

Docr: 20/IV/2010.



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C 884350



TRUST DEED

15.01.2010. This DEED OF TRUST executed on this Fifteenth day of January Two Thousand Ten by ST.JOSEPH EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI, ARPOOKARA, KOTTAYAM District, Pin.686008, with registered office at Josephine Sisters,

Rev.Sr.ROSMIN (SETTLER) *Sr Rosmin*

Trust Capital Rs. 10000

fee Rs. 20
100

RS 122/-

No. 7063 Rs.1000/-Sr.Rosmin, Josephine Sisters, Villoomni, Arpookara
15.01.2010

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Villoonni, Arpookara, KOTTAYAM District, Kerala State, represented by its Superior General Rev.SR.ROSMIN CHEMMARAPALLIL, Identity Card No.ZMG 0041194 aged Fourty One years, nun, daughter of Joseph, Chemmarappallil residing at Josephine Sisters, Villoonni, Arpookara, KOTTAYAM District, Pin.686008, Kerala State, herein after refered to as the 'SETTLER'.

IN FAVOUR OF Rev.SR.ROSMIN CHEMMARAPPALLIL, aged 40 years, Nun, Daughter of Joseph Chemmarappallil, I.D.No.ZMG 0041194 Manager of St.Joseph's English Medium School, Villoonni, Arpookara, KOTTAYAM District residing at Josephine Sisters, Villoonni, Arpookara, Kottayam District, Pin.686008 as the 'TRUSTEE' OF THE TRUST.

WHEREAS JOSEPHINE SISTERS, VILLOONNI, have been rendering humble and selfless service to the society without discrimination of cast or creed by way of undertaking various charitable activities;

WHEREAS the council of Josephine Sisters Villoonni, has made the decision in its meeting held on 01.12.2009 to form a new Trust in order to undertake educational religious, social and charitable activities envisaged by the congregation in a more effective manner.

Rev.Sr.ROSMIN (SETTLER)

Sr Rosmin

No.16045 Rs.100/-Sr.Rosmin, Josephine Sisters, Villoonni, Arpookara
15.01.2010

Sr Rosmin
C. V. Samethy
Remapuram Vando

भारतीय गैर न्यायिक

पचास
रुपये
रु.50



FIFTY
RUPEES
Rs.50

INDIA NON JUDICIAL

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WHEREAS JOSEPHINE SISTERS VILLOONNI, and the institutions under it are governed by the various provisions of the code of Canons of the Zero Malabar Catholic Church and its rules and regulations.

WHEREAS the Council of Josephine Sisters, Villoonni is desirous of reducing the terms and conditions of the declaration of settlement in trust into writing and to have the same evidenced by this Deed of TRUST.

NOW THIS DEED OF TRUST WITNESSES AS FOLLOWS:-

1. Name of the Trust:-

The name of the Trust shall be ST.JOSEPH EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI, ARPOOKARA, KOTTAYAM.

2. Status of the Trust:-

ST.JOSEPH'S EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI belongs to the Congregation of Josephine Sisters, Villoonni, Arpookara, Kottayam.

Rev.Sr.ROSMIN (SETTLER)

Sr. Rosmin

No. 16046 Rs.50/-Sr.Rosmin, Josephine Sisters, Villoonni, Arpookara
15.01.2010

S. V. Sumanth
S. V. Sumanth
Rameswaram Vanda



3. **Registered office:-**

The registered office of the Trust shall be at JOSEPHINE SISTERS VILLOONNI, ARPOOKARA, KOTTAYAM District, Pin.686008, Kerala State. The Registered office of the Trust may be shifted to any Other place in India as may be decided by the Board of Trustee of the ST.JOSEPH EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI, ARPOOKARA from time to time.

4. **Area of Operation:-**

The area of operation of the Trust shall be within the territory of India.

5. **Objects of the Trust:-**

The objects for which the Trust is established are as follows:-

- a) To provide education and training to the members of the society, without discrimination of caste or creed, adequate to meeting the challenges of modern society by establishing and running educational institutions of all categories such as schools, colleges, professional and technical institutions.
- b) To render health care services, including establishment and running of hospitals, dispensaries, mobile health care units and conducting awareness programmes on health care, maintaining orphanages, old age homes and;
- c) To devise and implement schemes for alleviating poverty, especially of the rural poor, through awareness generation, self-help Schemes, employment generation, etc.
- d) To start, establish and equip educational or charitable institution for the diffusion of useful knowledge, cultural, scientific, technical or social, and to apply for and obtain for them, wherever necessary, either recognition from the government or university, educational or other authorities as the case may be;
- e) To establish homes for the aged and destitute, especially for women, irrespective of caste, creed or community;
- f) To establish day care centres for the aged.
- g) To provide training and education to mentally retarded and handicapped children irrespective of caste and creed and to rehabilitate them;
- h) To conduct social welfare training and rehabilitation programmes for the benefit of poor women and children;
- i) To promote the message of love, moral values, non-violence and universal brotherhood;
- j) To impart training in the field of health, science and technology to increase the employment potential of the youth;
- k) To establish and maintain institutions for study and research in emerging fields of science and technology;
- l) To establish, organise, assist, subsidise and/or take over educational and training institutions for the benefit of the public and students in particular;

- m) To offer full-time, part-time and short-term programmes to upgrade the technical skills of the young and talented;
- n) To establish and manage professional institution, boarding houses, hostels, libraries, etc. for the purpose of spreading education;
- o) To organize, provide and maintain facilities for holding lectures, seminars, classes, studies, courses of work, examination and tests and conferment of Degree, Diploma and certificates for professional studies, training or other attainment and holding of competitions in connection with professional subjects;
- p) To arranging for, and give, awards and prizes, and to provide, establish, institute, administer, conduct and undertake grants, scholarships, research fellowships and other benefactions;
- q) To print, publish and distribute reports, journals, periodicals and other relevant literature intended to promote the objectives of the Trust;
- r) To promote entrepreneurial skill among the youth;
- s) To assist the placement of the educated unemployed;
- t) To collaborate with individuals, institutions or organizations within India or abroad for the furtherance of any or all of the objectives of the Trust;
- u) To develop, extend, improve or alter and equip all the works and activities of the Trust in such a manner as the Board of Trustees may deem fit;
- v) To do all such other lawful acts, deeds and things as the Trust may consider incidental or conducive to the attainment of any of the objective of the Trust.

6. Ways and Means:-

In order to attain the above said aims and objects, the Trust shall be at liberty to accept contributions and donations, whether in cash or in kind by way of any movable and/or immovable properties, including from NRI/FC.

7. Board of Trustees:-

The Trustees shall collectively be called the Board of Trustees, hereinafter referred to as the Board. The overall administration, management and control of the Trust shall vest in the Board. The Board shall function as per the provisions of the statutes, rules and regulations of the Zero Malabar Catholic Church. The Superior General of Josephine Sisters, Villoonni, Arpookara, Ex-Officio Member, shall be the Chairman of the Board. The Board shall elect from among themselves a secretary and a Treasurer. The following are the members of the present Board:

Board of Trustees

1. The Superior General of Josephine Sisters Villoonni, Arpookara, Kottayam District. the present incumbent being Rev.Sr.Rosmin Chemmarappallil residing at Josephine Sisters, Villoonni, Kottayam, Pin.686008.
2. The Administrator of St.Josephs English Medium School Villoonni, Arpookara, the present incumbent being Rev.Sr.SOPHY MARIA residing at Josephine Sisters Villoonni, Arpookara

3. The Secretary of Josephine Sisters Villoonni, the present incumbent being Rev.Sr.LISS MARIA residing at Josephine Sisters, Villoonni, Arpookara.
4. The Procurator of Josephine Sisters Villoonni, the present incumbent being Rev.Sr.MARIA PARATHANAL residing at Josephine Sisters, Villoonni, Arpookara
5. One member nominated by the council of Josephine Sisters Villoonni, the present incumbent being Rev.Sr.Asha Panthirunazhikandathil residing at Josephine Sisters, Villoonni, Arpookara.

The tenure of office of all nominated and elected members of the Board shall be three years, They are, however eligible for renomination.

8. **Powers and duties of the Board:-**

The Board shall have the following powers and duties:-

- a) To organize, administer and control the activities and programmes of the Trust, Trust properties, the institution established by and belonging to the Trust or under its management.
- b) To chalk out ways and means to raise funds by donation or otherwise for financing the programmers in fulfillment of the objectives of the Trust and executing them.
- c) To borrow amount or to take loan from Banks, financial institutions or other institutions, with or without interest for any object of the Trust. Loan can be raised from Banks/FIs by executing necessary Documents by the authorised trustees as per the resolution.
- d) To purchase or otherwise acquire for the Trust, any property whether movable or immovable, at such price and on such terms and conditions, as the Board thinks fit the Board shall have power to sell or otherwise dispose of or mortgage any of the properties of the Trust at any price and such terms and conditions as the Board thinks fit, in the best interest of the Trust
- e) To acquire by gift, purchase, hire, exchange, lease, or otherwise, suitable land, vacant or with buildings, and to build or acquire buildings, furniture, equipment vehicles etc.
- f) To sanction funds for meeting the expenses of the Trust and its activities and also to grant scholarships and to provide funds for the poor students.
- g) To appoint or employ such staff as may be necessary for efficient management of the institutions owned and run by the Trust, and to prescribe duties of, and to take, where necessary, disciplinary action against, any of the employees of the Trust.
- h) To institute, conduct, defend, compound and abandon any legal proceedings by or against the Trust.

- i) To appoint auditors for scrutiny of accounts and to make reports thereon.
- j) The Board shall have the power to rent out/lease out the Properties of the Trust and also to take on rent, lease or hire purchase , any items required for the satisfactory fulfillment of the object of the Trust on such terms and conditions as decided by it.
- k) The Board shall have the Power to execute Equitable Mortgage of properties or creating Equitable Mortgage of lease hold right in order to raise loan from Banks/FIs by way of depositing title Deeds of the properties owned by the Trust.

9. **Meeting of the Board:**

- a) The Board shall meet as often as required, but shall meet at least once in a month;
- b) There shall be at least 3 day's notice for the meeting of the Board;
- c) The quorum for the meeting shall be one-third+1 of the Strength of the Board;
- d) All decisions of the Board shall be taken by majority votes and all major decisions and policy matter shall be subject to the approval of the Council of Josephine Sisters Villoonni, Arpookara.

10. **Chairman :-**

The Chairman of the board shall be the Superior General of Josephine Sisters Villoonni, Arpookara. The chairman of the board shall be the overall in-charge of the Trust. The activities of the Trust shall be conducted by her under the general supervision and guidance of the Boards. She shall also preside over the meetings of the Board.

11. **Secretary:-**

The secretary of the board shall be elected from the Trustees. The responsibility of the secretary shall include convening the meeting, preparing minutes, assisting the Board in its correspondence, liaising with the Government and other agencies.

12. **Treasurer:-**

The responsibilities of the Treasurer shall include the following:

- a) Maintaining the accounts of income and expenditure of JOSEPHINE EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI, ARPOOKARA.
- b) Preparing monthly/yearly accounts and furnish them with the approval of the Board to the Council of Josephine Sisters Villoonni.
- c) Producing the accounts and related documents of ST.JOSEPH'S EDUCATIONAL AND CHARITABLE TRUST before the auditors and get the accounts audited.
- d) Maintaining all records related to financial and property matters of ST.JOSEPH'S EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI, ARPOOKARA.

13. Trust Fund:-

The Trust Fund is Rs. 1000/- (Rupees One Thousand Only) which the settler has made over to the Trustees to hold the same together with all additions and accretions thereto and all properties that may be acquired by purchase, lease, gift, donation or otherwise and shall be the subject matter of the Trust (hereinafter called the Trust Fund) for the objects and on the terms and conditions contained herein.

14. Income derived out of Trust Fund:-

The income of the Trust shall be used solely for the promotion of the aims and objects of the Trust and no portion thereof shall be paid or transferred directly or indirectly, by dividend, bonus or otherwise by way of profit to the Trustees. However, all expenses incurred by the Trustees to discharge their duties as Trustees shall be met from the Trust Fund.

15. Investments:-

Investments of the Trust Fund shall be made only in accordance with the provisions contained in section 11(5) of the Income Tax Act, 1961.

16. Bank Accounts:-

The Trust shall maintain bank account(s) approved by the Board and shall be operated jointly by persons as authorized by the Board.

17. Financial year:-

The financial year of the Trust shall be 1st April to March 31st of the succeeding year.

18. Annual Meetings of the Board:-

A meeting of the Board, called the Annual Meeting, shall be held not later than the 30th day of June every year. The treasurer of the ST. JOSEPH'S EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI, ARPOOKARA, is responsible for getting the audit report and financial statements of the Trust sufficiently early and to place such reports before the Annual Meeting of the Board.

19. Saving Clause:-

It is expressly declared that this is a charitable Trust and that no part of the Trust Fund or its income shall be applied for any purpose other than charitable in nature.

20. Indemnity:-

Every constituent of the Board shall be indemnified out of the funds of the trust against all expenses and losses incurred by them in the discharge of their duties and also such loss or damage which has incurred not through their willful neglect or default.

21. Amendments :-

The Board shall have, in consistency with the aims and objectives of the Trust, as herein before set out, the power to add, amend, repeal or modify any of these rules, by a 2/3 majority, and with the approval of the COUNCIL OF JOSEPHINE SISTERS, VILLOONNI, ARPOOKARA, and also subject to the prior approval of the commissioner of Income Tax, Kottayam.

22. Revocability:-

ST. JOSEPH'S EDUCATIONAL AND CHARITABLE TRUST, VILLOONNI, ARPOOKARA, created by this Deed of Trust shall be irrevocable in nature.

23. Dissolution:-

When the Board feels that in the best interest of the public it is better to wind up the Trust and the objects of the trust can better be achieved by some other manner, they shall submit the proposal to the Superior General of Josephine Sisters Villoonni and the decision, and action shall be taken according to her directions. If the decision of the Superior General is to wind up the Trust, the assets remaining after satisfying the liabilities of the Trust shall be transferred to any Trust/Charitable institution with similar aims and objectives of the Trust duly registered under the then prevailing laws and which function under the control of the JOSEPHINE SISTERS, VILLOONNI, ARPOOKARA., or in the absence of such a Trust/Charitable institution, to the Government.

IN WITNESS WHERE OF the settler has set his hand to this Deed of Trust at PALA on the day of month and year first above written in the presence of the following witnesses and wish to get it registered in the Sub Registry Office MEENACHIL.

Rev.Sr.ROS.MIN (SETTLER)

Sr Rosmin

Witnesses :-

1. SR.SOPHY MARIA
Josephine Sisters Villoonni
Arpookara
2. SR.MARIAPARATHANAL
Josephine Sisters Villoonni
Arpookara

Attest to Sr. Sophy Maria

Sr maria

Prepared by Jose Thomas
Pandiyamackal
Advocate, Pala
Roll No.K.551/79

Jose Thomas

This document is computer printed
Corrections Nil.

Rev.Sr.ROSMIN (SETTLER)

Sr Rosmin