

ALUK DEFICE KAPAIKAS

TRUST DEED

MAHALAKSHMI EDUCATIONAL AND CULTURAL TRUST

deed of declaration of trust is made on this 30th day of December 2002 by me, MR.K.SELLAIYAN, S/o. S.Krishnasamy Raja, aged about 67 year and residing at No.29, II Cross M.M.G.Nagar, Karaikal. (hereinafter called the Author, Which expression shall mean and include his heirs, legal representatives, successors and assigns wherever the context so admits of requires).

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Presented in the Office of the Sub-Begistrared-P.M. 00 11 30th December 2002 by x h-t. 1) Last themb EXECUTION ADMITTED BY X Krishna samy Rajor NO29. Il cross. MMG. Nagar Formder Managuig Tour teeg: Mahalakshoni Educational and cultural Trust-Karri Kal 2) Left thumb x of 5/0 K. soccalugan Pillat NO 15. Subbaraya Mubalian Street Karaikal. (Trustee. Hahalakshmi Educational and Cultural Trust" Karaikal). 3) Left-tamb x Mrs. Dagay D/o R. Ethinajkaja No 16. IL Link street. LIC. colony. Parmal Chennai. 6000 75. 4 Mustoe: " MahaLak Shmi Educational aus Ŝ Cultural Trust " Karaikal). 3 3. Trolly pour a S/o. to Sellaryan, No: 29, II cross, M.M. q Nagar, P.t. Salmi, bor 2) D. Rajk as Sto-Davidson, No Ad- Nehrustrat-Kh S. Vicen a 68500

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WHEREAS the author of the trust being desirous of establishment of public educational and charitable trust for the purpose of promotion of education in the field of arts, science, commerce, engineering, technology, medicine, agriculture, business management and other relative fields:

WHEREAS for the establishment of the educational and charitable trust and carry out the said desired objects, the author has delivered a sum of Rs. 10,000/- as corpus of the trust, which may be augmented in future; and

WHEREAS the author is desirous of reducing the terms and conditions of trust in writing, now this deed of trust witnesseth and declares as follows:

(A) DEFINITIONS:

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- (1) The trust means "MAHALAKSHMI EDUCATIONAL AND CULTURAL TRUST"
- (2) The trust fund means:
- (a) The sum of Rs. 10,000/- given by the author in the name of the trust as nucleus to the trust fund on 30.12.2002.
- donations paid or transferred (b) All moneys, investments, contributions and trustees either from the author or anyone else and accepted by the such moneys, time representing properties from time to investments and there of including capital part contributions and donations or any sale or transfer of any of its assets as computed under the gains arising from provisions of the Income tax Act.
- persons constituting the Board of Trustees under (3) Trustees means the this deed and shall, unless excluded by repugnant to the subject and context; be deemed to include the trustee or trustees for the time being of these presents and survivor or survivors of any of them and their successors in office.
- (4) Beneficiaries means, Indian public at large without any discrimination on the basis of caste, creed or religion.
- their nominees or (5) Board or Trustees means the trustees office.

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Registered as No. 340 of 2002 of Book 4. Volume 67. Pages 119 to 136, 30th day of December 2002

(B) NAME OF THE TRUST:

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The trust shall be named as "MAHALAKSHMI EDUCATIONAL AND CULTURAL TRUST"

(C) REGISTERED OFFICE:

The registered office of the trust shall be at No 29, II cross, M.M.M.Nagar, Karaikal, for the time being and may be shifted to any place of convenience of the Board of Trustees.

(D) OBJECTS OF THE TRUST:

MAIN OBJECTS

- (1) To promote higher education in Tamil Nadu and Pondicherry in particular Technology, in Indian in general, in the spheres of Engineering, Science and other relative Medicine, Business Management, Agriculture, Arts, fields, and general education and education of all types.
- adequate technical, engineering, medical skill in (2) To create necessary and the youths of the country.
- (3) To serve the younger generations of this country by means of education in general; namely, Arts, Science, Commerce, Industrial Engineering, Professional, Management, Medicine Sports, Music or other relative fields either by way of residential courses or correspondence courses.
- (4) To eradicate illiteracy in India.
- (5) To give first preference to provide nutritious food to the students.
- (6) To propaganda the benefits of the co-operative societies
- (7) To encourage the sportsmanship of the students and to expose their talents to the world.
- (8) To improve public hygiene in villages.

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II. ANCILLARY OBJECTS:

- (1) To establish, maintain, run, manage, take over, acquire, improve, extend, upgrade or assist in the establishment, maintenance, running, development, donate. Middle or and extension of Nursery Schools, Elementary, improvement Schools, Higher Secondary Schools, College of Schools, High Secondary Arts, Fine Arts, Music, Science and Polytechnic Colleges of Engineering, Medicine, Administration, Industrial Management, etc., and generally all kinds Business general, institutions whether industrial, technical, educational professional, residential, correspondence or of other description whatsoever for the welfare and upliftment of the general public.
- institutions in the various fields of education in (2) To establish postgraduate Engineering, Medicine, Management, Commerce, Arts and Science.
- establish institutions for Research and development in the various (3) To education as described in para. 2 supra.
- Production (4) To establish training centers, Model Centers and Industrial to students of polytechnic or Engineering Units facilitate practical training to and them adequate training and experience in production, Colleges provide financial, personnel, marketing. and industrial management for providing skill the outgoing students entrepreneur to so as to create necessary confidence in the youths for self-employment.
- Production Centers centers, Model (5) To establish training and Industrial Units to facilitate practical training to students of polytechnics or Engineering them adequate training and experience in and provide Colleges production, industrial management which financial, personnel, marketing and basic requirement for procuring job either in the public or private sector undertakings in this country.
- (6) To acquire by purchase, gift or otherwise, lands, house sites and buildings. To construct and to aid assist in the erection, construction and erect, build, and building of houses, building for educational institution and colleges, libraries, quarters, hostels and or other type of building or construction to maintain or run them and if necessary to alter, demolish or whatsoever and reconstruct them or any portion or portions thereof as may from time to time necessary or expedient.

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OTHER INCIDENTAL OBJECTS TO ACHIEVE THE MAIN OBJECT:

- (1) To acquire and take over all or any part of the immovable or movable properties of any Society, Trust or Institution or any one whomsoever for the purposes of the society.
- (2) To enter into any arrangement, contract or partnership with any Government (State or Central) Authority or person whomsoever and to obtain from any Government, quasi Government Authority or person such rights, concession and privileges as the Trust may think fit or desirable and to obtain, carry out, exercise and comply with any such arrangement, contract, privileges, right or concession.
- (3) To accept donations, endowments, gifts, devices, bequests (real or personal) grants-in-aid and subscriptions for all or any of the purposes of the Trust from any persons on such terms and conditions as the trust may consider reasonable and fit.
- (4) To purchase, acquire, hold and manage, sell and transfer all or any immovable properties acquired or purchased or hereinafter to be acquired or purchased by the Trust.
- (5) To affiliate, control and render assistance to any institution having objects similar in whole or in part to the objects of the Trust and to co-operate with institutions having similar objects.
- (6) To collect such rent or charges or other moneys from occupants of hostels, buildings or rooms, apartments, staff quarters or otherwise having use of the same as may be deemed necessary at rates to be fixed by the Trust from time to lime.
- (7) To conduct, lease out or otherwise work leases for the use and benefit of the occupants and staff of the hostels and educational institution and to collect the charges as found adequate from such occupants and staff.
- (8) To institute and grant scholarships, stipend and render financial aid to students, scholars, poets, teachers and professors of eminence in educational field: also persons for prosecuting studies in India by granting scholarships, grant-in-aid or loans.
- (9) Generally to diffuse useful, educational, literary and social knowledge among the public: to arrange or assist holding educational conferences, seminars, exhibitions, lectures, discussions etc, in line with the aims and object of the Trust.

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- To raise and borrow money and secure the payment of money by such means upon and in such manner as may be determined by the Board of conditions such terms Trustees and in particularly by charge specially or by way of floating charge, or otherwise upon all or any part of the undertaking, property and rights of the Trust (either present or future or both). To collect, manage and disburse the funds raised or to be raised for all or any of the objects of the Trust. To do and cause to be done all such lawful things as are in accordance with the spirit and principles of the objects of the Trust or which conducive to the attainment, and pursuit of the aims and objects of the Trust. To give, and/or render help and assistance to and/or implement any scheme for providing provide livelihood and upliftment of the poor.
- foster and encourage education and training in handicrafts, fine arts, among (11) To establish and found institutions imparting such education general; to women folk in support or help by monetary gifts or otherwise, centers and and to establish, maintain, institutions for women and children and to provide social welfare works for women and children.
- (12) To meet travelling, boarding and lodging expenses for students going abroad for higher Commercial and technical education. To-grant, pay or give scholarship, stipend, prizes, rewards, allowances and other financial assistance or help in case or kind to students with a view to help them in prosecuting their studies in schools, colleges, educational institutions teaching of cultural arts or other training, research or educational works in India.
- To open, fund, establish, promote, set-up, run, maintain, assist, finance, support and/or help or aid in the setting up and/or maintaining and/or running institutions, centers, auditoriums and the like for the running of welfare and other services to the public and to provide meeting room for socially useful activities and functions.
- (14) To promote, assist and/or maintain all activities by whomsoever carried on or wherever carried on in India in 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 of any activity for profit.
- (15) To establish and/or publishing books pamphlets, periodicals and newspapers in India for the spread and advancement of education and culture.
- (16) To establish or run or take over home(s) for the aged and orphanage(s).
- (17) And generally to do and cause to be done all such lawful things as may be required for all or any of the above objects from time to time.

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PROVIDED: that all such objects shall be those treated as public and charitable and exempt for the purpose of exemption under the provisions of the Indian Income Tax Act, 1961, and/or other direct taxes and shall not include application of the funds of the Trust in violation of the provisions of section 13 of the Income-Tax Act or any other provisions of the Act or Acts as may be applicable to Educational and Charitable Trusts the income of which is exempt as they now stand and as may be amended from time to time.

If any one or more of the objects specializes and defined above of these presents are held not to be objects of a public charitable nature, the trustees shall not care as if the same are not incorporated in these present; but the validity of the Trust created by these presents as a trust for public charitable purposes shall not be affected in any manner.

(E) MANAGEMENT OF THE TRUST :

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- the Trust and the entire control, regulation, management of management (1)and application of the Trust Funds and the profits thereof and all others or any property for the time being whether capital or income, subject to the objects of the Trust and powers and authorities mentioned there under shall be in the uncontrolled discretion of the Board of Trustees. The Board of Trustees shall consist of three persons. The number of trustees can be increased or decreased with the consent of all the trustees on Board for the time being.
- Trustees are free to implement such valuable advice, guidance and Board of suggestions, emanating from the rich experience of the public or advisory committee, if all the suggestions which cannot be bound to accept not are appointed, and due to various factors like financial constraints, Government regulations Act, implemented or for other practical difficulties according to the prevailing circumstances at that time.

BOARD OF TRUSTEES: (F)

The Trustees hereby appointed by the Author shall be the First Trustees. The First Trustees appointed by the Author shall be the following persons:

	Name and address	Age	Designation
(1)	SO. Soupramanien,	63	Trustee
	S/o. K. Soccalingampillai, No.15, subbraya mudaliar street,		
	Karaikal.		

Mors. Strangay

E. Latha Vijayendran, D/o. R. Ethiraj Raja, No.16, II nd Link Street, LIC Colony, Pammal,. Chennai 600075.

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- Subject to the provisions contained (in clause) in clause (M) of this deed, the trustees nominated under these presence cannot be expelled or removed from office. However, the said trustees can vacate or resign their trusteeship. If the office of a Trustee becomes vacant in case of death, the remaining trustees shall appoint any one of his/her legal heirs/successors who is found fit.
- The trustees shall from time to time after meeting the expenses of and incidental to the (2)the trust properties and of the Trust, decide the particular object or of objects for which the income and corpus of the Trust fund or properties for the time being available shall be applied.

(G) FUNCTIONS OF THE TRUSTEES:

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

- Subject to the approval of the Board of Trustees by a resolution in this behalf, to borrow (1)assets of the trust or without security by way of bank security or the overdrafts, loan or otherwise, as may be necessary; and to authorize two or more of the execute such documents, deeds, papers, etc as may be necessary in trustees connection therewith.
- and/or authorize the signing or executing of any agreement. To arrange for document or any other paper in writing required to be signed or contract, instrument, behalf of the trustees by any two of the trustees to be nominated in this executed by the Board of Trustees and to make the same effective and binding as if the said behalf agreement contract, instrument or document or paper or writing were signed by all the trustees.

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- (3) To appoint or to make provision for the appointment of sub-committee of trustees and/or chairman, secretary, treasurer and such other persons from among the trustees to attend to or supervise or conduct specified jobs or functions or trust matter in such manner and subject to such rules and regulations as the trustees may prescribe.
- To authorize any one or more trustees 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 Board of Trustees, may from time to time think fit and proper.
- (5) To spend, any portion of the corpus of the income of the Trust Fund for purchasing any land and buildings and or constructing any 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) To open bank account/s in one or more bank/s and such account/s shall be operated by the ... Managing ... Trustee jointly with any one of the other trustees for the time being in

(H) DUTIES OF THE TRUSTEES:

- (1) 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 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.
- (2) The Trustees shall keep an account or accounts with any bank or banks either in the name of the Trust or with such persons as may be necessary for carrying out the objects of the Trust 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 authorize by appropriate resolution any two of the Trustees, appointed by the Board of Trustees in this behalf, to operate such account/accounts or to close such accounts jointly subject to the arrangement contained in cl. G(6).
- (3) The treasurer of the Board of Trustees shall take the responsibility for proper maintenance of accounts and submit the financial statements in the Board Meetings at least once in three months and furnish budgets and financial proposals for raising necessary finance for the progressive growth of the Institutions established by the Trust

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(I) POWERS OF THE TRUSTEES:

Subject to the restrictions contained in cLK herein below:

- (1) The Trustees shall be at liberty to sell such portion or portions of the movable or immovable properties forming part of the trust either by public auction or private contract at such price or prices and in such terms and conditions relating to title or otherwise in all respects as they may in their absolute discretion think fit and to rescind or vary any contract for the sale thereof and to resell the same without being answerable for any loss occasioned thereby and to execute all conveyance or other assurances and to pass valid and effectual receipts and discharges for all moneys received by them.
- (2) The Trustees may pay all charges and outgoing payable in respect of any immovable property for the time being forming part of the trust fund and may carry out repairs to be done to the same and keep the same insured against loss or expenses incidental to the administration land management of the trust Estate and the properties for the time being belonging to the Trust as they may in their absolute discretion think fit. The Trustees may manage or supervise the management of any land, hereditaments, and premises for the time being comprised in the Trust Estate or any part thereof with power to erect, pull down, rebuild and to alter, repair buildings and to build drains and make roads and fences and otherwise to improve, develop and to cultivate or cause to be cultivated all or any of the said lands, hereditaments and premises and to insure houses and buildings against loss or damage by fire and/or otherwise to let on lease, land deal with the said lands, hereditaments and premises as they may deem fit in their absolute discretion.
- Lawyers, Managers, Secretaries, appoint trustees may The (3) other Surveyors, Gumasthas or Engineers, Architects, Solicitors, Auditors, supervision of the Trust Estate, employees for the purpose of management and collection of rents, effects of rents and profits, for keeping the accounts and records and for other purpose of the trust.
- (4) The Trustees may establish their office at such place or places and may change such places from time to time as they may think fit.
- (5) The Trustees may lease the immovable property or properties for the time being and from time to time belonging to the trust either from year or for any fixed term or of years or on monthly tenancies and generally manage the same in such manner as they think proper.

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- (6) The Trustees shall have full power to compromise or compound all actions, suits and other proceedings and settle differences and disputes touching the trust Estate and/or the Trust properties and to refer any such differences or disputes to arbitration and to adjust or settle all accounts relating to the Trust Estate and/or Trust properties and to do all other acts and things fully and effectually without being liable or answerable for any bonafide loss occasioned thereby.
- (7) The Trustees may join and co-operate with any trust or institution having allied and/or similar objects upon such terms as they absolute discretion think fit.
- (8) The trustees may from time to time frame schemes and rules and regulations to carry out the objects of the trust and for managing the affairs of the trust and otherwise for giving effect to the objects and purposes of the trust and to vary the same from time to time as the trustees may in their discretion deem fit and proper.
- (9) The Trustees may reimburse themselves and pay and discharge out of the Trust funds all expenses incurred by them in or about the execution of the trust or any of their duties under these presence including travelling expenses, but will not be entitled to any remuneration.
- (10) The receipts granted by any two or more of them entrusted for the purpose for any moneys, stocks, funds, shares, securities or investment paid, delivered or transferred to them in exercise of the trust or powers thereof shall effectually release the discharge the person or person paying, delivering or transferring the same there from and from seeing or from being found to see the application thereof or being answerable for the loss or misapplication thereof.
- (10) The Trustees may invest the trust Estate either in the purchase of immovable Properties or of mortgage immovable properties or in such manner as allowed by law as may be in force from time to time and to convert, alter vary, dispose of such investments from time to time provided that such investments shall not be made which are directly or indirectly for the benefit of any person referred in subsection (3) of section 13 of Income-tax Act 1961 and any surplus 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. The income and funds of the trust shall be utilized towards the objects of the trust and no portion of it shall be utilized for payment to the trustees by way of profit/dividend/interest etc.,
- (12) The Board of trustees shall be entitled to sue in the name of the trust and may similarly be sued in the name of the trust.

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(13) The Board of trustees may be a unanimous vote of all the trustees for the time being except the trustee proposed to be removed and/or impeached, remove any trustee permanently or otherwise from office, after 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 of the trust in view of and other related or connected matters provided however that no conclusion of such removal shall be arrived at without giving the trustee proposed to be removed a full and fair opportunity of explaining his conduct and/or the charges leveled against him for his removal.

RIGHTS OF THE TRUSTEES: (J)

- All the trustees unless they voluntarily resign or otherwise decide, shall continue to be the trustees during the term of their natural lives.
- Any trustee may retire at any time without assigning any reason and without being responsible for any costs occasioned by such retirement.
- The Author hereby confers the right upon the trustees to nominate one successor each from their lineal descendents in case they decide to resign or the vacancy is caused due to any other reason whatsoever as described in this deed failing which the board of shall nominate one person from among the legal heirs and/or other case or causing vacancy due to any other reasons relatives of the trustees so retiring whatsoever as described in this deed.

(K) MEETING AND QUORUM:

- (1) The Managing Trustee of the Board of trustees shall arrange for quarterly meetings of the Board of Trustees for review of the achievements of the trust towards their objective and review of the proposals and projections for the next quarter to achieve the desired objects of the trust.
- (2) All proceedings and questions and matters arising at the meeting of the trustees shall be decided by a majority of votes as provided herein under. However, notwithstanding anything herein stated, the question dealing with the disposal of the corpus of any of the trust properties and/or investment out of the trust corpus shall decided by the majority in a special meeting called for this purpose.

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- (3) In case of difference of opinion between the trustees the opinion of the majority shall prevail
- (4) 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.
- (5) Notice of the meeting of the trustees and all communication may be sent to the trustees at their address registered for the being in the records of the trust. Generally notice period for a meeting is three days and for extraordinary/special meetings one day notice is enough
- (6) All meetings of the trust shall be held at such place and at such time as the Board of trustees of the Trust shall decide from time to time.
- (7) A trustee who is unable to be 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.
- (8) The minutes of the proceedings of every meeting of the trustee shall be entered in a book to be kept for that purpose and signed by the Chairman of such meeting or 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.
- (9) The quorum for any meeting of the trustees shall be Three and the quorum may be suitably increased in case of increase in the number of trustees.

(L) REMUNERATION OF THE TRUSTEES:

No trustee is eligible for any remuneration, as long as he holds the office of the Trusteeship. However, the Trustees can reimburse the expenses incurred by them for and on behalf of the trust or for the activities of the trust to such extent that is considered reasonable and genuine. Trustees are entitled for travelling allowance to attend the meeting but no sitting fee is chargeable to the Trust accounts. Trustees who offer professional services or the advisory committee members who render professional services for the various professional requirements can be paid reasonable fees for their professional services.

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(M) DISQUALIFICATIONS OF TRUSTEES

A person shall cease to be a trustee if any of the following events happens:-

- (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.

No Person being

- (i) an undischarged insolvent, or
- (ii) convicted of any offence involving moral turpitude,
- (iii) of unsound mind, or
- (iv) a minor

shall be eligible to be a trustee.

(N) ARBITRATION AND COURT JURISDICTION

Should any dispute or difference of opinion arise in matters connected with the activities of the Trust amongst the trustees or between the trustees or in the interpretation of this instrument, the same shall be settled as per provisions Part III of the Indian Arbitration & Conciliation Act of 1996.

An Umpire shall be appointed by the President in office or the President himself can act as umpire, after receipt of due notice from the concerned trustee/trustees for settlement of disputes that has arisen. The procedure for resolving the dispute shall be in accordance with the law as laid down in Part III of the Act no 26 of 1996.

(O) ACCOUNTABILITY:

Subject to the provision contained herein above, the trustees are not accountable to the Beneficiaries in respect of various activities and expenditure of the Trust fund or in the manner of investment of Trust Funds.

- (P) This Trust is Irrevocable.
- (Q) The investment of the Funds of the Trust shall be made in accordance with the Provisions of Section 11(5) read with Section 13(1)(d) or the other related provisions of the Income Tax Act, 1961, which may be applicable from time to time.

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- provisions of the Income Tax Act, 1961 shall be made. Character/objects of the Trust and further, no such amendments which may prove to be amendments to this Deed of Trust shall not have an affect of altering the basic to the provisions of section 2(15), 11,12,13, 80 G and other relevant 2
- the Commissioner of Income-Tax. Any amendments to the Trust Deed will be carried out only with the prior approval
- Э The benefits of the Trust shall be open to all irrespective of caste, religion, sex
- (U) The objects/activities of the Trust shall be carried out only in India

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- trust and which enjoys recognition u/s.80-G of the Income-Tax Act, 1961. dissolution shall under no circumstances be distributed among the Trustees but the same (V) In the event of dissolution/winding-up of the Trust the assets remaining as on the date of transferred to another charitable Trust whose objects are similar to those of this
- (W) The Trust shall maintain regular books of accounts and the accounts shall be closed by 31st march every year and the same shall be audited by a qualified Chartered Accountant.

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and shall have no say in the functioning and administration of the Trust donated by me today. I further declare that I have (X) It is hereby expressly declared that the trust created under these presents is not of any immovable or movable property divested of the said sum of Rs. 10,000/other than the corpus of Rs. 10,000/-

his hands at Karaikal this the 30th day of December 2002. IN WITNESS WHEREOF THE AUTHOR OF THE TRUST. K. SELLAIYAN has set

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AUTHOR

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We, the trustees mentioned in this deed, hereby give our consent to act as trustees subject to the terms and conditions mentioned herein

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WITNESS:

1. S. Jan Minne No: 29, 11, 61.088, M.H.G. Nogon,

P.K. Salail Karai bal.

SIO. K. SELLATYAN.

2. D. Rojkman. 3/0. DAVIDSON.

No. 42. Nehru Street, Kagaikal.

Prepared and Lyped by: R. SUNIL, Go. Ramasamy L.No. 304/99, Karairal.

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