

72/85/IV

1000Rs.



TRUST DEED

ST. STEPHEN'S BES-ANIA EDUCATIONAL TRUST, CHELAD

THIS DEED OF TRUST is made at Kothamangalam on the Twelfth day of April, One thousand Nine hundred and Ninety-nine (12/4/1999) by Thekkilakkattu Bes-ania Church Chelad, a Jacobite Syrian Christian Church, through its Vicar Rev. Fr. Mathai Alakkara, aged 60 years, son of Varkey, Alakkara House, Nedangapara P.O and present Trustees of the Church Shri. Markose Alias, aged 51 years, son of Alias, Kochuparamba House, Mahippara P.O and Shri. Babu Mathew aged 43 years, son of Mathew, Vettickal House, Keerampara P.O., as authorised by the General Body of Thekkilakkattu Bes-ania Church Chelad, which its resolution dated 11th day of April, One thousand Nine hundred and Ninety-nine (11/4/1999), hereinafter referred to as the Settlor. *The first party's possession is pastoral land and the second and third party's possession is Agriculture*

WHEREAS the Settlor is desirous of forming a Charitable Trust by contribution from itself and through assistance, financial and/or otherwise from individuals, institutions, quasi Government Organisations and others mainly for improving the standards of education, character formation, intellectual, cultural and physical upliment of children, teenagers and youth as also for promotion of human values, rights and liberties conducive to human resources development.

WHEREAS the First Trustees mentioned below hereto have given their consent to be the Trustees for administering the affairs of the Trust in accordance with the terms and conditions hereinafter provided.

WHEREAS the Settlor of the Trust has declared and constituted a PUBLIC CHARITABLE TRUST for the benefit of the Society at large without distinction of caste, religion, gender or place of birth;

Rev. Fr. Mathai Alakkara

Markose Alias

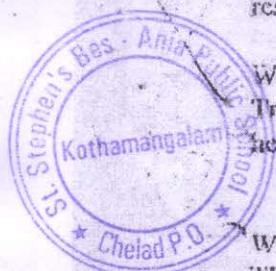
Babu Mathew

CHAIRMAN
St. Stephen's

Bes - Ania Public School

PRINCIPAL
St. Stephen's

Bes - Ania Public School,
Chelad P.O., - 686 681



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La Mathai Alackara ~~Althara~~

17th August 2001 22/1/01 22/1/01 22/1/01

Residing at Hickles house
8000 Valley, Priest hood
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WHEREAS the Settlor has set apart in favour of the Trust a sum of Rs. 1,001/- (Rupees One thousand, and One only) to form as a Corpus Fund for the said Trust and whereas the said sum of Rs. 1,001/- (Rupees One thousand and One only) has been transferred paid and handed over to the Trustees named below on Twentieth day of April, One thousand Nine hundred and Ninety Nine.

AND WHEREAS the Trustees have received the above mentioned sum towards the Corpus Fund which shall be invested as per provisions of the said Trust, in the name of the Trust, and have agreed to accept the said Trust and act as the Trustees on terms and conditions hereafter appearing.

NOW THIS DEED OF TRUST WITNESSETH as follows:-

1. That the Settlor has created a PUBLIC CHARITABLE TRUST to be known as "ST. STEPHEN'S BES-ANIA EDUCATIONAL TRUST, CHELAD"

2. Interpretations

In this Deed unless the context otherwise requires, the following word or words shall have the meaning or meanings as stated below:

- "Church"- shall mean Thekkilakkattai Bes-Ania Church, Chelad.
- "General Body"- shall mean the General Body of Thekkilakkattu Bes-Ania Church, Chelad as defined in the constitution ('Udampady') of the Church.
- "Managing Committee"- shall mean the Managing Committee of the Church, duly elected as per the constitution of the Church.
- "Trustees"- shall mean the Trustees of the ST. STEPHEN'S BES-ANIA EDUCATIONAL TRUST, CHELAD, nominated by the Managing Committee of the Church.

Rev. Fr. Mathai Alakkara

Markose Alias

Babu Mathew

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CHAIRMAN

St. Stephen's

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No: 168.

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Rs. 100 -

Rev. Fr. Mathai Akkara, Vicar, Thirukilakkallu Bes-
Ania Church - Chelad.

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- c) "Vicar" - shall mean the Vicar of the Church.
- d) "Trust Purposes" - shall mean the objects set out under clause 8 of this Deed.
- g) "Trust Fund" - shall mean the money, securities and other assets, whether movable or immovable from time to time vested in the Trustees and whether obtained by way of gift, purchases, loan or in any manner for the Trust purposes and any accruals thereto howsoever arising.
- h) Words importing the singular shall include the plural and vice-versa and words importing the masculine gender shall include the feminine and vice-versa.

3. Name of the Trust

The name of the Trust shall be "ST. STEPHEN'S BES-ANIA EDUCATIONAL TRUST".

4. Registered Office

The Registered Office of the Trust shall be at Chelad.

5. Beneficiaries

The beneficiaries of this Trust are the Public at large of India.

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Trustees to hold the fund in Trust

The Trust stand possessed of the said sum of Rupees One thousand and one only and any other moneys and other assets which may hereinafter be received by them for the purpose of the Trust, included in the expression 'The Trust Fund' and to apply the same for the furtherance of the objects of the Trust in perpetuity and in accordance with this Deed and with and subject to the powers and provisions hereinafter contained.


7. The Objects of the Trust


- a) To establish, develop and manage Schools, Colleges, Universities, Training centres, Polytechnics and other educational institutions for imparting instructions and training in any discipline such as arts, science, crafts, teaching, medicine, engineering etc. including vocational training for the benefit of/and open to all persons irrespective of caste, race or creed, with all necessary building, halls, laboratories, libraries, reading rooms, playground, recreation clubs, dispensaries, hostels, dormitories, boarding houses, lodging and residential quarters and all fittings, fixtures, machinery, apparatuses, instruments, utensils, conveniences, amenities, appliances and appurtenances.
- b) To provide fees, books, equipment, freeships and scholarships to deserving students.
- c) To feed poor students and to start free student homes and free hostels.
- d) To conduct seminars/workshops/and arrange special tuitions and training for students.
- e) To provide and to assist in setting up laboratories.
- f) To make donations to other Public Charitable Trusts/Institutions recognised under Sec.80G of the Income Tax Act, 1961.
- g) To employ and remunerate Professors, Teachers, Lecturers, Tutors, Auditors, Officers, Clerks, Servants and other employees and agents as are deemed desirable for the attainment of the objects of the Trust.
- h) To train young people for carrying out the charitable and social objects of the Trust.
- i) To promote and advance moral education, charity and general welfare of the people.
- j) To receive grants, subsidies, donations and aid in any other form from any other organisations either Government, local or other charitable organisations or persons to promote the objects of the Trust.
- k) To enter into agreements and to execute and register deeds and documents and to do all acts and things for carrying out the objectives of the Trust and to do all other acts and things incidental to or necessary to promote such objectives.
- l) To invest moneys of the Trust in such manner as may be decided from time to time.
- m) To establish and run institutions for training and rehabilitation of mentally retarded and physically handicapped persons.
- n) To promote activities for improving community health.

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- o) To accept, take over and administer any other Trust, organisations or institutions having similar aims and objectives.
- p) To undertake any activities generally to help mankind in respect of all contemporary human problems and activities.
- q) To conduct and promote the study and dis-semination of knowledge of/and research on technology, management, applied arts, health and education.
- r) To undertake any project or activity which in the opinion of the Board of Trustees may be usefully carried out by the Trust for furtherance of development of technology, management, applied arts, health and education.
- s) To organise teaching and training courses, conferences, seminars, lectures and similar other activities on subjects of theoretical or practical relevance on areas of technology, management, applied arts, health and education.
- t) To publish journals, reports, pamphlets, books, booklets, research papers etc. in furtherance of the objectives of the Trust.
- u) To provide consultancy services under its auspices or through its faculty to Universities, Central and State Government Institution/ Organisations, International Organisations and other institutions or individuals.
- v) To provide transfer of technologies in relevant areas with a view to upgrade traditional schemes and existing technologies to comparable international levels as well as to attain such levels of newer and emerging technologies.
- w) To establish, acquire, maintain and manage facilities such as offices, residential accommodation, hostels, library, information technology centres and hospitals.
- x) To appoint faculty members, research scholars, consultants, experts and other staff in accordance with the rules of the Trust.
- y) To do any and all other lawful things as the Trust may deem fit.

8. Trustees

The Settlor hereby appoints all elected members of the Managing Committee of Thekkilakkattu Bes-ania Church, Cheladias Trustees of the Trust

The First Trustees shall be:-

- a) Shri. Esthappanose, aged 44 years, son of Patrosc, Manjanakuzhiyil House, Keerampara P.O., Kothamangalam.
- b) Shri. Babu, aged 43 years, son of Mathew, Vettickal House, Keerampara P.O., Kothamangalam.
- c) Shri. Johny, aged 34 years, son of Kuriakose, Mattathil House, Keerampara P.O., Kothamangalam.

Rev. Fr. Mathai Alakkara

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- d) Shri. Joy, aged 39 years, son of Paulose, Appackal House, Keerampara P.O., Kothamangalam.
- e) Shri. Kuriakose, aged 57 years, son of Paily, Asarukudiyil House, Keerampara P.O., Kothamangalam.
- f) Shri. Roy, aged 40 years, son of Varghese, Appackal House, Keerampara P.O., Kothamangalam.
- g) Shri. Thomas, aged 35 years, son of Mathai, Vengasseril House, Keerampara P.O., Kothamangalam.
- h) Shri. Thomas, aged 37 years, son of Joseph, Thomarayil House, Keerampara P.O., Kothamangalam.
- i) Shri. James, aged 35 years, son of James, Kochuparambil House, Malippara P.O., Kothamangalam.
- j) Shri. Markose, aged 51 years, son of Alias, Kochuparambil House, Malippara P.O., Kothamangalam.
- k) Shri. Paulosekutty, aged 32 years, son of Pathrose, Manjummekudiyil House, Malippara P.O., Kothamangalam.
- l) Shri. Thomas, aged 55 years, son of Kuruvilla, Kottisserikudiyil House, Malippara P.O., Kothamangalam.
- m) Shri. Sunny, aged 42 years, son of Paulose, Velukkara House, Malippara P.O., Kothamangalam.
- n) Shri. Biju, aged 32 years, son of Mathew, Puthukkunnath House, Chelad P.O., Kothamangalam.
- o) Shri. Kuruvilla, aged 50 years, son of Chako, Perumbamkudiyil House, Chelad P.O., Kothamangalam.
- p) Shri. Ulahannan, aged 48 years, son of Cheriya, Puthusseril House, Chelad P.O., Kothamangalam.
- q) Shri. Eldhose, aged 32 years, son of Kuriakose, Vettickal House, Chelad P.O., Kothamangalam.
- r) Shri. Varkipilla, aged 51 years, son of Chako, Muthalathottathil House, Chelad P.O., Kothamangalam.
- s) Shri. Benny, aged 34 years, son of Joseph, Chengamanattu House, Chelad P.O., Kothamangalam.
- t) Shri. Charles, aged 40 years, son of Baby, Puthukkunnath House, Chelad P.O., Kothamangalam.
- u) Shri. Baiju, aged 44 years, son of Peter, Manjummekudiyil House, Chelad P.O., Kothamangalam.



Rev. Fr. Mathai Alakkara

Markose Alias

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[Signature]

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[Signature]

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v) Shri. Shaju, aged 35 years, son of Paulose, Maajummekudiyil House, Chelad P.O., Kothamangalam.

w) Shri. George, aged 37 years, son of Abraham, Panthappillil House, Chelad P.O., Kothamangalam.

All the above persons have accepted the appointment and agreed to be the trustees.

9. Board Of Trustees

The above named Trustees shall constitute the Board of Trustees and shall be Trustees until new Trustees are appointed by the Managing Committee of the Church. On the death or resignation of a Trustee, the Managing Committee shall appoint a person as a Trustee in place of the deceased or resigned. All elected members of the Managing Committee of the Church shall be Trustees of the Trust.

If a person's membership in the Managing Committee of the Church is ceased due to death, resignation or removal for whatever reason, his position as Trustee shall also be ceased automatically.

10. Meeting of The Board of Trustees

- a) The Board of Trustees shall meet as often as required or at least once in six months. The meeting shall be presided over by the Chairman. In the event of the absence of the Chairman, the meeting will be presided over by a Trustee, chosen by the Trustees present at the meeting of the Board of Trustees.
- b) The quorum for the meeting shall be 1/2 of its members or 3 which ever is less. All questions arising for decisions shall be decided by majority. At meetings the Chairman shall have a casting vote, in the event of equality of votes. The voting shall be by raising of hand.
- c) The decisions of the Board of Trustees shall be by a simple majority except in respect of matters for which it is otherwise provided in this Deed. Decisions can be taken by the Trustees by circulation among all the Trustees, provided that a meeting shall be necessary, if circulation is objected to by any Trustees.
- d) The decision of the Board of Trustees shall be recorded in a minutes book, by the Secretary and shall be signed by all the Trustees who attended the meeting. Any Trustees who is out of station or unable to attend the meeting may communicate his acceptance of any decision or otherwise in writing. Photostat copies of the minutes shall be supplied to any trustees on written request.
- e) Ordinarily three clear days notice shall be given for the meeting of the Trustees. However, in case of emergency, a meeting may be convened in shorter notice in writing or orally.

The meeting shall be called and notice for the same shall be given by the Secretary. The Secretary shall be bound to call a meeting if requisitioned by at least 9 Trustees. If the secretary fails to call the meeting within 15 days from the date of receipt of such notice, the requisitioning Trustees shall be competent to call the meeting themselves. In such a meeting the matters for discussion shall be confined only to the agenda for which the notice has been given.

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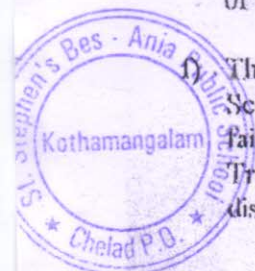
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- g) It shall be permissible to invite a non-trustee for a meeting of Trustees to help the Trustees in taking decisions. But the invitee shall not be entitled to vote in decision making.

11. Management

The Trust shall be managed by a Board of Directors consisting of a Chairman, a Secretary, three Directors duly nominated from the Board of Trustees and the Trustees of the Church as per Clause 12 given below.

12. Constitution of the Board of Directors

- a) The Board of Trustees shall nominate a Chairman, a Secretary and three Directors as members of the Board of Directors. The Trustees of the Church ('Kaikkaranmar') shall also be members of the Board of Directors for the respective periods of their Trusteeship of the Church.
- b) The Board of Directors shall be in office until a new Board of Directors is appointed by the Board of Trustees.
- c) The Chairman and any Director of the Board shall be removed on the recommendation of the Board of Directors by a Special resolution passed in the meeting of the Board of Trustees with a two third majority of its members present, if it is found that his activities are not conducive to the interest of the Trust or if he fails to comply with the decisions taken by the Board of Directors. The concerned Chairman or Director shall be given an opportunity of being heard by the Board of Trustees before his removal.
- d) Any vacancies arising due to resignation, death, removal or if any Director becomes the Trustee of the Church shall be filled by the Board of Trustees. The person so nominated shall hold office for the remaining period of the original term.

13. Powers of the Board of Directors

- a) To build on, pull down, rebuild, add to, alter, repair, improve, construct or reconstruct any buildings or premises for the use of the Trust or any institution under its management with the permission of the Board of Trustees.
- b) To expend the funds of the Trust as per the budgets approved by the Board of Trustees.
- c) To enter into contracts on behalf of the Trust.
- d) To draw, make, accept, indorse or otherwise deal with promissory notes, cheques, bills of exchange, bills of lading, rail receipts and other negotiable or transferable instruments and securities, and to issue or grant receipts, releases, discharges and other acquitances.
- e) To prepare and adopt budgets and supplementary budgets.
- f) To refer all disputes and differences to arbitration and to observe and perform the awards.
- g) To form Committees and Sub-committees for specific purpose or purposes and delegate all or any of their powers to any such committees, sub-committees, or any of the officers.

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Markose Alias

Babu Mathew



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14. Meeting of the Board of Directors

- a) The Directors shall meet as often as required or at least once in three months. The meeting shall be presided over by the Chairman. In the event of the absence of the Chairman, the meeting will be presided over by a Director, chosen by the Directors present at the meeting of the Directors.
- b) The quorum for the meeting shall be four. All questions arising for decisions shall be decided by majority. At meetings the Chairman shall have a casting vote, in the event of equality of votes. The voting shall be by raising of hands.
- c) The decisions of the Meeting of the Directors shall be by a simple majority except in respect of matters for which it is otherwise provided for in this Deed. Decisions can be taken by the Directors by circulation among all the Directors, provided that a meeting shall be necessary, if circulation is objected to by any Director.
- d) The decisions of the Meeting of the Directors shall be recorded in a Minutes Book by the Secretary and shall be signed by all the Directors who attend the meeting. Any Director who is out of station or unable to attend the meeting may communicate his acceptance of any decision or otherwise in writing. Photostat copies of the Minutes shall be supplied to any Director on written request.
- e) The date, time and the agenda of the meeting shall be decided by the Secretary in consultation with the Chairman and notice for calling the meeting shall be issued stating the date, time and the agenda of the meeting by the Secretary. The venue shall be either at the Church or at the Office of the Trust.
- f) Ordinarily three clear days notice shall be given for the meeting of the Directors. In case of emergency, a meeting may be convened in shorter notice in writing or orally. However in the case of meetings to consider agenda as per clause 13 the Secretary shall give 15 days clear notice in writing to the Members.
- g) The meeting shall be called and notice for the same shall be given by the Secretary. The Secretary shall be bound to call a meeting if requisitioned by at least three Directors. If the Secretary fails to call the meeting within 15 days from the date of receipt of such notice, the requisitioning Directors shall be competent to call the meeting themselves. In such a meeting the matters for discussion shall be confined only to the agenda for which the notice has been given.

15. Seal

The Trustees may adopt a seal as the common seal of the Trust and provide for the manner in which the same may be affixed to any document, Deed or instrument to which the trust is signatory.

16. Powers and Functions of Chairman

The Chairman shall conduct the affairs and management of the Trust. The Chairman along with the Secretary is specifically authorised hereby to open and operate any type of accounts with any of the Scheduled Banks/Co-operative Banks in the locality. All Deeds and documents pertaining to the Trust Funds, shall be done by the Chairman. The Trust may sue or be sued in the name of the

Rev. Fr. Mathai Alakkara

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CHAIRMAN
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Chairman of the Trust. The Chairman may delegate any of his powers and functions to any of the Trustees.

The Chairman shall have the power:

- a) To appoint such employees and staff as may be necessary to carry on the day to day work and affairs of the Trust or any Institution under its Management and to fix their salary and emoluments and service conditions with the approval of the Directors and as per the regulations approved by the Board of Trustees.
- b) To take disciplinary action against the employees or members of the staff including the power to suspend, remove or dismiss them from service with the approval of the Directors.
- c) To plan, manage, administer and control the functions of any institutions under its management subject to the overall control of the Board of Directors.

17. Secretary

- a) There shall be a Secretary who will be nominated by the Board of Trustees and shall exercise such powers in such manner as decided upon by the Trustees from time to time.
- b) in case of death, resignation or removal of the Secretary, another Trustee shall be elected for the vacant post by the Board of Trustees. The person so elected shall hold office for the remaining period of the original term.
- c) The Secretary may be removed from the post by 2/3rd majority decision of the Board of Trustees


18. Powers and Functions of Secretary


- a) The Secretary shall be responsible for calling the meeting of the Trustees and Directors. He shall maintain the Minutes book wherein all the decisions of the meetings of the Trustees and the Directors are to be recorded. He shall be responsible to make correspondence on behalf of the Trust in the day to day affairs of the trust in the manner authorised by the Chairman of the Trust.
- b) The Secretary shall authorise payments of the Trust expenditure including Capital expenditure approved by the Chairman and as per the budget approved by the Board of Trustees.
- c) The Secretary shall be responsible to keep the regular accounts of the Trust money and shall open and operate along with the Chairman any type of accounts with any of the Scheduled Banks/Co-operative Banks in the locality. He shall get the accounts audited by the Internal Auditors of the Trust quarterly and the Annual accounts audited by the Chartered Accountant.
- d) All the collections of the Trust shall be deposited in the Bank account of the Trust. The Board of Trustees shall fix from time to time, according to the needs of the Trust, the maximum amount of cash which can be kept with the Secretary at any given time.
- e) He shall present quarterly audited accounts of the Trust at the Board of Directors Meeting within one month of the close of each quarter and the audited Annual accounts within two months of the closing of the Accounting year.

Rev. Fr. Mathai Alakkara

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- f) He shall present and get the approval of the Annual audited accounts of the Trust at the meeting of the Board of Trustees and the General Body of the Church within a reasonable time of the close of the Financial year.
- g) He shall prepare the budget of Income and Expenditure including Capital expenditure for each Financial year in consultation with the Chairman and the same shall be presented for approval of the Board of Directors and Board of Trustees before the commencement of the Financial year.

19. Reimbursement of Expenses and Remuneration

All Trustees shall be entitled to receive and be paid out of the Trust Fund, all out of pocket, including traveling and other expenses reasonably and legitimately incurred by them in connection with Trust matters.

20. Framing of Rules and Regulations

The Trustees, from time to time, shall frame such rules and regulations for the management and administration of the Trust as they deem fit and proper and alter or vary the same from time to time to make new rules and regulations, provided such rules and regulations shall not be inconsistent with any of the provisions of this Deed.

21. Accounts of the Trust

- a) The Trust shall maintain proper and regular accounts and such books of accounts shall be kept at the Office premises. Each Trustee shall have the right to inspect such books of accounts during Office hours. The quarterly accounts of the Trust shall be audited by the Internal Auditor and presented to the Board of Directors within one month of the close of the quarter. The Annual accounts shall be audited by a Chartered Accountant or a firm of Chartered Accountants who shall be appointed by the Church.
- b) The Annual audited accounts of the Trust shall be presented for approval of the Board of Directors, Board of Trustees and the General Body of the Church within a reasonable period of the close of the Financial year.

22. Financial Year

The financial year shall comprise of 12 months from January 1 of the year to and including the 31st December of the same year. Provided, the 1st Financial year of the School shall commence from the date of these presents and would end on 31st December, 1999.

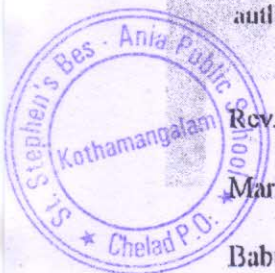
23. Indemnity

The Trustees shall be kept fully indemnified and harmless by the Trust against any loss or liability arising anything against them from anything done by them in good faith, pursuant to the power and authority conferred on them by these presents.

Rev. Fr. Mathai Alakkara

Markose Alias

Babu Mathew



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24. Duration of the Trust

The creation of the Trust is irrevocable and its duration perpetual and permanent subject to other residuary clauses of this Deed.

25. Amendment

Amendment to any of the provisions of this Deed shall be done only with the approval of the General Body of the Church. However, there shall be no amendment or addition to this Deed without the previous permission in writing of the Commissioner of Income Tax having jurisdiction over the Trust.

26. Dissolution Clause

In the event of dissolution or winding up of the Trust, the assets remaining as on date of the dissolution shall under no circumstances be distributed among the Trustees. But the same shall be transferred to the Church or as per the law prevalent in force.

This Trust Deed will be registered at Sub Registry Office, Kothamangalam.

27. Acceptance of the Trust

The First Trustees above named in para 9 accept this Deed.

IN WITNESS WHEREOF the Settlor has executed on pages 1 to 12 of this Trust Deed in the presence of witnesses attesting hereunder at Kothamangalam on this the Twelfth day of April, One thousand Nine hundred and Ninety nine..

SETTLOR: For and on behalf of Thekkilakkattu Bes-ania Church, Chelad

Signed by the Vicar, Rev. Fr. Mathai Alakkara

Signed by the Trustee of the Church, Markose Alias

Signed by the Trustee of the Church, Babu Mathew



CHAIRMAN
St. Stephen's
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WITNESSES:

1. Suni Joseph, S/o Joseph, Kochuparambil, Angady.
2. Document prepared by Licence No. EDA 182,
K.I. Thomas, S/o Ittan, Thalayattuthottathil, Thankalam.

PRINCIPAL
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Document printed. Corrections Nil.

Rev. Fr. Mathai Alakkara

Markose Alias

Babu Mathew

DISTRICT EDUCATIONAL OFFICER
KOTHAMANGALAM