



Admissible Under Rule- 81
 also Under Section --- 7-58(A)
 of V.B.L.R. Act, duly Stamped
 (excepted from or does not
 require stamp duty) under the
 Indian Stamp Act, 1899
 Section 10-15
 Section 11-15
 Section 12-15

Certified that the Paper stamp duty
 (Rs. 100/-) non-judicial stamp
 and sufficient Stamp duty of Rs. 550/-
 under Treasury challan No. 7... di...
 1.9.95 Under 41 of the Indian Stamp
 Act, 1899) has been Paid by Shri

Registrar (Authorized)
 s/e 7 (2) of Act. V/VI of 1899
 at Raiganj, Raiganj 4.9.95
 31-8-95

Sudarshan Bhattarjee DEED OF PUBLIC CHARITABLE TRUST.

Registering Officer and Collector 013 1975 31st day of August
 41 and 42 of the Indian Stamp Act 1892

Marked Value of the property believed to be by the Registering Officer and agreed to by the Executants/Claimants (Rs. 15000/-) Between Sri Sudarshan Bhattacharjee son of late Sarat Chandra Bhattacharjee, by occupation Advocate, (2) Sri Mahabir Chand Kankaria son of late Verudan Kankaria, (3) Sri Radhakishan Mundra son of late Balchand Mundra, all by faith Hindu, by occupation no.2 and 3 business, residing at Raiganj Mohanbati, Dist. Uttar Dinajpur, W.B. herein after called the "SETTLOR" which expression shall unless excluded by or repugnant to the subject or context be deemed to include his/their heirs, executors, administrators, assigns, and representatives) of the One Part And (1) Sri Utpalendu Sarkar son of late Radhika Bhusan Sarkar, (2) Sohanlal Jhewar son of late Harikishan Jhewar, (3) Gopesh Chandra Sarkar son of late Jogesh Ch. Sarkar, (4) Sri Sujan Pal son of

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Sri Lakshan Ch. Paul and (5) Sri Govinda Ghosh son of Late Jatindra Nath Ghosh, by faith Hindus, by occupation nos. 1,2,3 Services, No.4 business and No.5 residing at Raiganj, P.O. Raiganj, Dist. Uttar Dinajpur hereinafter jointly called " THE TRUSTEES" (which expression shall unless excluded by or repugnant to the subject

whereas and context be deemed to include the trustee, or trustees for the time being of these presents and/or survivor or survivors of any of them and their successor or successors in office) of the OTHER PART.

Whereas

1. The settlor is desirous ^{of creating *whereas*} an endowment by setting apart and establishing a fund for the public religious and charitable objects and purposes in India hereinafter expressed.

2. The Trustees have at the request of settlor agreed to act as Trustees of these presents upon the terms and provisions hereinafter contained.

Now This Indenture witnesseth as follows :-

1. In order to effectuate the said object of creating and establishing a public charitable Trust, the settlor has delivered to and made over to the Trustees a sum of Rs. 15,000/- (Rupees Fifteen thousand) i.e. Rs. 5000/- each only, with intent to part with all his/their right, title and interest claim therein and vest the same in the trustees to have and to hold the same and the investment or investments for the time being representing the same and all other properties that may for the time being represent the trust estate together with all addition and accretions thereto and all accumulated income thereon and all other property

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or properties that may be acquired out of the same or otherwise may hereafter be subject to the trust (therein after referred to as "THE TRUST FUND") for the charitable objects and purposes and uses hereinafter expressed with the powers and on the terms and conditions herein contained of and concerning the same.

2. The name of the Trust shall be "..... SARADA SEVA TRUST
^{Usarwar}
~~CHARITABLE TRUST~~" and of the office of the trust shall be situated at No.... Raigarh..... which may be removed from time to time to such other place or places as the trustees may deem fit and proper at their discretion.

3. The objects of the Trust shall be :-

i) to establish, Promote, Set-up, run, maintain, assist, finance support and/or aid to or 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, and/or infirm people and/or destitutes.

ii) To give provide and/or render help and assistance in cash or kind to poor and/or destitute people, widow etc.

iii) To give provide and/or render help and assistance to and/or implement any scheme for providing livelihood and upliftment of the poor.

iv) To give, provide and/or render food, medicine and other help and/or assistance in any shape or form to the poor deserving and needy persons.

v) To give, provide and/or render monetary and/or other help and assistance for the relief of persons and animals affected by natural and other calamities such as flood, fire, famine, cyclone, earth-quake, storm, accident, pestilence, drought, epidemic, unbearable cost of living and the like, to give donations, subscriptions or contributions to institutions, establishment, centres or persons doing relief work on such occasions.

vi) To establish, maintain or grant aid for the establishment or maintenance of wells, tube-wells, tanks, water-reservoirs and trees and constructions of an repairs to paths, roads, bridges etc. for the use of the Public.

vii) To give, provide, distribute dhoties, blankets, rugs, woolen , clothings, quilts of cotton, woolen, silk, or their varieties of cloths or other articles of necessity and facilities for the poor.

viii) To foster and encourage education and training in handi-crafts, fine arts, among women folk in general and establish and found institutions imparting such education and to establish, maintain, support or help by monetary gifts or otherwise, centres and institutions for women and children and to provide social welfare works for women and children.

ix) To meet travelling, boarding and lodging expenses for students going abroad for higher commercial and technical education.

x) To grant, pay or give scholarship, stipends, prizes, rewards, allowance and other financial assistance or help in cash or kind to students with a view to help them in prosecuting their studies in schools ~~with xxxxxxxxxx to the xxxxxxxxxx~~ ^{colleges} colleges, Educational institutions, technical institutions , art schools, institutions teaching commercial and other art including teaching of cultural arts or other training, research or educational works in India or abroad.

xi) To open, found, establish, promote, set-up, run, maintain assist, finance, support and/or aid or help in the setting up and /or maintaining and/or running hospitals, charitable dispensa-ries, maternity homes, child welfare cultures, convalescent homes, Sanatoriums, hostels and other similar institutions or centres for rendering or providing medical relief and/or aid to the suffering humanities or for research centres and institutions for promitoons, promotions or research and education for medical science including surgery.

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xii) To promote, assist and/or maintain in all activities by whosoever carried on or wherever carried on in India conformity with the objects of the Trust and as are conducive to the well being and general welfare of the nation or are conducive for advancement of any object or objects of general Public utility not involving/carrying on any activity for profit.

4. The financial year of the trust shall end on 31st March, every year provided that the Board of Trustees shall be at liberty to change the same from time to time if they so deem fit and proper. The first financial year of the trust shall close on 31st March, 1978.

5. The Trustees shall from time to time after a meeting the expenses of and incidental to the management of the Trust properties and of the Trust decide the particular object or objects for which the income or corpus of the Trust fund or properties for the time being available shall be applied.

6. The trustees may accept any donation or contribution or subscription in cash or in kind from any person, firm, company, corporation, associations, institution or trust (including the settlor or the trustees or any of them) for the furtherance of the objects of the trust or for any one or more of them upon terms and conditions as they may in their absolute discretion think fit and which are not inconsistent with the objects of the trust. The trustees may also take over the management of any other charitable or public institutions on such terms as they think fit and may manage such institutions.

7. Without affecting the generality of powers and functions of the trustees to manage and administer the trust, the Board of Trustees shall have the following functions.

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i) 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 trustees by any two of the trustees to be nominated in this behalf by the Board of Trustees 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 the trustees.

ii) To appoint or make provision for the appointment of a sub-committee of trustees 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 trustees may prescribe.

iii) To spend any portion of the corpus or the income of the trust found 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 promotion and/or executing any or all of the objects of the trust.

9. The trustees shall cause true and accurate accounts to be kept of all moneys received and spent and of all matters in respect thereof in course of management of trust properties or in relation to the carrying out of the objects and purpose of the trust as well as of all the assets, credits and effects of the trust properties.

10. If the income from the trust property in a particular year is not fully utilised, the unexpended income subject to the applicable provisions of the income-tax Act, 1961, 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 object of the trust.

11. The trustees shall keep 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 to bankers concerning the operation of such account or accounts and to authorise by appropriate resolution two or more of the trustees jointly with an agmt appointed by

the Board of Trustees in this behalf to operate such account or accounts.

12. The trustees may appoint managing committee, the school which may include the trustees and settlor also. They can appoint teachers and other staff to run the institution and can also dismiss any of the teacher or staff for any misconduct or actions against the interest of the school giving him in course of being heard, Secretaries, Managers, Lawyers, Solicitors, Auditors, Architects, Engineers, Surveyors, Gomastos or other employees for the purpose of management and supervision of the Trust Estate, for collection of rents, effectos, and profits, for keeping the accounts and records and for other purpose of the trust.

13. All the trustees unless they voluntarily resign or otherwise decide, shall continue to be the trustees during the terms of their natural lives.

14. The number of trustees shall be not less than two and not more than nine.

15. Any trustee may retire at any time without assigning any reason and without being responsible for any costs occasioned by such retirement.

16. Two trustees at a meeting shall form a quorum for any meeting of the trustees.

17. The trustees for the time being shall elect from amongst them one Chairman and he shall hold office for years, unless he resigns or refuses to act as Chairman or otherwise ceases to be ceases to be trustee.

18. All proceedings and questions and matters arising at the meeting or the trustees shall be decided by a majority of votes and in case of equality of votes the Chairman shall have a second or casting vote PROVIDED HOWEVER that notwithstanding anything herein stated no question dealing with the disposal of the corpus of any of the trust properties and/or investment out of the trust corpus shall be decided expect with the consent of the Chairman of the trust.

19. In case of difference of opinion between the trustees the opinion of the majority shall prevail and if the trustees are equally divided in any matter, the Chairman shall have a casting vote.

20. A resolution in writing circulated amongst all the trustees and signed by a majority of the trustees shall be as valid and effectual as if it had been passed at a meeting of the trustees duly called and convened.

21. Notice of the meeting of the trustees and all communications may be sent to the trustees at their addresses registered for the time being in the record of the trust.

22. All meetings of the trust shall be held at such place and at such time as the chairman of the trust shall decide from time to time.

23. A trustee who is unable to present at a meeting of the trustees may send his views on the agenda in writing and such expression of opinion shall be taken to be his vote on the matter concerned.

24. The minutes of the proceedings of every meeting of the trustees shall be entered in a book to be kept for that purpose and signed by the Chairman of such meeting of the following meeting when they are read over and shall when so entered and signed be conclusive evidence of the business and other matters transacted at such meeting.

25. The power to appoint new or additional trustees, but so as not to exceed the maximum number and to fill vacancies in the office of the trustees.

26. A person shall cease to be a trustee in any of the following events :-

- a) if he dies, or
- b) if he becomes bankrupt, or
- c) if he becomes insane or otherwise become incapable to act, or
- d) if he resigns his office.

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27. On a new or additional trustees being appointed and on his signifying his acceptance in writing to the effect of his accepting the appointment. The trust property shall automatically vest in him along with the other trustees for the time being and he will be entitled to carry out all the duties and functions of a trustees without any other deed or writing.

28. The Board of Trustees shall be entitled to sue in the name of the trust and may similarly be ~~sued~~ sued in the name of the trust.

29. The Board of Trustees, may by a unanimous vote of all the trustees for the time being except the trustee proposed to be removed, remove any trustees, permanent or otherwise, from office of the finding the trustee proposed to be removed guilty of serious misconduct in relation to or concerning the trust estate or trust affairs and after arriving at a definite conclusion that for the reasons to be recorded in writing the continuance of the trustee proposed to be removed as trustee or these presents was desirable keeping to the objects of the trust in view and other related or connected matters provided however that no conclusion of such guilt shall be arrived at without giving to the trustee proposed to be removed a full and fair opportunity of explaining his conduct and/or the charges levelled against him for his removal. And the decision of the Board of Trustees in this behalf shall be final and binding and shall not be called in question anywhere.

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IN WITNESS WHEREOF the Settlor and the Trustee have executed these presents on the day, month and year above mentioned.

Signed and delivered by the Settlor at Raiganj in presence of :

- 1) Ladaswami Prasad Singh
- 2) Mahabir Chandra Kankar
- 3) Pankaj Kishore, Numbur

Signed and delivered by the Trustees at Raiganj in presence of :

- 1) Utpalendu Sarker
- 2) Sandal Sarker
- 3) Popish Prasad Sarker
- 4) Subin Paul.
- 5) Gobinda Shaha.

Witnesses :

- 1. Banka Behari Roy
goal Para - Raiganj.
- 2. Prakash Naita.
Raiganj Bardak.
- 3.

Accepted by me
Indira Prasad Sarker
31-8-75

Typed by -
B. Saha Roy -
(B. Saha Roy)
Raiganj/U. Dinajpur.