



#### BETWEEN

ABHISHEK KUMAR SINGH, Son of Mr. Ram Niwas Singh, resident of- A/9, P. C. Colony, Kankarbagh, Circle - Patna Sadar, Distt - Patna-800020, Bihar, hereinafter called the SETTLOR (which expression shall wherever the context so admits or requires be deemed to include his survivors, heirs, executive, administrative, successors, legal representative and assignees) of FIRST PART.

#### AND

- 1. ABHISHEK KUMAR SINGH, Son of Mr. Ram Niwas Singh, resident of A/9, P. C. Colony, Kankarbagh, Patna, 800020
- 2. NEERA SINGH, daughter of Mr. Jagannath Prasad Singh, resident of, A/9, P.C. Colony, Kankarbagh, Patna 800020
- CHANDRASHEKHAR SINGH, son of Mr. Ram Kumar, resident of, 5Dh Sheikhpura, Brahmapur, Anchal – Sampatchak, Distt - Patna 800020
- 4. NEETA KUMARI, daughter of Mr. Satya Deo Singh, resident of, Annapurna Kutir, Mohanpur, Punai Chak Patna,
- 5. RAMANUJ SINGH, Son of Mr. Yamuna Singh, resident of Akashwani Road, Khajpura, Patna, hereinafter called the TRUSTEES (which expression shall wherever the context so admits or requires be deemed to include their survivors, heirs, executive, administrative, successors, legal representative and assignees) of the SECOND PART.

WHEREAS the SETTLOR has decided to establish a Trust for furtherance of Public Charitable objects within the State of Bihar and for the purpose of giving effect to such desire, the SETTLOR has made over a sum of Rs. 1,05,000/- (Rupees One Lakh Five Thousand only) only to the Trustees by way of initial contribution and with the intention that they shall hold the said sum, all gifts, contributions, subscriptions and donations for the said fund or public Charitable purposes and subject to trusts, powers and provisions contained herein. The TRUSTEES have agreed to become TRUSTEES and to hold and apply the said sum for Public Charitable purpose.

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#### NOW THE DEED WITNESSETH IS AS FOLLOWS:-

#### 1. NAME OF THE TRUST:-

The TRUST is hereby constituted as an irrevocable TRUST and it shall be more particularly known as "Shanti Raj Educational Trust".

The TRUSTEES may change the name of the Trust if they mutually so decide in future.

#### 2. REGISTERED OFFICE:-

The Registered Office of the Trust shall be situated at 34, First Floor, Kavi Raman Path, Near 'Gold Gym', Nageshwar Colony, Boring Road, Patna – 800001.

## 3. DECLARATION OF THE TRUST AND ITS OBJECTS:-

The TRUSTEES hereby declare that they and the Survivor or survivors of them or other Trustee or Trustees there for the time being hold the said sum of Rs. 1,05,000/- (Rupees One Lakh Five Thousand) only made over by the settler to the Trustees as aforesaid and all Gifts, contributions, subscriptions, donations, bequests and other money or properties as and when the same shall be paid to or invested in them and the moneys, investments and properties as from time to time representing the same upon Trust to apply the same for the benefit of poor and weaker sections for improvement in their social, economic, cultural and environmental condition and their linguistic, religions and educational development and also for the advancement of any other object of their general utility within the State of Bihar (not involving the carrying on of any activity for profit within the territory of India or for charitable purpose which tends development of Theosophy observing the secular character of the nation and for such purpose (without restricting the generality of the foregoing objects) to within the State of Bihar do all or any of the following:-

To undertake projects, programmes, Schemes, relating to Technical, education such as Hospitals, Charitable Dispensaries, Medical Aid Centers, any other Children, maternity Homes, Nursing Homes, Child Walfan Centers, Sanitarium and other

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Institution of similar nature and N.C.V.T., I.T.I., Engineering Colleges.

- To undertake projects, programmes and Schemes, relating to (ii) technical and professional education, scientific enquiry, and research and to establish maintain and administer academic institutions under Article 30(i) of the Constitutions of India for imparting Modern Technical and Professional Education to the deserving youths in the Field of Management, Education, Science and Technology Polytechnic, Information Technology, Computer Training Center, Medical College and Hospital, Dental College and Hospital Research Centers, Training Institute, Institute of Business Management, Teachers Training College, Law Institutes and other Institutions of similar nature. So that the deserving young after being trained at these institutions may get employment in their respective fields and thereafter they may substantially contribute to the development of the nation as worthy sons and daughters of India.
- (iii) To help, aid, assist, undertake, establish and maintain and administer under Article 30(i) of the constitution Schools including public schools, Colleges for imparting modern general, vocational, Industrial, Technical Physical, mental moral, Education to the needy and deserving youth for the members of Education, to the needy and deserving youth for the members of Education, Culture, Language, Art, Science, Health and to assist and provide financial assistance to the poor and other people for in other causes of their general utility.
- (iv) To aid, assist and help deserving and poor people particularly in rural areas within the territory of India in connection with their personal, social and cultural needs including health, education, marriages and others.
- (v) To found, assist and support, establish and maintain, libraries and Reading rooms and to establish and maintain Boarding Houses or to assist such institutions.

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- (vi) To provide for endowment, stipends, scholarships and other allowances to deserving and needy students for promotion and encouragement of Educations.
- (vii) To open and maintain orphanages, widows homes and homes for blind and handicapped persons and to provide them vocational and other trainings or to render assistance to any such existing institution or institutions.
- (viii) To maintain, contribute or to give aid to any existing medical, Technical, professional, academic or Social Institutions or any charitable Institution with philanthropic purpose which may be in the general interest of the poor people.
- (ix) To maintain, aid and assist the institution or institutions carrying out activities for National Integration and reservation of secular character of the Nation.
- (x) To do all such acts and things as may be conducive to the well being of the society in general and upliftment of the social Educational, Cultural, Linguistic or economic condition of poor masses in particular.
- (xi) To undertake project programme and schemes for providing free formal and non formal education to the poor and illiterate children belonging to urban, slum, backward rural and tribal areas who for social economic reasons are not attending schools.
- (xii) To undertake projects schemes for providing minimum basis literacy skill to the illiterates through setting up adult educations and non formal education centers in urban slum, backward rural and tribal areas.
- (xiii) To accept donations (in cash or kind) subscriptions, grants, presents and t collect dividends, rents, interests, and other income of the Trust fund etc., for being utilized to further the objects thereof.
- (xiv) To take over with all it's assets and liabilities or without previous liabilities and to own, maintain, manage and administer any existing educational institution including professional and technical colleges such as institute of science and technology, polytechnic, Medical College and Hospital, Dental College and Hospital,

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Institute of Management or Institute of Teacher Education which have been lawfully established and is being administered under Article 30(i) of the Indian constitution by a charitable Trust or Registered Society of any other members Trust or Society of such institution/College is unable to run, maintain and manage and administer further the said existing institution, due to paucity of fund at their disposal or due to their other incapability to manage and administer it provided they request and propose to this trust to take over the said existing academic institution by an unanimous resolution of their Board or Trustees or general body of the founder society as the case may be.

## MANAGEMENT OF TRUST

The General Management of the Trust for the purpose of managing the affairs and properties and carrying out the objects of the Trust aforesaid shall be vested in the Board of Trustees consisting of not less than three trustees and not more than seven trustees.

The Board of Trustees shall have one Chairman who shall be the principal executive officer of the Trust and one Secretary, who shall be the executive officer of the Trust. The First Chairman of the Trust shall be Mr. Abhishek Kumar Singh (Settlor) who holds office of the Chairman of this Trust for life and the First Secretary of the Trust shall be Smt. Neeta Kumari, who holds officer of the Secretary of this Trust for life. During their life time they may nominate one of the trustee as his successor in office mutually. The Trustee so nominated shall enter into the office of the Chairman and the Secretary after the life time of the present Chairman and Secretary and If they fail to nominate their successor during their life time in that event after their life time the remaining Trustees shall elect one amongst themselves as the Chairman of the Board of Trustees and one amongst themselves as the Secretary and without prejudice to the generality of the objects and powers above mentioned, they shall have to do all or any of the following:-

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- (i) To enter into contracts and borrow money from Banks, institutions or individuals for the purpose of the Trust and management of its properties and assets.
- (ii) To engage consultants for specific purposes on such terms and conditions as they may deem fit.
- (iii) To enter into agreements with organizations and individuals for execution of any projects that may be undertaken to taken the Trust from time to time.
- (iv) To make rules and regulation from time to time for the management and conduct of the affairs of the Trust and it's properties and assets.
- (v) To appoint/select a trustee as a Treasurer, who will prepare Annual Budget, monthly and yearly expenditure statements get the expenditure audited by auditor duly appointed by the Board of Trustees and place them before the Board of Trustees for approval. The Treasurer is responsible to maintain cash book and prepare vouchers for the payments made, receive contributions, sign acknowledgements for the amounts or articles received by the Trust and prepare monthly and yearly statements of revenue and expenditure, as well as, the register of assets of the Trust and place them before the Board of Trustees for their approval.
- (vi) The Secretary shall be also responsible for the day to day administration activities of the Trust. The Secretary shall deal with correspondence received by the Trust, send replies in consultation with the Managing Trustee, Vice President and/or the Treasurer where necessary. He/she is responsible for the safe custody of all the properties and records of the Trust. The Secretary shall represent the Trust in all legal matters, sign the papers related to legal cases, attend to courts or represent the Trust in Government offices.

# NUMBER OF TRUSTEES, THEIR TERM AND POWER TO CO-OPT:

The Trust will be managed by a Board of Trustees consisting of not less than three trustees and not more than seven trustees. The

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parties of the Second Part will be the First Trustees and shall automatically form the Board of Trustees

The Board of Trustees shall have the power to increase the total number of Trustees upto the maximum number stated above and fix their term as per provisions contained herein.

Any Trustee may retire from the Trusteeship hereof by giving two calendar months notice in writing of his or her intention to do so, to the Board of Trustees and after the expiry of the period of notice, the Trustee giving the notice shall ipso facto cease to be a Trustee of these presents. Any vacancy caused by death of any one of the First Trustees, or any vacancy caused by the resignation of any of the Trustees, may be filled up by co-option by the Board of Trustees.

The Trustees who are not the Chairman, The Secretary, The treasurer and First Trustees shall hold office for a period of one year from their date of appointment by the Trustees. At the end of this one year period, the Board of Trustees may reappoint them for subsequent term or appoint other persons as Trustees in such a manner that the total number of Trustees does not exceed the approved maximum number of Trustees.

The Chairman and The Secretary mutually shall have the power to remove a Trustee suffering from physical or mental disability or if he/her is accused of misfeasance of trust funds or property or misconduct, after satisfying himself on enquiry and such action of the Chairman and The Secretary Trustee shall be final.

The proceedings of the Board of Trustees shall not in any way be invalidated due to any post or posts remaining vacant. During the time when a vacancy is yet to be filled up, the remaining Trustees shall act as "Full Board", subject to the presence of Quorum in the meetings. Any vacancy in the Board of Trustees or illegality in the appointment of Trustees or their proceedings shall not invalidate any prior act or decision of the Board.

## 4. POWER OF TRUSTEES

The Trustee will also have the following powers:-

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(i) To apply the whole or part of the income or accumulation thereof or whole or part of the corpus of the Trust properties for one or more of the objectives of the Trust as the Trustees may from time to time determine.

- (ii) To amalgamate the Trust with any other Trust or Society for wholly public charitable purposes.
- (iii) To covert and get in the Trust properties and/or to vary the investments for the time being.
- (iv) To invest and keep invested the Trust properties in the purchase of immovable properties or in other assets specified in section 11(5) of the Income Tax Act, 1961 and to alter vary and transpose such investment from time to time as the Trustees shall, in their absolute discretion, think fit. In any case the funds of the Trust shall not be invested in any of the manner which is not permissible by relevant provisions of Income Tax Act, 1961, applicable at any given time.
- (v) The Trustees shall have powers to sell or assign any movable and immovable property or properties for the time being forming part of the Trust Fund either together or in parcels and either by public auction or private contract and either with or without any special or other stipulations as to title evidence of commencement of title or otherwise and to by in or rescind or vary any contract for sell or to resell without being made answerable for the loss occasioned thereby and for the purpose aforesaid or any of them to execute and do all such assurances, acts, deeds and things as they shall think fit and out of the moneys which shall a rise from any such sale for the interest and of the Trust or otherwise in or about the execution of any of the Trusts or powers of these presents and shall stand possessed of the residue of the said moneys and also of the rents and profits of the said premises or of the unsold part thereof for the time being upon such Trust and subject to such powers, provisions, agreements and declaration as are herein declared PROVIDED, always that the Trustees shall manage any immovable property or properties for time being forming part of the Trust Fund in such manner as they shall think fit with full powers to make improvements, repairs or alternations of any description and formake or incur any outlay for

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any such purpose or for the insurance or otherwise for the protection or benefit of the said premises and to grant to renew leases of any description and upon any terms of the said premises or any of them or any part or parts thereof and to enter into any agreement or agreements or any descriptions for or in relation to the tenancy or occupation of the said premises or any of them or any part thereof and to accept, surrenders of leases and agreements either in contemplation of a renewed lease of tenancy or occupation under the same respectively and to make any allowance to or agreements with tenants or occupiers or intending tenants or occupiers of the said premises and it shall be in the discretion of the Trustees, either to procure or forebear or to compound or submit to arbitration or settle in any other manner and if through fit altogether give up and release any remedies or demands against tenants or occupiers or any other person or persons whomsoever in relation to the premises.

- (vi) To invest, dispose off, transfer and otherwise deal with the subject matter of the Trust in such manner as the Trustees deem fit and proper to do carrying out the objects of the Trust.
- (vii) To open accounts with any Bank or Post Office for the purpose of keeping the money of Trust, to operate such accounts including over draft accounts and to give instructions to the Bank or Post Office to provide for opening and operation of such accounts by one or more constituted attorneys agents appointed by the Trustees.
- (viii) To engage, constitute attorneys or agents and to delegate to such attorneys or agents all or any of the powers vested in them under these presents from time to time and remove such Attorneys or agents and to engage other or others in their places.
- (ix) To make, vary, alter or modify schemes, rules and regulations for carrying out the objects of the trust and for the management of the affairs thereof and of running any institution in furtherance of the objects of the Trust and otherwise for giving effect to the objects of the Trust.
- (x) To set apart the whole or part of the income or the corpus or part thereof or any of the objects of the Trust.

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(xi) It shall be lawful for the Trustees to settle and determine all matter or interpretations of THESE PRESENTS as well as all matter or difficulty, or doubt or dispute and all questions arising in he course of or incidental to the administration, management and execution of the Trust and power under these presents and any such settlement or determination although the question involved may not have been actually raised shall be VALID, binding and conclusive and shall not be rejected to or re-opened any ground whatsoever.

(xii) To settle compromise or compound, out of court, all suits, actions and other proceedings and to settle all suits, actions and other proceedings and to settle all differences and demands and to refer any or all such suits, actions, or other proceedings, differences or demands to arbitration and to adjust and settle all accounts relating to the Trust fund and execute release and to all things relating thereto as fully as if they were absolutely entitled to the Trust fund and without being answerable for the loss occasioned thereby.

(xiii) The Trustees shall be entitled from time to time the appoint with or without remuneration and on such terms and conditions as they may think proper, persons or agents and to appoint committees as they think necessary to function under the authority and control of the Trustees for carrying out the Trust of THESE PRESENTS or the management thereof and may within the limits of their own powers invest them with all such powers including power to incur all such expenditures as may be necessary for carrying out the objects of the Trust.

other Trust. Institution or charity in any local area or areas whose objects are the same or to similar to those of THESE PRESENTS to be amalgamated with the Trusts, created by THESE PRESENTS to the intent and effect that such other Trust, Institution or charity shall be deemed to be a part and parcel of the Trust of THESE PRESENTS, provided, that no conditions are accepted which involve a change in the name of the Trust or are inconsistent with or repugnant to the objects thereof.

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(xv) To pay all costs, charges and expenses incidental to the management, administration and execution of the Trust and powers herein contained.

(xvi) To purchase of hire or to take on lease lands, buildings and other immovable and movable properties in the name of the Trust.

(xvii) To raise or borrow money required for the purpose of the Trust on mortgage or pledge of the Trust Estate or any part thereof with or without any security and at such rate of interest and on such terms as the Trustees shall think fit.

(xviii) To do such acts and things which may be incidental and necessary to attain the objectives of the Trust.

# 5. DUTIES OF THE TRUSTEES:-

- stocks, shares and funds that shall actually come into their hands, and shall not be answerable or accountable for neglect, default, acts of commission or commission of the other Trustees nor of any Bankers or other persons with whom the Trust properties or any securities may have been deposited or handed over unless caused by their willful neglect of default.
- (ii) All the Trustees shall be bound to maintain and defend all such suits and (subject to provision of this deed) to take such other steps as may be reasonably requisite for the conservation of the trust property and the assertion or protection of the title.

# 6. RIGHTS OF THE TRUSTEES:-

- (i) The Trustees will not be entitled to receive any remuneration as Trustees but may reimburse themselves of all expenses actually incurred by them in connection with Trust or their duties relating thereto.
- (ii) The Trustees may from time to time associate with the activities of Trust any person or persons of public eminence as patron or patron in chief and may appoint or make provision for engage of committee or managing committee or managing

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the Trust consisting wholly of the trustees or partially of Trustees and partially of others as the Trustees may decide for the purpose of administration of any projects or schemes institution/s academic institution(s) established or undertaken by the Trust in consonance with the objects of the Trust, appointment of the committee members shall be by the Board of Trustees. The Chairman of the Trust shall be the ex-office Chairman and the principal executive head of such committee(s) managing committee(s) or the Board of Directors constituted by the Board of Trustees. The Committee managing Committee or Board of Directors shall work under the direct control and supervision of the Board of Trustees.

- regulations, laws and Bye-law for regulating the affairs of the project undertaken by the Trust in pursuance to the various objects, such rules as framed by the Board of Trustees for the conduct of affairs of the project shall be binding and no deviation shall be permissible in any of the rules so framed by any authority whatsoever connected with the said project without the prior approval-1 of the Board of Trustees.
  - (iv) (a) The Trust may have an Advisory Committee of National Level to advise the Trustees on the activities of the Trust and to suggest how to make them better serve it's aim and objects. The strength of the Advisory committee shall not exceed 5 (five) at a given time. The members of the Advisory Committee shall serve the Trust in honorary capacity but they may be reimbursed such expenses as may be incurred by them for attending the meeting of the Advisory Committee, if so decided by the Trustees.
    - (b) The Advisory Committee appointed by the Board of Trustees shall function under the direct control of the trust and the chairman of the Board of Trustees shall act as ex-officio Chairman of the said Advisory Committee.

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(v) The receipt of a person authorized by the Trustees or a resolution of the Board of Trustees for any moneys paid or any property transferred or delivered to the Trustees in execution of any of the Trusts or power thereof for the purchase of any property authorized to be sold shall effectually discharge any person or persons so paying to transferring or delivering.

# 7. IDEMNITY TRUSTEES ETC :-

The Trustees for the time being of these presents shall be chargeable for only such money stocks, funds deposits and securities as they shall actual receive not withstanding their signing of any receipt, neglects defaults and not for those of each other or of any Banker, auctioneer or any other person with whom or into whose hands any Trust moneys or securities may be deposited or come in accordance with THESE PRESENTS nor for the deterioration or loss of any stock, funds, deposits, or securities nor for any other loss the same shall happen through their own willful default.

# 8. RULES OF THE TRUST:-

The Trustees of may from time to time frame rules for the conduct of the affairs of the Trust and regulating the meeting of the Trust in the absence of the regulation.

(i) All matters will be decided by majority and three Trustees shall from a quorum for meeting of Trustees provided however if the number of Trustees fall below three of them for the purpose of appointing a Trustee two will be a quorum.

(ii) Resolution passed by circulation with any meeting of the Trustees and thereof evidence in writing under the hands of three fourth of the Trustees or the number nearest thereto shall be as valid and effectual as resolution duly passed at the meeting of the Trustee.

(iii) The Existing Trustees may appoint one or more Trustees at their discretion from time to time, but in any cases, the total number of the Trustees to be appointed shall not exceed seven

Asing. L. K. M. Neera singh 12/4/4 upon appointment of new Trustees jointly with the continuing or surviving Trustees Powers and subject to this Trust.

# 9. RESTRUCTUIB OR USE OF TRUST FUND AND DISPOSAL OF FUNDS ON DISSCUTION:-

- (i) It is expressly declared that no part of the Trusterty or its income shall be applied for any purpose which is not a public charitable purpose in law and nothing herein shall be countersued to authorize the Trustees to utilize the Trust assets or its income for any non charitable purpose. All the powers and provisions hereof shall be construed as being subject to the restrictions herein contained.
- (ii) All activities financed from the fund shall be conducted in accordance with the ideals and objects as stated herein and no discrimination shall be permitted therein on grounds of caste, creed or sex, provided that any donations earmarked and accepted for any specific purposes falling within the objects mentioned in THESE PRESENTS shall be for such specific purpose.
- (iii) In the event of dissolution of the Trust which may be decided by unanimous resolution of Trustees, the funds held with the Trust on that date, will be donated to any other trust or Institution having similar objects as that of the Trust as determined by the Board of Trustees. However, no part of the funds of the Trust will, directly or indirectly be given to either of the Trustees or their relations.

#### 10. ACCOUNTS AND AUDIT:-

The accounts of the Trusts shall be closed on 31st March, each year and after the closing, the statement of accounts in such from will be prepared by the Treasurer as the Board of Trustees may decide or determine and thereafter the same shall be presented to the auditors for report, as the Board of Trustees may appoint from year to year, and their remuneration will be decided accordingly meeting. The accounts of the Trust shall be opened in any nationalized Bank and account will be operated by the chairman and the secretary jointly of the trust.

## 11. MEETING:-

- (i) The meeting of the Board of Trustees shall be held at least three times in a year but more number of meeting may be called by the chairman if necessary. The meeting may be held at any place within the Territory of India at the discretion of the Chairman of the Board of Trustees.
- (ii) A minute Book shall be kept by the Chairman wherein entry of all the proceedings of the meeting of the Board of Trustees shall be made which shall be signed by the Chairman of the meeting either at the conclusion thereof or at the next meeting.
- (iii) The Trustees may if they consider necessary in the interest of trust to add, to delete or amend this declaration of Trust and on such addition, deletion or variation of terms contained in the deed by a resolution of Trustees unanimously the terms of this declaration shall be deemed to contain the terms with such amendments deletion or variation. In case of difference of opinion arising among the Trustees and in all matters where the Trustees shall have the discretionary power, the opinion arising among the Trustees and in all matters where the Trustees shall have the discretionary power, the opinion of the majority of the Trustees present except as provided in various foregoing clauses shall prevail and be binding on the majority as well as on those Trustees who may not have voted and if the Trustees are equally divided the matter shall be decided according to the casting vote of the chairman.
- (iv) All the powers and provisions hereof provided in the Trust Deed shall be construed as being subject to the restriction and limitations herein contained.

## 12. ALLOWANCE TO TRUSTEE AND OFFICE BEARERS:-

If at any time any Trustee acts as whole time office bearer of the Trust or renders and special service the Trustees may at their discretion pay such remuneration or allowance to him as they may think proper.

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## 13. BOARD TO REIMBURSE:-

The Trustees of THESE PRESENTS are entitled to be reimbursed and also to pay and discharge out of the Trust Fund, all expenses incurred by them or on their behalf in or about the execution of the Trusts and Power of THESE PRESENTS.

IN WITNESS WHEREOF the parties hereto have set and submitted their respective hands the day month and year first above written.

SIGNED AND DELIVERED BY THE SETTLER AT PATNA.

Signature of Settler In presence of 81. Adim. Prasad Village - Hamshafuz (Rashuds P.S. Bir. Dhamura (Patron Signature of the Trustees 2 Neera singh 12.4.14 2. MUKESH KUMAR Sto-Ramanuj Singh 3 Chardrashellhor Singh 12/21/14 4. Neeta Kumari 12.4.14 5 Ramany fingh 12.4.14 Drafted by: Typed C.B.A., Patna W NO. 1