



Trust
11000/-

64
21/7

AV 440.00
AR 54.00
494.00

26-6-97

TRUST-DEED

This deed is made at Muzaffarpur on this 26 day of July 1997.

BETWEEN

Smt. Sumitra Devi Aged about 60 years, wife of Sri Ram Prawesh Singh of Village & Post Office - PILKHI, P.S. - Sakra Via- TCA Dholi, District- Muzaffarpur, Bihar, referred to as "THE SETTLERS" of the first part.

AND

1. Mr. Ram Prawesh Singh aged about 65 years, Son of Late Gaya Prasad Singh of Village & P.O. - Pilkhi, P.S. - Sakra, Distt. Muzaffarpur.
2. Sri Naresh Kumar aged about 42 years S/o Sri Upendra Choudhary of Village & P.O. - Chhajan, Dist- Muzaffarpur.
3. Sri Sudhir Kumar Singh aged about 28 years S/o Sri Ram Prawesh Singh resident of Adarsh Nagar, Lane No.- 2, Majhauria, P. O. - Khabra, Muzaffarpur,
4. Miss Monalika Mishra, Daughter of Sri Ram Nath Mishra, resident of Damuchak, Opposite- Residence of S.D.O. (East), Muzaffarpur.

Hereinafter referred to as "THE TRUSTEE" of the "SECOND PART".

सुमित्रा देवी
श्री राम प्रवेश सिंह
श्री नरेश कुमार
श्री सुधीर कुमार सिंह
श्री मनीषा मिश्रा



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24/6/96

म. म. १. ४०/२९४५) न ३ (-१)
मुन्शीर कुमार सिंह पिता वाम
प्रवेश सिंह सा. ०५/४/२०१२
लेन नं. (२) मन्मो. लीपा. पा. ०१/२३२
पा. (१) नं. २२७/५
दः प्रेमनाथ रायण म. ले. मु.

प्रेम नारायण सिंह
मुद्रांक विवेक सह निबंधन
कार्यालय मुजफ्फरपुर
काहनेवा नं. ११/७५१७

Sudha Kumar Singh
25.07.97

२६/६/९६
मुन्शीरा देवी
पत्नी श्री रामप्रवेश सिंह
पत्नी - स. १२१
पूजा - सुदीर्घा

सहे सुमिता देवी
26.07.97



पुनर्प्राप्ति
संजीव कुमार मिश्रा पिता - श्री चन्द्रकिशोर मिश्रा
पत्नी - श्रीमती विमला देवी

993
६६/५६

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सहे सुमिता देवी

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६६/५६

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संजीव कुमार मिश्रा पिता - श्री चन्द्रकिशोर मिश्रा

26.06.96

Whereas I the said "Bmt. Sumitra Devi" have already set apart a sum of Rs.11,000/- [Rupees Eleven Thousand only] in cash towards constituting a public charitable trust under the terms and conditions as contained hereto in this deed and handed over the same to the trustees on 15th. August 1992 ;

And whereas the trustee have also accepted the trust fund as stated above.

And whereas it has become necessary to declare the objects and terms of the Public Charitable Trust by getting it registered.

Now this deed of declaration of the Public Charitable Trust witnesses as under.

1. NAME : The name of the trust shall be "R.P.S.M. EDUCATIONAL & CHARITABLE TRUST"

2. PLACE OF OFFICE : Sumitra Badan, Adarsh nagar, Lane No.-2, Near Railway Gunti No.-5, Majhauria, P.O.- Khabra, Dist.- Muzaffarpur.

3. OBJECTS : The objects of the trust shall be as under:

[A] To open run and continue educational and cultural organisation in healthy and salubrious surroundings and to do all such things in connection therewith.

[B] To establish Nursing Homes, Hospitals, Clinics and Health Clubs where proper treatment of poor and needy persons may be undertaken.

[C] To do all the acts and things for the protection of Environment and for the protection of life from the environmental pollution.

[D] To organise social service activities that are geared to relieve human suffering, sickness and want without restrictions of caste, creed, religion, sex and national origin.

[E] To convene conferences, programmes and other activities that promote education, Health and pollution awareness and consciousness.

[F] To Promote exchange of medical knowledge among scholars in the field in India and outside India.

सुमित्रा देवी द्वारा 11,000/- रुपये का निधि
26.07.92
पुणे 12 सितम्बर 1992
सुमित्रा देवी



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- [G] To mobilise resources for the publication of an Encyclopedia of and other publications dealing with any field whatsoever.
- [H] To organise lectures, seminars, conferences and other functions on various aspects.
- [I] To accept donations, contributions, grants, loans or subscriptions in cash or in kind from any person, firm or company or charitable trust or institutions for fulfillment of one or more objects and purposes of the trust and on such terms and conditions as the trustees shall in their absolute discretion think fit provided that no terms and conditions is contrary to the objects of the trust.
- [J] To apply the whole or part of the income or whole or part of the corpus of trust properties for one or more of the objects of the trust. Provided that notwithstanding any thing here in before or here in after contained, the income as also corpus of this trust funds shall be applied and/or applicable only to or for such public charitable purposes and objects as defined under the provisions of Income Tax Act, 1961 and within such territories only and subjects to such conditions or limitations, if any, may from time to time be laid down in the Income Tax Act, 1961 or any other Act covering Taxation of income as will ensure, or make the trust hereby established and its income as eligible for exemption from taxation under the Income Tax Act, 1961 or any replacement or re-enactment there of modification there of under any other Act, Governing Taxation for the time being in India.
- [K] To invest and keep invested lawfully the trust properties either in purchase of free hold and/or lease hold properties or of mortgage immovable properties or in shares, debentures, or other securities and investments or to keep in deposit with or give loan to any company, person firm and to alter, vary transfer such investments, from time to time as the trustees may at their absolute discretion think fit.
- [L] To buy, sell, dispose off, alienate or otherwise deal, with any movable immovable property comprising the trust fund.

सहा सुमिडा देवी इरर दिरवा मजसुग वरवाक समम लिम
26.07.92



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- [M] To mortgage, pledge, or borrow money on any of the properties of the trust on such terms and conditions and at such rate of interest as the trustees in their absolute discretion may think fit.
- [N] To take on rent or lease license basic any immovable property for such period, at such rent and on such terms and conditions as the trustees in their absolute discretion may think fit.
- [O] To open account with any Bank or Post-Office in the name of the trust and/or in the name of the said public school, nursing homes, hospitals, clinics and health clubs etc. and/or otherwise as may be decided by the trust board from time to time, to operate such account and to give instructions to the bank or post office from time to time as the trustees may think necessary. Any trustee/trustees, as authorised by the trust board in its meeting, jointly or singly will be competent to exercise the powers contained in this clause.
- [P] To adjust, settle, compromise, compound, refer to arbitration any suit, claim, demand and proceedings regarding the trust properties.
- [Q] To accumulate the income of the trust properties and apply the accumulated income for one or more of the objects and invest the same and to vary any investment from time to time.
- [R] To appoint, constitute and nominate, attorneys, or agent and to delegate such attorney or agent all or any of the power in trustees under these presents and from time to time to any such attorney or agency and to appoint other or others in his or their place.
- [S] To appoint and/or dismiss staff and maintain office or offices of trust and to incur and pay necessary expenses for the same.
- [T] To acquire properties by way of purchase or on lease or monthly tenancy or otherwise basis and pay consideration money or premium for same and convert the same from time to time in such security or securities as they may think fit and proper.

ॐ नमो भगवते वासुदेवाय ॥

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- [U] 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/or running any institution in furtherance of the objects of the trust or otherwise for giving effect to the objects of the trust.
- [V] To pay out such stipends and scholarship, and on such terms, if any, as they may deem fit as may be commensurate with the income of the trust.
- [W] The trustees may out of the corpus of the subject matter of the trust spend such or out sale/proceeds of any part thereof appropriate such money or part thereof for laying out, erecting and furnishing and building of nursing home, hospitals, clinics, health club, libraries, research institute or for incurring any capital expenditure as may be unanimously resolved upon by the trustees or as may be allowed by court in this behalf. The trustees shall have control over the any capital expenditure i.e. on land, construction of building, expansion and procurement major equipments etc. For the nursing home, clinics, hospitals, health clubs and/or other establishments.
- [X] Trustees shall ensure that the school and/or other establishments has the basic facilities and amenities such as laboratory equipments, equipments for different tests and other activities, library books etc.
- [Y] To appoint and/or dismiss any staff of the any establishment and maintain office or offices of the trust and to incur or pay necessary expenses for the same.
- [Z] To apply for state aids, whenever necessary, and observe the rules and regulations that may be imposed upon them by the state.
- [AA] The object of the trust shall not be limited by the objects on contained hereinabove and the trustees shall be free to do all such acts and things in furtherance of and in fulfillment of its charitable objectives directly or indirectly. Thus trustees may establish any business with an objective to utilize its profit only for charitable purpose.

रुद्रेश सुमिश्रा पुत्री इस्ट किस्का मनसिंग पटवार्हा सगमलिंग
26.07.92



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4. TRUSTEES/MANAGING TRUSTEE/BOARD OF TRUSTEE :

[A] Mr. Sudhir Kumar Singh shall be designated as the "Managing Trustee" and shall hold office for life or until he resigns there from.

[B] Managing Trustee may be appointed by the Board of Trustees on such terms and conditions as the board of trustee deem fit.

[C] The board of trustee is empowered to appoint other trustees for the trust and fix terms of their appointment.

5. POWERS OF MANAGING TRUSTEE/BOARD OF TRUSTEES :

[A] All the powers of the managing Trustee shall be exercised by the Board of Trustees when the post of Managing Trustee remains vacant.

[B] All the trustees collectively constitute the Board of Trustees and is empowered to appoint one or more trustees.

6. BOARD / COUNCIL / COMMITTEE :

The trustees, it may so desire, may appoint one or more committees such as managing committee, selection committee or other committees as may be required which shall look after the day today affairs of the different establishment like school, institute, clinics and health clubs etc. or/and other establishments of the trust. The managing committee shall consist of a Chairman, a Vice-chairman, a Secretary or a Director other office bearer as any be designated and other members not exceeding seventeen in number.

The trustees shall be Ex-office members of the managing committee and may be appointed office bearers of the committee. The Managing Committee shall be responsible to the Trustees Health Clubs etc. and/or other establishments. The Managing Committee once formed shall work for three years or a period more than three years as decided by the Trustees for the time being. The Trustees shall have powers to dismiss the Managing Committee or any members of the managing committee without assigning any reason whatsoever.

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The managing committee shall be responsible for up keep and maintenance of property and office of the Institutes, Schools, Nursing Homes, Hospitals, Clinics and Health Clubs etc. and other establishments and also for running the Nursing Homes, Hospitals, Clinics and Health Clubs etc. and other establishment under the direction of the Trustees and according to the rules and regulations as formulated by the trustees from time to time.

7. BINDINGS & RELAXATIONS :

The trustee shall not be entitled to receive any remuneration as trustees but may reimburse themselves for all expenses actually incurred by them in connection with the trust or other duties relating thereto. Provided that nothing herein contained shall prevent the payment in good faith of remuneration or reward to any other, employee or servant of the trust or to any member of the trust or other person in return for any service actually rendered to the trust.

B. FUNDS OF THE TRUST :

- [A] The trustees shall stand possessed of the said fund and all moneys, properties, assets, donations, subscriptions etc. Which has been given to or acquired by them for the purposes of the trust herein created (all which Trustees or, as the case may be, the board of trustees deem fit).
- [B] The initial contribution of Rs. 11000/- made by the author of the trust shall vest in the trustees and shall constitute the initial trust fund.

9. NUMBER OF TRUSTEES :

- [A] The number of the trustees shall neither be less than three nor more than seven. However so long as the first Managing Trustee is alive three may be a sole trustee and the number of the trustee may be only one. The managing Trustees shall hold office for life. The trustees for the time being shall have powers to appoint one or more trustees but the total number of trustees shall not exceed seven.



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10. MEETINGS AND PROCEEDINGS OF BOARD OF TRUSTEES :

[A] In all meetings of the trustees, two trustees shall constitute a quorum provided however that if the number of trustees shall be reduced to one, the surviving or continuing trustee shall be competent to appoint a new trustee and for the purpose of appointing a new trustee that one shall be a quorum.

[B] Each trustee shall have one vote. In case of any difference of opinion amongst the trustees the decision of the majority will prevail. In case of equality of votes, the chairman of the meeting shall have a casting vote.

11. EXPULSION / REMOVAL OF TRUSTEES :

[A] Any trustees, save and except settler-trustees, may be removed from trust hereof by a resolution by the other trustees hereof (such other trustees being for this purpose not less than two in number) acting unanimously. On such resolution being passed, the trustee concerned shall cease to be trustee and be shall for all intents and purposes except as to the acts and deeds necessary for the appointment of a new trustee or new trustees in his or their place and for the proper vesting of the trust fund in the continuing trustees or otherwise as the case may require which shall be executed or done at the expenses of the trust fund. However, no settler - trustee can be remove from trust.

12. RESIGNATION OR TERMINATION OF TRUSTEES :

[A] If any trustee hereof shall at any time be desirous of withdrawing and being discharge from the trust thereof he/she may do so by writing to the other trustees for the time being and such notice shall not operate as an effectual relinquishment of the trust by him/her unless the notice is placed at a meeting of the trust board and accepted by majority.

Trustee giving the notice duly accepted by the trust board shall there upon cease to be a trustee to all intents and purposes except as to the Acts and deeds necessary for the proper vesting of the trust fund in the continuing trustee or trustees to be executed or done at expenses of the trust fund.

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13. ACCOUNTS AND AUDIT :

- [A] The trustee shall keep proper and regular accounts of trust's fund and the income thereof and shall prepare and publish the annual statement of income and expenditure and such balances of the said income as may not be accumulately required for any of the purposes of the trust shall be accumulated by the trustee and shall be invested by them in any of the investments authorised by Law or this trust for the time being as herein before mentioned.
- [B] The receipt of the trustee or trustees for any moneys paid for any stock dividend on shares or securities transferred to them or him by virtue of this presents or in execution of any of the trust or powers hereof shall effectual discharge the person or persons paying or transferring the same therefor on being answerable for the loss of misapplication thereof.
- [C] Each trustee shall be liable for his own receipts, defaults and negligence only and not for the receipts, defaults or negligence of any of his co-trustee/trustees and trustees shall not be liable for the receipts of any moneys by reason only their or his joining in any receipts or deed for the sake of conformity by only for such sums of money as he or they shall have actually received and that the trustees shall not be liable for the loss of any money through the failure or default of any bankers or agents with whom the trust moneys have been deposited for safe custody unless such loss be occasioned by the negligence of such trustees or trustee.

14. SUIT AND PROCEEDINGS :

- [A] All suits and proceedings to trust and/or to the trust property or properties can be instituted, commenced and/or prosecuted by any one of the trustee so authorised by other trustees and such trustee shall be entitled to tale all steps for the same and/or defend all suits and proceedings that may be instituted against the trustees or the said trust, the trustee shall make rules and regulations to authorise each of them or any other person for the purpose of doing any one or more of the acts, deeds and things required to be done by the trustees constituent.

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15. RULES, REGULATIONS AND BY-LAWS :

The board of trustees may within the provisions of the trust deed frame one or more rules, regulations and by-laws for management and administration of trust and its different activities, fields and branches.

16. All acts and proceedings of the trust shall be taken and conducted in the name of the trust.

17. This trust is irrevocable.

Solemnly affirm on this 26 day of July 1997.

सदी सुसिग्दणी

(SETTLER OF THE TRUST)

26.07.97

WITNESSES :

1. ~~Sanjiv Kumar Mishra~~
~~Ramji Mohan Garden~~
~~Kalambar Road~~
~~Muzaffarpur. 26.07.97~~

2. ~~Shreyas Bharamdas~~
~~Aadarsh Nagar-2, Mayhauria~~
~~Muzaffarpur. 26.07.97~~

This deed was written
through Computer Printer.



~~K.K. Choudhary~~
26.07.97
(K.K. choudhary)
Chartered Accountant
Ramji Mohan Garden
Kalambar Road,
Muzaffarpur-2

Received 21/8/99

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