THE SETTLOR" (which expression shall unless excluded by or repugnant to the context be deemed to mean and include his and each of their successors in an interest and/or assigns) of the ONE PART.

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AND

(1) Sri Kamal Kumar Dugar son of Sri Budh Mal Dugar by faith Jain, a Social Worker of 4A, Ideal Garden, 20, Mandavilla Garden, Kolkata-700019, (2) Sri Ranjeet Singh Kothari son of Late Hansraj Kothari by faith Jain, a Social Worker of 20/1, Belvedere Road, Kolkata-700027 (3) Sri Surendra Kumar Dugar son of Sri Budh Mal Dugar by faith Jain, a Social Worker of 201, Vaishno Chamber, 6, Brabourne Road, Kolkata-700001 (4) Sri Vinod Baid son of Late Jiwan Mal Baid by faith Jain, a Social Worker of 5, Lovelock Place, Kolkata-700019 (5) Sri Vivek Kathotia son Late Sampatmal Kathotia by faith Jain, a Social Worker of A/2, Navin Apartment, 29, Ballygunge Park, Kolkata-700019 (6) Sri Bhanwar Lal Baid son of Late Chunnilal Baid by faith Jain, a Social Worker of 22/1, Ballygunge Circular Road, Kolkata-700019 (7) Sri Prakash Baid son of Sri Ranjit Singh Baid by faith Jain, a Social Worker of 10, Belvedere Road, Kolkata-700027 (8) Sri Bhikam Chand Pugalia son of Sri Dharam Chand Pugalia by faith Jain, a Social Worker of Satyam Tower, Flat No. 5B/4, 3 Alipore Road, Kolkata-700027 (9) Sri Babulal Bothra son of Late Chouthmal Bothra by faith Jain, a Social Worker of 3A, Pollack Street, 2nd Floor, Room No. 10, Kolkata-700001 (10) Sri Rajendra Bachhawat son of Late Jhumar Mal Bachhawat by faith Jain, a Social Worker of 11/1, Sarat Bose Road, Ideal Plaza, 2nd Floor, Kolkata-700020 (11) Sri Narendra Surana son of Sri Dalam Chand Surana by faith Jain, a Social Worker of 2B, Pretoria Street, Kolkata-700071 (12) Sri Surendra Kumar Dugar son of Late Jhumar Mal Dugar by faith Jain, a social worker of 52/4/1, Ballygunge Circular Road, Kolkata-700019 (13) Sri Basant Sethia son of Late Bhikam Chand Sethia by faith Jain, a social worker of 30, Chowringhee Road, Kolkata-700016, hereinafter collectively called "THE TRUSTEES" (which expression shall unless excluded by or repugnant to the context be deemed to mean and include his heir and each of their successors in an interest and/or assign) of the OTHER PART.

WHEREAS:

1. The South Calcutta Shri Jain Swetamber Terapanthi Sabha had long desired to create a separate Trust in the country for relief to the poor, medical aid, advancement of knowledge, and for promotion of other objects relating to general public utility, but not involving the carrying on of any activity for profit, and which Trust would not be for the benefit of any particular religion, community or caste alone;
2. To such end, the said South Calcutta Shri Jain Swetamber Terapanthi Sabha had authorised Sri Kamal Kumar Dugar to act as settlor on behalf of the South Sabha to set up such separate trust and the Settlor desirous of setting up such a Trust and sets it up by these present with such objects and on such terms as stated herein;
3. The Settlor has made over a sum of Rs. 11000/- (Rupees Eleven Thousand Only) as corpus of the Trust Fund to the Trustees by way of initial contribution.
4. The Trustees above named have at the request of the Settlor agreed to act at the Trustees of these presents and to hold the sum of Rs. 11000/- (Rupees Eleven Thousand Only) and the investment for the time being representing the same and all other sums as properties that may from time to time form part of the Trust Fund upon the Trusts hereafter declared of and concerning the same.

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5. The Settler considers it fit and proper to execute a proper deed of Trust specifying the diverse objects of the Trust and also the rights and duties of the Trustees.
6. The Registered office of the Trust will be at 9A, Anuvrat Sarni (Paddapukur Lane), Kolkata - 700 020 which may be shifted to any other place which the Executive Council may decide subsequently to suit the official business and purpose of the Trust.

NOW THIS DEED WITNESSES AS FOLLOWS:

1. SETTLEMENT

That the settler does hereby transfer, assign and make over unto the Trustees the sum of Rs.11000/- (Rupees Eleven Thousand only) to have and hold the same and the investments for the time being representing the same and all other sums of properties that may from time to time form part of the Trust - Estate unto the Trustees upon the Trusts and with and subjects to the powers, provisions and declarations hereinafter contained of and concerning the same.

2. NAME

The name of the Trust shall be "*Acharya Mahapragya Mahashraman Education and Research Foundation*".

3. OBJECTS OF THE TRUST:

- 3.1 To Establish and Operate Educational Institutions for imparting quality Education to society at large from Primary to Post Graduation including setting up Primary and Secondary School, General College, Engineering College, Management College, Law College, Nursing College, Dental College, Medical College etc.
- 3.2 To Establish and Operate Medical Facilities including Hospitals, Nursing Homes, Diagnostic Centre, Dental Clinic, Blood Banks and also to acquire and run the various kind of such medical facilities.
- 3.3 To provide Financial Assistance to the weaker section of the Society.
- 3.4 To Establish and Operate Social Complex including Clubs, Stadium, Recreation Clubs, Picnic Gardens, Banquets Facilities, Amusement Parks, Sports facilities for the members and public at large.
- 3.5 To Establish and Operate Ashram, Meditation Centers, Yoga centre, Orphanage Home, Auditorium, Soolo cum Cultural Museum/Centre etc. for the Members of the Society and the public at large and also spread awareness about cultural values and also to spread awareness about meaning full life.
- 3.6 To Establish Rest Centre, Residential Accommodation, Service Apartments for public at large.
- 3.7 To provide relief to the weaker section of the society by creating self employment opportunities for them, creating old age home, orphanage and do other social activities for the upliftment of poor section of the society by bringing them in to the main stream of development.

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- 3.8 To provide Education by way of free, and/or concessional basis to the poor section of the society and also providing scholarship to the meritorious students of the society and also to spread awareness amongst children in connection with their duties towards family and nation for better, disciplined and improved life.
 - 3.9 To provide Health Care Services by way of free and/or concessional basis to the poor section of the society.
 - 3.10 To create environment of non violence in the society conducive for upliftment of living standard.
 - 3.11 To impart, promote and spread education in Engineering Science, Technology, Management, Medical, Dental, Nursing, Pharmaceutical, Bio-technology, Vocational Training, Research Institute, University and to start, establish, manage and run the school and college for boys and girls, libraries, reading rooms and to promote education for social economic and vocational deed.
- (3.1) Notwithstanding the generality of the foregoing, the objects of the Trust shall be or any of the following:-
1. To acquire, establish and maintain one or more primary schools, secondary schools, higher education institutes, engineering college, management institute, medical hospital and college, dental institute and various other fields of sciences, technology and vocational education, solely for philanthropic purpose and not for purpose of profit.
 2. To found, establish or takeover and/or otherwise conduct research institutions in all discipline of science, engineering, management, information technology, vocational training primary and secondary schools, nursing school, medical college, dental college and surgical knowledge, and various allied fields of research and education.
 3. To provide medical relief to the Public in all branches of medical sciences by all available means.
 4. To provide research facilities for carrying on research basis and applied, in all systems and discipline of sciences and technology, keeping in view socio-economic need of the afflicted community.
 5. To conduct and to carry on experiment and to provide funds for research works and for scholarship, stipends, remuneration and or other payments or aid to any person or persons engaged in research works or works connected with or conducive to research and to encourage and to improve knowledge of the persons who are engaged or likely to be engaged in any technical profession so as to benefit the Public at large.
 6. To sponsor, establish, support, maintain, run and/or encourage activities and organisations involved in water preservation, water management, water purification, river cleaning, water body resuscitation, rain water harvesting, and/or all other activities relating to water and water resources;

7. To sponsor, establish, support, maintain, run and/or encourage activities and organisations involved in environment protection, environmental awareness, eco-friendly technologies, renewable energy, etc.;
8. To establish and maintain or aid or support or help the establishment or maintenance of premises, centres, auditoriums, wells, tanks, roads and the like for the rendering of services to the general public;
9. To establish and maintain or support or help or aid in the establishment or maintenance of building premises, homes, hostels and the like for the benefits of students, faculty and staff;
10. To establish, support, maintain and/or assist financially schools, college, gymnasiums centres, libraries, vocational institutions for the advancement of education and diffusions of knowledge in arts, sciences, literatures, humanities and all other useful subjects in all their manifestations;
11. To grant scholarship, stipends, prizes, rewards, allowances and other financial assistance to meritorious students and also to assist and extend help to members of the society for acclaiming achievements in the sports and other curriculum activities;
12. To provide for integrated training of teachers, supporting staff and professional personnel;
13. To establish and maintain or aid or support or help by monetary gifts or otherwise, play grounds, public parks sports and games and other social welfare works;
14. To establish and maintain or aid, assist or help in the establishments and maintenance of orphanage or other establishments for relief and or help to poor, old and infirm people and or resituates;
15. To provide help and assistance in cash or kind for marriage of poor girls, widows, orphan and/or poor and destitute people;
16. To provide food, clothes, medicines and other help and/or assistance in any shape or form to the poor persons irrespective of caste, creed and religion.
17. To carry out medical and dental Research by engaging in the research and development of all fields of medical science, and in all therapies of medical treatment; so as to afford medical relief in a better way.
18. To give monetary and/or other help for the relief on occasion of natural and other calamities such as flood, famine, cyclone, earthquake, epidemic, storm, accidents to give donations subscriptions or contributions to institutions, establishments or persons doing relief work on such occasions;
19. To Lease/Rent out any of the Trust facilities and any surplus upon such use shall be used for the purposes of the Trust.

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20. To do all such acts and things as may be conducive to the attainment or furtherance of all or any of the objects of the Trusts subject to the restriction contained in clause 3.3 hereunder written.

- (3.2) It is expressly declared that Trustees are not authorised to do a work which is not of Public Charitable nature and no part of the Trust properties or its income shall be applied for any purpose and nothing herein shall be construed to authorise the Trustees to utilise the Trust assets or its income where by it will forfeit exemption under the income tax or wealth tax Act. All the powers and provisions hereof shall be construed as being subject to and restrictions and limitation herein contained.

4. DONORS AND DONATIONS

- (4.1) The Trustees may accept from time to time from any persons, firm or any other association of persons, Trusts or institutions or societies and/or bodies corporate or incorporate, governments, local authority, universities or any other body, donation, subscriptions, moneys things, properties, moveable, gifts, sponsorship money upon such terms and conditions as may agreed upon between them and the donor or donors and as may be considered advisable and expedient by the Trustees but always consistent with the objects of the Trusts and limited to the Trust or these presents and the Trustees shall hold the same upon such terms and conditions as may as have agreed upon and utilize the corpus or income thereof in such manner and proportions in the fulfilment of the object or objects of the Trust if necessary to execute such writings or instruments in respect thereof as they may from time to time approve of and direct in respect of the said donations, subscription, etc. and for the purpose of collections of such donations formulate a scheme or schemes including installations of boxes and devise and adopt such other means as they may think fit and proper from time to time.
- (4.2) It shall be discretionary for the Trustees to refuse any donations, contribution and/or offer of help assistance gift etc. without assigning any reason from any person.
- (4.3) The Trustees, if they think fit and proper and for the benefit of the Trust, may accept Loan, Secured or unsecured from Banks, Financial Institutions, Trustees or from any other private sources for specific purpose and the amount so raised shall be utilised only for the said purposes.

5. TRUSTEES, COMPOSITION OF THE EXECUTIVE COUNCIL, APPOINTMENT OF OFFICE BEARERS, COMMITTEES ETC.

- 5.1 Trustees:
- 5.1.1 There shall be two types of Trustees of this Trust, namely the "Founder Trustees" and "Patron Trustees".
- 5.1.2 The persons signing this Trust deed as "Trustees" shall be termed as "Founder Trustees", and all other Trustees inducted subsequently shall be termed "Patron Trustees".

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5.2 Induction of Patron Trustees:

- 5.2.1 Once, at the first meeting after the inception of this Trust, the Founder Trustees, at their discretion, shall be entitled to induct such persons as they may deem fit as Patron Trustees.
- 5.2.2 At such first meeting of Founder Trustees, the quorum shall be more than half the total number of Founder Trustees.
- 5.2.3 All such Patron Trustees shall be inducted by majority decision in the meeting.
- 5.2.4 Subsequent to such first induction, when required, all the Trustees shall together induct such other persons, as may be deemed fit, as Patron Trustees.
- 5.2.5 At all such subsequent meetings of the Trustees, the quorum shall be more than half the total number of Trustees.
- 5.2.6 All such Patron Trustees shall be inducted by majority decision in the meeting.

5.3 Status and Succession of Founder and Patron Trustees:

- 5.3.1 Founder Trustees and Patron Trustees shall enjoy the same status and have similar rights and powers in the Trust.
- 5.3.2 Founder Trustee and Patron Trustees shall have right to nominate his/her one family member and such nominated person shall become a Patron Trustee of the Trust upon unwillingness of the said trustee to continue as trustee and/or after his/her demise.
- 5.3.3 Any vacancy caused in the trustees by way of resignation of any trustee can be filled by the Executive Council upon receipt of such communication, Executive Council can induct any person as a Patron Trustee in their place subject to such decision being approved by the 3/4 majority in the meeting.
- 5.4 Life Members: The Executive Council of the Trust can admit any person as Life Member of the Trust upon payment of contribution of agreed amount to be decided by the executive council, subject to such person being otherwise fit to be so admitted.

5.5 Executive Council:

- 5.5.1 The Executive Council shall comprise of following:

5.5.1.1 Permanent Members

- (a) All Founder Trustees
- (b) All Patron Trustees

5.5.1.2 Elected Members

- (a) Life Members equivalent to 20% of the total strength of the Founder Trustees and Patron Trustees, shall be elected to the Executive Council in the manner as prescribed hereinafter.
- (b) The term of every such Elected Member shall be two years; however, they may be re-elected.

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5.5.1.3 Invitees

- (a) The President, either at his own discretion, or at the recommendation of the Executive Council, may induct up to five persons as 'Invitees' to the Executive Council.
- (b) The Invitees shall not be entitled to vote and shall perform such duties, and will enjoy such rights and privileges as the Executive Council may decide.

Explanation: It is clarified that wherever in this deed there is a reference to or provision for a vote of/in the Executive Council, such reference or provision shall be read and applied as if the Invitees were excluded from such vote.

5.5.2. **Quorum:** More than 50% of the total strength of the Executive Council should be present to constitute of valid meeting of the Council or to transact any of its business.

5.5.3 **Meetings:** The executive Council shall meet at least once every quarter, thereby at least four times in one year, and at least one week's advance written notice shall be given to all the members of the Executive Council.

5.5.4 **Minutes of the Meeting:** Minutes of the each Meeting to be prepared and to be signed by the Chairman of the Meeting.

5.5.5 **Election of Life Members for Executive Council:**

5.5.5.1 **Election:** Life Members shall be elected to the Executive Council by transparent process of the voting by way of poll under the supervision of the Founder Trustees and Patron Trustees and due process of nomination to be followed and each Life member shall cast one vote for each candidate standing in the election in the ranking of choice and candidate those secure highest ranking in the voting shall be selected as Members of Executive Council.

5.5.5.2 **Nomination:** Every Life Member shall have right to file his/her nomination for the member of Executive Council.

5.5.5.3 **Voting:** Voting to be carried out by way of poll and each Life Member shall have one vote for each candidate and shall assign rank in preference of his/her choice and on the basis of rank assigned by the life members the members for the Executive Council to be elected. Candidates receiving highest no. of rankings in sequence of 1st, 2nd, 3rd rank and so on shall be elected.

5.6 **Office Bearers:**

5.6.1 **President:** The Executive Council shall select one of the members out of Founder Trustees and Patron Trustee as President for a term of two years and this may be renewed for one more term. However, till the Executive Council is formed, the Founder and Patron Trustees may together nominate one of them unanimously as acting President to manage the affairs of the Trust. Such acting President shall hold office till the first Executive Council comes into existence and elects a new President in the manner provided herein.

- 5.6.2 **Chief Trustee:** The Executive Council shall select one of the members out of Fonder Patron Trustee and Patron Trustee as Chief Trustee and term shall be two years and may be renewed for one more term.
- 5.6.3 **Other Office Bearer:** The President shall have power to select two Vice Presidents, Secretary General, two Joint Secretaries, Treasurer etc. from amongst the members of the Executive Council for the smooth execution of the official work for accomplishment of organizational objectives and initially their term shall be two years and may be reappointed for one more term of two years by the President and/or fresh persons may be inducted.
- 5.6.4 **Powers of the President:**
- To devise means and act for the progress of the Trust and fulfilments of its objects.
 - To give proper interpretation to the rules and regulations of the Trust.
 - To attend and preside over all meetings of the Trust.
 - To allow or disallow discussion on any subject which is not in agenda.
 - In case of a tie in any meeting to give a casting vote.
 - To call Annual General Meeting and meeting of the Executive Council and also to adjourn the same.
 - To institute, conduct, defend, compound settle or abandon any legal proceedings by or against the Trust, officers, office bearers etc.
 - To take such action in the interest of the Trust as may be considered expedient.
 - To authorise any of the office bearer and officers for the execution of the work.
- 5.6.5 **Powers of the Chief Trustees:** The Chief Trustee shall have power to safeguard the assets, funds, properties of the Trust.
- 5.6.6 **Powers of the Other Office Bearers:** The Office Bearers of the Trust shall abide the direction of the President for carrying out all assignments for accomplishment of the organizational objectives.
- 5.7 **Managing Committee:** The Executive Council shall form as many as required Managing Committees from time to time for the execution of the assignments effectively and efficiently and shall follow rules and regulations to be set out by the Executive Council.
- 5.8 **Advisory Council.**
- 5.8.1 **Composition of the Advisory Council:** The Life Members shall elect amongst themselves Advisory Council comprising twenty five Members to be elected once in two years.
- 5.8.2 **Role of the Advisory Council:** The role of the Advisory Committee shall be to advice Executive Council on various operational and development activities but Executive Council shall have exclusive freedom to follow the same or not in the interest of the Trust.

- 5.8.3 Election of Members of Advisory Council: Members of the Advisory Council shall be elected by transparent process of the voting by way of poll under the supervision of the Executive Council and due process of nomination to be followed and each member shall cast one vote for each candidate standing in the election in the ranking of choice and candidate
- 5.8.4 those secure highest ranking in the voting shall be selected as Members of Advisory Council.
- 5.8.5 Nomination: Every Life Member shall have right to file his/her nomination for the member of Advisory Council.
- 5.8.6 Voting: Voting to be carried out by way of poll and each Life Member shall have one vote for each candidate and shall assign rank in preference of his/her choice and on the basis of rank assigned by the life members the 25 members of the Advisory Council to be elected. Candidates receiving highest no. of rankings in sequence of 1st, 2nd, 3rd rank and so on shall be elected.
- 5.8.7 Supervision: the Executive Council shall supervise the whole process of election commencing from the nomination of the candidates to the declaration of result and shall have power to set out guidelines for proper and fair election.
- 5.8.7 The elections of the Life Members to the Executive Council and to the Advisory Council may be conducted together in such manner as may be decided by the Trustees, provided such manner is neutral and transparent and does not violate any of the provisions contained herein.

6. POWERS AND FUNCTIONS OF THE EXECUTIVE COUNCIL:

- 6.1 The Executive Council shall have complete powers in respect of day to day management of the Trust including construction, maintenance, operations, administration of all the institutions including Planning, Organizing, Developing Recruiting, Operating, Maintaining etc.
- 6.2 The Executive Council shall consider the advice and recommendations of the Advisory Council; however such advice and recommendation shall not bind upon the Executive Council.
- 6.3 The Executive Council shall have all powers appropriate and necessary for the pursuance and fulfilment of any or all of the objects of the Trust, and to do or cause to be done all such acts necessary and appropriate for the effective and efficient administration of the Trust and its matters and affairs.
- 6.4 Without affecting the generality of powers conferred in paragraphs 6.1, 6.2 and 6.3 above, the Executive Council shall have the following powers and/or perform the following functions:
 - 6.4.1 To accept donations, contributions, grants, subscriptions or any aid or assistance or help in cash or in kind from any person.
 - 6.4.2 To apply the whole or any part of the income or accumulation thereof or the whole or any part of the corpus of the Trust property or fund for one or more of the objects of the Trust as the Executive Council may determine from time to time.

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- 6.4.3 To control, manage, superintend all the activities of the trust and the Income properties and functions of the Trust;
- 6.4.4 To invest and keep invested the Trust fund on such part thereof as is not immediately required to be spent in the manner hereinafter provided;
- 6.4.5 To purchase, acquire or take on lease any property, moveable or immovable, for the purposes of the Trust;
- 6.4.6 To let put or demise any immovable property comprised in the Trust fund for the time being for such period, and on such terms and conditions as the Executive Council or any committee thereof in this behalf shall think fit and proper for the benefit of the Trust.
- 6.4.7 To frame rules and regulations including fee structures, authorizing any one or more members of the Executive Council to look after finance and day to day administration & activities.
- 6.4.8 To open an account or accounts with any bank or banks, to operate such account or accounts whether in debit or in credit and to give all appropriate instructions to the banker or bankers concerning the operation of such account or accounts and to authorise by appropriate resolution for account operation by at least two Trustees jointly or such Trustees jointly with an agent appointed by the Executive Council in this behalf to operate such account or accounts.
- 6.4.9 To arrange for and/or authorise the signing or execution of any agreement, contract, instrument, document or any other paper or writing required to be signed or executed on behalf of the Trust by at least two Trustees jointly to be nominated in this behalf by the Executive Council and to make the same effective and binding as if the said agreement, contract, instrument or document or paper or writing were signed by all Trustees;
- 6.4.10 To adjust, settle, compromise, compound, refer to arbitration actions, suits, claims, disputes, differences and proceeding regarding the properties and affairs of the Trust.
- 6.4.11 To appoint constituted attorneys or agents or employees, to delegate to such attorneys or agents or employees, all or any of the powers vesting in the Executive Council and/or its members under these presents and from time to time remove such attorneys or agents or servants and to appoint another or other in their place and to fix their duties, responsibilities and the terms and conditions of their employment/relationship with the Trust;
- 6.4.12 To appoint or make provisions for the appointment of a sub-committee or sub-committees of members of the Executive Council and/or others to attend to or supervise or conduct specified jobs or functions or Trust matters in such manner and subject to such rules and regulations as the Executive Council may prescribe;

- 6.4.13 To authorise any of the Trustees jointly to hold any property or any fund or any investment of the Trust subject however to the terms of these presents in such manner and subject to such terms and conditions, rules and regulations as the Executive Council may from time to time think fit and proper;
- 6.4.14 To make, alter, delete, amend or modify or repeal schemes, rules and regulations, bye laws etc. for carrying out the objects of the Trust and for the management of the affairs thereof and for running any institution, academy, in furtherance of the objects of the Trust or giving effect to the objects of the Trust;
- 6.4.15 To set apart the whole or a part of that income or corpus or part thereof for any of the objects of the Trust;
- 6.4.16 To spend any portions of the corpus or the income of the Trust fund for purchasing any land and/or constructing any building or buildings for and in the name of the Trust for the purpose of carrying out, promoting, and/or executing any or all of the objects of the Trust;
- 6.4.17 To invest the moneys belonging to the Trust including the reserve fund if any and/or any additions or accretions to the Trust fund and/or any funds not immediately required for the purposes of the Trust and/or all surplus moneys in such form or mode, in such manner and for such periods as prescribed and or allowed from time to time under the provision of the Income Tax Act, 1961, or any other or subsequent relevant statute.
- 6.4.18 To settle out of court or compound suits actions and other proceedings and all differences and demands and to refer any or all of such differences or demand to arbitration and to adjust settle and approve all accounts relating to Trust fund or Trust properties and to execute and/or do all other acts and thing relating thereto as if they were absolutely entitled to the Trust funds or Trust properties and without being answerable for any loss or losses occasioned thereby;
- 6.4.19 To take all steps necessary for the preservation and safety of the Trust fund and Trust properties and effect such insurance in the Trust properties as the Executive Council may think fit and proper;
- 6.4.20 To keep and maintain proper books of accounts in which shall be entered all items of income and expenditure of the Trust and to get such accounts audited at the end of each year;
- 6.4.21 To demand realise and receive interest and other income of the Trust from such persons who are liable to pay the same and to realise the same from public debt office;
- 6.4.22 To take on hire or rent any property to carry out the objects of the Trust on such terms and conditions as the Executive Council may deem fit and proper.

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7. REMOVAL OF LIFE MEMBERS.

- 7.1 The Executive Council may, by two-third majority, vote to remove any Life Member on the grounds of grave misconduct or moral turpitude relating to the affairs of the Trust.
- 7.2 The resolution recording such vote of removal shall record the grounds that led to the passing of such vote.
- 7.3 No such vote shall take place without affording the member so sought to be removed an opportunity to show cause against his removal and also to address the Executive Council before such vote.
- 7.4 A removal by voting, as set forth herein shall be final and binding and shall not be called in question anywhere.

8. GENERAL PROVISIONS

- 8.1 The receipt of a person authorised by the Executive Council in this behalf for any moneys paid or any property transferred or delivered to the Executive Council or for the purchase moneys of any property authorised to be sold shall effectually discharge any person or persons so paying or transferring or delivering.
- 8.2 The Trustees shall not be entitled to receive any remuneration as Trustees but may reimburse themselves of expenses actually incurred by them in connection with the work of the Trust or their duties relating thereto.
- 8.3 The Trustees shall be respectively chargeable only for such money, stocks, funds securities and income/or and Trust property as they respectively actually receive notwithstanding their signing any receipt therefore for the sake of conformity and shall be answerable, chargeable and accountable for their own acts, receipts, neglects, or defaults and not for those of each other, nor for those of any banker, broker agent or other person or persons in whose name or in whose hands the Trust moneys or securities or properties may be placed nor for the insufficiency or deficiency of any stocks, funds, share or securities of any other property nor for the depreciation or involuntary loss unless the same shall happen by their wilful default or neglect.
- 8.4 The financial year of the Trust shall be April to March provided, however, the Executive Council shall be at liberty to change the same from time to time if they do deem fit and proper.
- 8.5 The Executive Council shall appoint each year a Chartered Accountant or a firm of Chartered Accountants for the audit and verification of the books and accounts and the Trust, its funds and its properties and shall get the said books and accounts audited along with the Trust, its funds and its properties verified by the auditors so appointed. The Council shall also fix the remuneration of such auditors.
- 8.6 The main office of the Trust shall be located for the time being at. There may also be branch offices of the Trust anywhere in India. The place of main office and branch office may be changed and/or other offices may be opened or closed as per the decision of the Executive Council.

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- 8.7 If the income from the Trust property in a particular year is not fully utilised, the unutilised income subject to the applicable provisions of the Income Tax Act, 1961, or any other or subsequent relevant statute, shall be carried over to the next year or years and spent in such subsequent year or years for the advancement of any of the objects of the Trust.
- 8.8 The Executive Council may from time to time frame rules or amend modify, add to and delete such rules for conduct of the affairs of the Trust and for regulating the meetings of the Executive Council.
- 8.9 No member of the Executive Council shall apply any portion of the Trust fund/property or any income of the Trust for his/her own use benefit either directly or indirectly.
- 8.10 All securities, investments, bonds, titles, deed etc. relating to the Trust and not immediately required elsewhere shall be kept at the main office of the Trust or in safe custody with the banker or bankers of the Trust as the Executive Council may deem fit.
- 8.11 The Executive Council may, by a resolution direct that any act, deed or thing required to be done or executed by them be done or executed by any one or more of them, and in such case any act or thing done or executed in pursuance of such resolution shall be as valid and effectual as if it had been done or executed by the Executive Council. Such delegation of authority may be general or special.
- 8.12 A Resolution in writing circulated amongst all the members of the Executive Council for the time being and signed affirmatively by at least two-thirds of the Council members shall be valid as effectual as if it had been passed at a meeting of the Executive Council duly called and convened.
- 8.13 The Trust shall conduct every year General Meeting by complying with the general procedure of the General Meeting.
- 8.14 The Trust created by these presents is irrevocable.

- 8.15 The trust can only be dissolved by unanimous written consent of all the trustees and in that case all the assets and properties of trust remaining after payment of trust liabilities shall be transferred to South Calcutta Shri Jain Swetamber Terapanthi Sabha, Kolkata.

IN WITNESS whereof the SETTLOR and the TRUSTEES hereto have sealed signed and delivered:

Witness:

1. BANKEP DADA
60B, CHANDRANING ROAD
KOLKATA - 700020
2. HEM
NAGAN KULI BANTHIA
3 OLD LAKSHMI BATH
K-69

[Signature]
Signature of the Settlor

Signature of the Trustees

1. [Signature]
(KAMAL KUMAR DUGAL)
2. [Signature]
(SURENDRA KUMAR DUGAL)
3. [Signature]
VINOD DUGAL (VINOD BATH)
4. [Signature]
VINOD KATHORIA
5. [Signature]
(CHITRA CHAND KOTHARI)
6. [Signature]
Shamsher Lal Bhatia
7. [Signature]
Prakash Chandra Bhatia
8. [Signature]
Prakash Bhatia (PRAKASH BATH)
9. [Signature]
Basant Bhatia (BASANT BATH)
10. [Signature]
Rajendra Kumar Bhatia
11. [Signature]
Nandha S. Bhatia
12. [Signature]
B.L. Bhatia
13. [Signature]
B.L. Bhatia

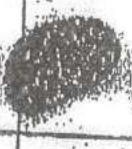
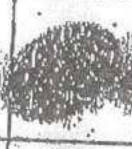
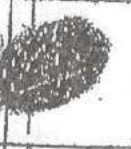
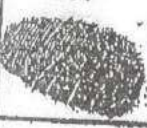
Drafted by.

Imir Baram Roy
Adv.

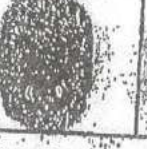
Super Police Court
Kolkata - 27.

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	right hand					

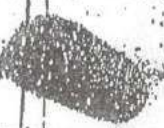
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 Signature [Signature]

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	right hand					

Name RANJEET SINGH KOTHARI
 Signature [Signature]

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	right hand					

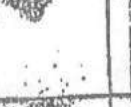
Name SURENDRA KUMAR DUGAR
 Signature [Signature]

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	right hand					

Name VINOD BAID
 Signature [Signature]

	left hand					
	right hand					

Name BABUL BOTHRA
 Signature B. Bothra

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	left hand					
	right hand					

Name RATENDRA BACHHWAT
 Signature Ratendra Bachhawat

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	right hand					

Name NARENDRA SURANA
 Signature Narendra Surana

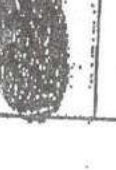
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	left hand					
	right hand					

Name SURENDRA KUMAR DUGAR
 Signature Surendra Kumar Dugar

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	right hand					

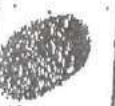
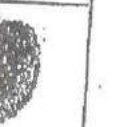
Name VIVEK KATHOTIA

Signature [Signature]

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	right hand					

Name BHANNWAR LAL BAID

Signature Bhannwar Lal Baid

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	right hand					

Name PRAKASH BAID

Signature Prakash Baid

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	right hand					

Name BHIKAM CHAND PUGAL

Signature Bhikam Chand Pugal

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	left hand					
	right hand					

Name BASANT SETHIA
 Signature Basant Sethia

		Thumb	1st finger	middle finger	ring finger	small finger
PHOTO	left hand					
	right hand					

Name
 Signature

		Thumb	1st finger	middle finger	ring finger	small finger
PHOTO	left hand					
	right hand					

Name
 Signature

		Thumb	1st finger	middle finger	ring finger	small finger
PHOTO	left hand					
	right hand					

Name
 Signature



Government Of West Bengal
Office Of the A.D. S.R. ALIPORE
District:-South 24-Parganas

Endorsement For Deed Number : IV - 02521 of 2010
(Serial No. 10637 of 2010)

On 29/09/2010

Presentation(Under Section 52 & Rule 22A(3) 46(1),W.B. Registration Rules,1962)

Presented for registration at 17.50 hrs on :29/09/2010, at the Private residence by Kamal Kumar Dugar, Executant.

Admission of Execution(Under Section 58,W.B.Registration Rules,1962)

Execution is admitted on 29/09/2010 by

1. Kamal Kumar Dugar, son of Budh Mal Dugar, 4 A Ideal Garden,, 20, Mandeville gardens, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700019, By Caste Jain, By Profession : Others
2. Kamal Kumar Dugar, son of Budh Mal Dugar, 4 A Ideal Garden,, 20, Mandeville gardens, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700019, By Caste Jain, By Profession : Others
3. Ranjeet Singh Kothari, son of Lt Hansraj Kothari, 20/1, Belvedere Road, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700027, By Caste Jain, By Profession : Others
4. Surendra Kumar Dugar, son of Budh Mal Dugar, 201 Valshno Chamber,, 6, Kolkata, District:-Kolkata, WEST BENGAL, India, P.O. :- Pin :-700001, By Caste Jain, By Profession : Others
5. Vinod Bald, son of Lt Jiwan Mal Bald, 5, Love Lock Place, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700019, By Caste Jain, By Profession : Others
6. Vivek Kathotia, son of Lt Sampatmal Kathotia, A/2 Navin Apartment,, 29, Ballygunge Park, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700019, By Caste Jain, By Profession : Others
7. Bhanwar Lal Bald, son of Lt Chunilal Bald, 22/1, Ballygunge Circular Road, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700019, By Caste Jain, By Profession : Others
8. Prakash Bald, son of Ranjit Singh Bald, 10, Belvedere Road, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700027, By Caste Jain, By Profession : Others
9. Bhikram Chand Pugalla, son of Dharam Chand Pugalla, Satyam Tower,, Flat No:5/ B/4, 3, Alipore Road, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700027, By Caste Jain, By Profession : Others
10. Babulal Bothra, son of Lt Chouthmal Bothra, 2nd Floor, Room No. 10,, 3 A, Kolkata, District:-Kolkata, WEST BENGAL, India, P.O. :- Pin :-700001, By Caste Jain, By Profession : Others
11. Rajendra Bachhawat, son of Lt Jhumur Mal Bachhawat, Ideal Plaza, 2nd Floor,, 11/1, Sarat Bose Rd, Kolkata, District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700020, By Caste Jain, By Profession : Others

(Utpal Kumar Basu)

ADDITIONAL DISTRICT SUB-REGISTRAR

Endorsement Page 1 of 2

30/09/2010 01:14:00 P

Government Of West Bengal
Office Of the A. D. S. R. ALIPORE
District:-South 24-Parganas

Endorsement For Deed Number : IV - 02521 of 2010
(Serial No. 10637 of 2010)

- Narendra Surana, son of Dalam Chand Surana, 2 B, Kolkata, District:-Kolkata, WEST BENGAL, India,
P.O. :- Pin :-700071, By Caste Jain, By Profession: Others
1. Surendra Kumar Dugar, son of Lt Jhumur Mal Dugar, 52/4/1, Ballygunge Circular Road, Kolkata,
District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700019, By Caste Jain, By
Profession: Others
4. Basant Sethia, son of Lt Bhikram Chand Sethia, 30, Kolkata, District:-Kolkata, WEST BENGAL, India,
P.O. :- Pin :-700016, By Caste Jain, By Profession: Others
- Identified By Bapi Chakraborty, son of P. C. Chakraborty, Alipore Police Court, Kolkata,
District:-South 24-Parganas, WEST BENGAL, India, P.O. :- Pin :-700027, By Caste: Hindu, By
Profession: Business.

(Utpal Kumar Basu)
ADDITIONAL DISTRICT SUB-REGISTRAR

On 30/09/2010

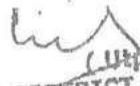
Certificate of Admissibility (Rule 43, W.B. Registration Rules 1962)

Admissible under rule 21 of West Bengal Registration Rule, 1962 duly stamped under schedule 1A,
Article number : 5,58 of Indian Stamp Act 1899.

Payment of Fees:

Fee Paid in rupees under article : A(1) = 110/- E = 14/- on 30/09/2010

(Utpal Kumar Basu)
ADDITIONAL DISTRICT SUB-REGISTRAR


(Utpal Kumar Basu)
ADDITIONAL DISTRICT SUB-REGISTRAR
Endorsement Page 2 of 2

30/09/2010 01:14:00 P

Certificate of Registration under section 60 and Rule 69.

Registered in Book - IV
CD Volume number 6
Page from 4896 to 4920
being No 02521 for the year 2010.



U.K.
(Utpal Kumar Basu) 30 September 2010
ADDITIONAL DISTRICT SUB-REGISTRAR
Office of the A. D. S. R. ALIPORE
West Bengal