



बिहार BIHAR

4002
29.12.10

F 240804

महाराष्ट्र शासन द्वारा जारी किया गया सार्वजनिक भूदान पत्रिका नं. 4002/10

2 500/500 = 1000 -

विहार सरकार

जिला निबंधन कार्यालय, मुजफ्फरपुर

38

दिनांक 04/01/2011 को श्री/श्रीमती गो० शहनवाज

द्वारा यह दस्तावेज निबंधन हेतु उपस्थापित किया गया। इसमें रु० 1100/- मुद्रांक शुल्क एवं रु० 400/- निबंधन तथा अन्य शुल्क का भुगतान किया गया। असाध्य प्रमाण पत्र प्राप्त। जिन लेखकों/लिखिकाओं को निमादन सूचित किया जाये तब उनके पदचानपत्रों के साथ, फोटो, अंगुलियों के निमन सेव के साथ ही भेजा जायेगा। इस दस्तावेज से 14 के रूप में पुस्तक से 1 के बिल्व से 1 के मुद्रांक से 8/11 तक CD 1 में आवेदन निबंधित एवं कुल 15 पृष्ठों में सम्पन्न किया गया।

दिनांक 04/01/2011

TRUST-DEED

This deed of Public Charitable Trust executed on this 4th day of January Two Thousand Eleven.

BETWEEN

MOHAMMAD SHAHNAWAZ Son of Mohammad Muniruddin, resident of Madarsa Chowk, Maripur, P.S. - Kaji Mohammadpur, Muzaffarpur (BIHAR) Pin- 842001 referred to as "THE SETTLER" of the Trust.

read the deed and execute that

04/01/2011

Serial No :
Token No : 177

Deed No :
of 2011

Type & Status
of Party

Name of Party

Mohammad Shahnawaz
04/01/2011

Photo

Thumb

Index

Middle

Ring

Little

"M.M.E.C. Trust"

Self

Signature of Party
Md. Shahanwaz



Signature of Party
Md. Shahanwaz

04/01/2011

Signature of Party
Md. Asif



Signature of Party
Md. Iftekhhar



Signature of Party
Md. Samsad



Identifier

Signature of Party

04/01/2011

पारा बंका कु २६२५५

४/१/२०११



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29.12.10

500 रु. सिर्फ़ स्टैम्प

संख्या क्र० F.240805

मुद्रांक पिछेरा

मो-41/72-73

मुद्रांक कार्यालय मुजफ्फरपुर

AND

1. **MOHAMMAD SHAHNAWAZ** Son of Mohammad Muniruddin, resident of Madarsa Chowk, Maripur, P.S. - Kaji Mohammadpur, Muzaffarpur (BIHAR) Pin- 842001

- Managing Trustee

2. **MOHAMMAD ASIF** son of Mohammad Nayeem, resident of Village- Chakahledad P.O.- Chainpur Bangra, P.S. - Mushari, Dist.- Muzaffarpur, (Bihar)

- Trustee

3. **MOHAMMAD IFTEKHAR** Son of Mohammad Kasim resident of Village - Gopinathpur, P.O.- Mahima Gopinathpur, P.S. - Kathaiyan District- Muzaffarpur (BIHAR)

- Trustee

Hereinafter jointly referred to as "**THE TRUSTEE**" (which expression shall, unless excluded by or repugnant to the context, be deemed to include the trustee or trustees for the time being of these presents and their successors in office) of the other part.

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the deed and executed
Md. Asif 4-1-2011
Sushil Kumar
Rajeshwarpur
Boharaia
Boharaia
Muzaffarpur
4-1-11

Whereas the settler is a reputed personality of the locality desired to establish a trust for public charitable objects of running educational institutions.

AND whereas it is necessary to get the trust deed registered and declared the objects and terms of the public charitable trust, constituted under these presents.

Now this indenture witnesseth as follows:

CREATION OF TRUST:

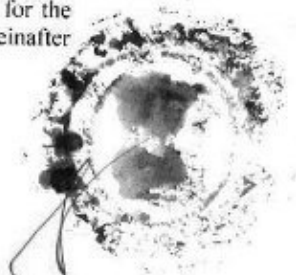
1. That, in order to effectuate his aforesaid desire, the settler set apart and handed over to the trustees Rs. 100000/- (Rupees : One Lac Only) as on 8th March, 2010 as initial donation (hereinafter called the "Trust Fund" which expression shall include cash and any other property or investments of any kind whatsoever into which the same or any part thereof might be converted, invested or varied from time to time or which may be acquired by the trustees or may come to their hands by virtue of these presents or by operation of law or otherwise howsoever in relation to these presents) are held and stood possessed by the trustees for the trust subject to the powers, provisions, agreements and declarations hereinafter contained hereto in this deed.

2. NAME : The Name of the trust shall be "MOSTAKIMA AND MUNIRUDDIN EDUCATIONAL & CHARITABLE TRUST" in short it will be known as "M.M. E. C. TRUST"

3. PLACE OF OFFICE : The principal place of office of the trust is presently situated at Madarsa Chowk, Mohalla - Maripur, P.S.- Kaji Mohammadpur Muzaffarpur (BIHAR) The trust may, however, open its office/ sub-offices/ Branches at places as may be considered necessary by the Board of Trustees from time-to-time.

Bahar 03/04/2011

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सही मा. अ. 4.1.2011
4.9.2011



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मा. अ. 4.1.2011
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4. OBJECTS:

A. That the **MAIN OBJECTS** for which this trust is established are:

- (a) To establish, run, support, develop and ~~maintain~~ educational Institutes, schools, colleges, Coaching centre for various competitive Examinations, tests and interview, vocational and professional training institute, computer institute, management Institute, libraries, reading rooms, universities, laboratories, research and other institutions of the like nature in India, for use of the students and the staff and also for the development and advancement of education and diffusion of knowledge amongst the public in general.
- (b) To establish, maintain and run studentships, scholarships and render other kind of aid to students including supply of books, stipends, medals and other incentives to study, without any distinction as to caste, color, race, creed or sex.
- (c) To promote, establish, support, maintain or grant aid to institutions for the promotion of science, literature, music drama and fine arts and for the research and other Institutions in India having similar objects for the benefit of the public in general.
- (d) To establish, maintain or grant aid for the establishment and/or maintenance of hostels, boarding houses, parks, gardens, gymnasiums, sports clubs, solar parks for all round development of students.
- (e) To establish, maintain or grant aid to establishments for the purpose of education and help to the poor, needy and destitute people, orphans, widows and aged persons and to educate them for better life and prosperity.
- (f) To establish and develop educational institutions for the physically handicapped and disabled or mentally retarded persons and to provide them education, food, clothing or other help.
- (g) To grant aid or render assistance to other public educational trusts or institutions and to undertake any activity of charitable nature for the sole purpose of education, training and research.
- (h) To undertake spread of education in all its aspects and particularly promote technical and medical education at all levels.
- (i) The trust will undertake promotion of international brotherhood and understanding through establishment of educational institutions in other countries.

B. INCIDENTAL AND ANCILLARY OBJECTS:

In furtherance of the above objects and other objects hereinafter contained in this deed the trustee may do the following acts deeds and things:

- (i) To apply the whole or part of the income or whole or part of the corpus of trust fund for one or more of the objects of the trust. Provided that not withstanding 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

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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 or modification thereof under any other Act, Governing Taxation for the time being in India.

(ii) BANK ACCOUNT:

To open account with any Bank or Post-Office in the name of the trust and/or in the name of the said educational institutions or other establishments and/or otherwise as may be decided by the founder trustees from time to time and to operate such account and to give instructions to the bank or post office from time to time as the founder trustees may think necessary. Any trustee/ trustees, as authorized by the founder trustees in its meeting, jointly or singly will be competent to exercise the powers contained in this clause.

(iii) The trustees may out of the corpus of the subject matter of the trust spend such sale/proceeds or any part thereof and appropriate such money or part thereof for laying out, erecting and furnishing and building of Educational Institution, libraries, research institute or for incurring any capital expenditure as may be resolved upon by three-fourth majority 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. of the Educational institutions, and/or other establishments.

(iv) To apply for State aids, Govt. grants, Foreign aids whenever necessary, and observe the rules and regulations that may be imposed upon them by state, Govt. and other regulatory bodies.

The object of the trust shall not be limited by the objects as contained herein above 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 which are not otherwise prohibited by law. Thus trustees may establish any business with an objective to utilize its profit only for its aims and objectives. However the ultimate objective of the trust will be solely education and training in any field.

C. ROLE & RESPONSIBILITIES OF TRUST/TRUSTEES :

In furtherance of the above objects and other objects hereinafter contained in this deed the role & responsibilities of the Trust shall be as under :

(i) To ensure that the school gets proper land, building, equipment, furniture and qualified staff at least as per the norms of the Board.

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 1. Debendra Choudhary
 2. Md. Aziz U. 1. 2011
 3. H/O SUNDAR K. 9. 2011

- (ii) To ensure that the school is run as a community service and not as a business and that commercialization does not take place in the school in any shape whatsoever.
- (iii) To ensure that the funds accruing from the school are spent for the benefit of the school and its expansion.
- (iv) To safeguard the autonomy of the principal and provide him/her total support except when the Principal goes against the established and clear directives laid down by the management.
- (v) To have control over the School Management Committee and shall approve the budget/ tuition fees and annual charges etc. for the school.
- (vi) To have control over any capital expenditure.
- (vii) To generate funds for the needs of the school whether it is recurring or non-recurring.
- (viii) To ensure that the school has the basic essential facilities such as laboratory Equipments, games and sports articles and other co-curricular activities, Library Books etc.
- (ix) To ensure that the school is running as per the provisions of the Education Act/affiliation norms and is providing quality education to the children and for this to take necessary steps as per its needs.

DONATIONS & CONTRIBUTIONS:

- 5. That the Trust Fund may be augmented by the income from the initial fund and also by donations and other contributions from time to time.

APPLICATION OF TRUST FUND:

- 6. That the Trust Fund shall not be applied for any purpose other than those specified in Para 4 hereinafter.

ACCOUNTS & AUDIT:

- 7. That the Trustees shall always maintain proper accounts of the Trust which shall be kept at the office of the trust. Annual accounts of the Trust shall be audited by a Chartered Accountant.

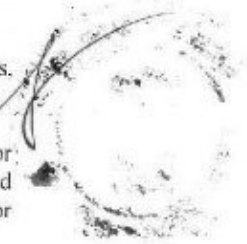
POWERS OF TRUSTEES :

- 8. That for the furtherance of the objects of the trust, the trustees shall have the following powers:
 - (a) To elect any one of the founder trustees to act as Managing Trustee for a period as may be decided by the Board of Trustees. Mohammad Shahnawaz shall be the first Managing Trustee.
 - (b) To fill the casual vacancy on post of Managing Trustee becoming vacant, by electing another founder trustee and he shall hold the post of Managing trustee up to the conclusion of the next Annual General Meeting.

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- (c) To constitute different committees like selection committee/departmental promotion committees for various categories of staff.
- (d) To lay down conditions of service as per norms of CBSE/Government and to approve promotion/ appointment/termination of the employees as well as to grant special increments or rewards to staff.
- (e) To accept any donation, contribution, grant or subscription in cash or in kind, from any person(s), body of persons or trust, with or without conditions.
- (f) To apply the whole or any part of the income of the trust, or the trust fund or accumulations thereto any one or more of the objects of the trust, as the trustees may, in their discretion, deem fit from time to time.
- (g) To convert and deal with the trust property and/or any investments for the time being.
- (h) To invest the Trust Fund in shares, stock or debentures or other securities and investments, in deposits with or loans to any company, bank, firm or any other person and to alter, vary or transpose such investments, from time to time at the discretion of the trustees.
- (i) To let out, demise any property comprising in the Trust Fund for such period and at such rent on such terms and conditions as the Trustees in their discretion may think fit.
- (j) To adjust, settle, compromise, compound, refer to arbitration, all actions, suits, claims, demands and proceedings regarding the trust fund.
- (k) To appoint constituted attorneys or agents and to delegate to such attorneys or agents all or any of the powers vested on them under these presents and from time to time remove such attorneys or agents and to appoint other or others in his or their place.
- (l) To appoint or make provision for the appointment of any person for the purpose of the administration of the trust in such manner and subjects to such rules and regulations as the Trustees to hold any fund or investment subjects to the provisions of this deed in such manner and subjects to such rules and regulations as the trustees may from time to time think fit.
- (m) To make, vary, alter or modify schemes, rules and regulations for carrying out the objects of the Trust and for the managements of the affairs thereof and/or running any institution in furtherance of the Trust and otherwise for giving effect to the objects of the trust.
- (n) To start, abolish, discontinue and restart any charity or charitable institutions for the benefit of general public and to impose any conditions to any subscriptions or donations made by them.
- (o) To set apart and/or allocate the whole or a part of the income or the corpus of the Trust Fund or part thereof for any of the objects of the trust.
- (p) To join, co-operate or amalgamate this trust with other or others having similar or allied objects, upon such terms and conditions as the trustees may in their

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discretion think fit, particularly having regard to and in conformity with the objects and nature of this Trust.

- (q) To give aid by way of donations out of the income ~~or the corpus of the Trust~~ Fund or otherwise, to different charitable institutions, societies, organizations or trust in India which may have been established for the like charitable purposes mentioned in these presents or any of them to enable such institution, societies, organizations or Trustees to start maintain, or carry out such charitable objects.
- (r) To settle all accounts and to compromise, compound, abandon or refer to arbitration any action or proceedings or disputes, claim demand or things as deemed proper for such purpose without being responsible for any loss occasioned thereby.
- (s) To borrow moneys either on the security of any property comprised in the Trust Fund or otherwise for all or any of the purposes of these presents, and it shall be lawful for the trustees to make such borrowings or payments of such interest and otherwise on such terms and conditions as they may in their absolute discretion think fit. (s) To apply to the government, public bodies, urban, local, municipal, district, and other bodies, corporation, companies, or presents for and to accept grant of money and of aid, donations gifts, subscriptions and other assistance with a view to promoting the objects of the Trust and to discuss and negotiate with the governments, public and other bodies corporations, companies or persons, scheme and other work and matters within the objects of the Trust and to conform to any proper conditions upon which such grants and other payments may be made.
- (t) To take over or amalgamate with any other charitable trust, society, association, or institution with similar objects.
- (u) To establish, promote, manage organize or maintain or to assist in establishing, promoting, managing, organizing, or maintaining any branch of the Trust or its branch with objects similar to those of this trust and to promote or carry on the affiliation or amalgamation of such other Trust with this Trust.
- (v) To take over, acquire, manage, control, or aid any existing institutions having objects either wholly or in part similar to the objects of this trust and on such terms and conditions as may be thought expedient.
- (w) To purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagement of any or more of the trusts, societies, institution or associations with which this trust is authorized to amalgamate.
- (x) To transfer all or any part of the property, assets, liabilities and engagements of this trust to any on or more of the trust, societies, institutions or associations with which this Trust is authorized to amalgamate.
- (y) To transfer and hand over the trust to any other society, corporation, institution, trust or organization of public charitable nature having similar objective on such terms and conditions as the Trustees shall in their absolute discretion think fit and proper to be held by the society,

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corporation, institution, Trust or organization with the power, provision, agreements and declarations, appearing and contained in these presents subjects to such modifications as may be necessary and consequent to such transfer of the trust fund. The Trustees for the time being of these presents shall become discharged from the trust hereof relating to trust funds so transferred.

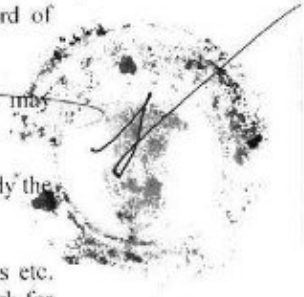
- (7) The trust may be dissolved by 3/4th. majority of the total strength at a special meeting convened for the purpose. If upon the dissolution of the trust there remains after satisfaction of all its debts and liabilities any property, whatsoever, the same shall not be paid to or distributed directly or indirectly to trustees or their relatives but shall be given to or transferred to some other society or fund or trust, to be determined by 3/4th majority in the event of any dispute arising among the trustees the adjustment of its affairs shall be referred to the Principal Court of Original Civil Court Jurisdiction of the district in which the chief building of the trust is situated, and the court shall make such order in the manner as it shall deem requisite.

9. POWERS & FUNCTIONS OF MANAGING TRUSTEES:

The Managing Trustee elected in terms of clause 8(a) and 8(b) shall be the chief functionary of the trust and shall be responsible for the following functions under the control and supervision of the founder trustees:

- (i) To keep a record of the proceedings of the Founder trustees, Board of trustees, General Meeting etc.
- (ii) To maintain a register of trustees/members with such particulars as may be determined by the board of trustees.
- (iii) To carry on correspondence on behalf of the trust and to have in custody the records and files of the trust.
- (iv) To establish contract, negotiate and conclude contract, arrangements etc. with outside agencies for taking assignments, projects and other work for and on behalf of the trust.
- (v) To prepare and present annual accounts of the Trust and to ensure annual audit of the accounts of the trust.
- (vi) To prepare and present periodically to the Board of trustees a true and correct picture of the expenditure of the trust.
- (vii) To look after the day to day functioning of the trust and will exercise powers under the direction and guidance of the founder trustees.
- (viii) To co-ordinate and exercise general supervision over all the activities of the trust.
- (ix) To do all other functions related to and incidentally thereof on behalf of the trust in terms of the broad guidelines of the board of trustees/ Founder trustees.
- (x) To execute the policy decisions of the Board of Trustees and founder trustees.

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M. A. Singh
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13.(a) A Trustee shall vacate his post of Trustee if:-

- (i) He is found to be of unsound mind by a court of competent jurisdiction.
- (ii) He applies to be adjudicated as insolvent
- (iii) He is adjudged as an insolvent
- (iv) He is convicted by a court of any offence involving moral turpitude and sentenced for not less than six months.
- (v) he absents himself from three consecutive meetings of the Board of trustees or from all the meetings of the Board of trustees for a continuous period of three months which ever is longer without obtaining leave of absence.
- (vi) he is removed by a decision of the Board of Trustees asking show cause for his activities against the interest of the Trust with the concurrence of the Board of Trustees and he does not reply or his reply is found to be unsatisfactory.

(b) The Board of trustees for the time being will be at liberty to appoint additional Trustees for such period on such terms as to retirement and re-appointment as the trustees for the time being consider proper.

(c) Any casual vacancy in the founder trustees shall be filled up by co-option by the remaining founder trustees. If the number of the founder Trustees shall fall below three, the trustees shall not except for the purpose of filling any vacancy, act so long number is below the said minimum.

RULES & REGULATIONS:

14.(a) The founder trustees may from time to time frame rules and regulations for the trust, educational institutions or other establishments, branches and/or divisions or otherwise.

(b) The founder trustees may from time to time frame rules and regulations for the conduct of the meetings of trustees. In the absence of such regulations:-

(i) Three-fourth number of trustees rounded to higher number subject to minimum two trustees shall form a quorum for a meeting of the trustees.

(ii) Resolution passed without any meeting of the trustees but by circulation there of and evidenced in writing under the hands of Three-fourth trustees shall be as valid and effectual as a resolution duly passed at a meeting of trustees.

(c) All matters will be decided mutually by the trustees by majority unless otherwise specifically required by these presents.

In computing the majority the fraction of half and above shall be rounded up to higher number and less than half will be ignored.

ACCOUNTING YEAR:

15. The accounting year of the trust shall be the financial year ending on 31st March every year.

IRREVOCABILITY:

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Md. Asif 4.1.2011
HRO Sultana 8.9.2011

16. The trust and the trust funds shall be irrevocable for all times.

OFFICE:

17. The office of the trust shall be situated at Muzaffarpur unless changed by the Trustees by three-fourth majority.

LEGAL PROCEEDINGS:

18. The Trust may be sued in the name of the trust.

AMENDMENT:

19. Save and except the clause - 4 on aims and objectives, clause-11 on binding and relaxations, clause-16 regarding irrevocability of the trust and Clause-6 regarding application of trust fund, amendment to this trust deed may be made for better management and administration of the trust keeping intact the basic structure of the trust by four-fifth majority of its total strength at a special meeting convened for the purpose.

In witness whereof the parties hereto have hereunto seen and subscribed their respective hands, on the day, month and year first mentioned herein above.

Solemnly affirm on this day of

WITNESSES:

Sushil Kumar
S/o Late Rajeshwari
Muhalle - Boahumpura
P.S. - Boahumpura
Muzaffarpur

Babnewaz
04/01/2011
1. MOHAMMAD SHAHNAWAZ
- Managing Trustee

Md. Asif
4.1.2011
2. MOHAMMAD ASIF
- Trustee

Md. Iftakhar
8.9.2011
3. MOHAMMAD IFTAKHAR
- Trustee

Certified that This deed has been
Prepared under my guidance.

Randhir Kumar
Deed Writer
A.No. 1102
Muzaffarpur



Babnewaz
04/01/2011
Md. Asif
4.1.2011
Md. Iftakhar
8.9.2011

Endorsement of Certificate of Admissibility

Admissible under Rule 5 : duly stamped (or exempted from or does not require stamp duty) under the Indian Stamp Act, 1899, Schedule I or I-A, No. 64. Also admissible under section 26(a) of the B. T. Act.

Stamp duty paid under Indian Stamp Act		Rs.	1100	Amt. paid by N.J. Stamp Paper -		Rs. 1000
Addl. Stamp duty paid under Municipal Act		Rs.	0	Amt. paid through Bank Challan -		Rs. 4704
		Registration Fee		LLR + Process Fee		Service Charge
FEE PAID	A1	4000 C	0 H1b	0 Ka1	0 Lii	0
	A8	0 D	0 H2	0 K1b	0 Liii	0
	A9	0 DD	0 I	0 K1c	0 Mb	0
	A10	0 E	250 J1	0 K2	0 Na	54
	B	0 H1a	0 J2	0 Li		0
				TOTAL-		4304
Total amount paid (Reg. fee+LLR, Proc+Service Charge) In Rs.						4604
Date :		04/01/2011				

Registering Officer
Muzaffarpur Sadar

Endorsement under section 52

Presented for registration at Registration Office, Muzaffarpur Sadar on Tuesday, 04th January 2011 by Md. Shahanwaz s/o Md. Muniruddin by profession Agriculture. Status - Trustee


Signature / L.T.I. of Presentant

Date : 04/01/2011

Registering Officer
Muzaffarpur Sadar

Endorsement under section 58

Execution is admitted by those executants and identified by the person (identified by Md. Samad age Sex M son/daughter of Habibul Rahman resident of Maripur, Ps- Kazi Mahammadpur, Dist- Muzaffarpur) whose names, photographs, fingerprints and signatures are affixed as such on back page / pages of the instrument.

Date .

Registering Officer
Muzaffarpur Sadar

Endorsement of Certificate of Registration under section 60

Registered in Book 4 of DSRO/ SRO Muzaffarpur having 15 pages, in the volume CD-1 and document no. of which is printed on the First Page of the document.

Date : 04/01/2011

Registering Officer
Muzaffarpur Sadar

Token No. 177 Year 2011 Sl.No. 161 SCORE Ver. 2.0 Deed No. 14 NIC-Bihar