

162/2014-15 XV

ಈ ದಸ್ತಾವೇಜು ಹಾಳೆಯನ್ನು ಕರ್ನಾಟಕ ಸರ್ಕಾರದ
ಆದೇಶ ಸಂಖ್ಯೆ ಕಂ 152 ಮುನೋಮು 2003
ದಿನಾಂಕ 09-05-2003ರ ಪ್ರಕಾರ ಮುದ್ರಿಸಲಾಗಿದೆ.

ಕರ್ನಾಟಕ ಸರ್ಕಾರ
Government of Karnataka

ದಸ್ತಾವೇಜು ಹಾಳೆ
Document Sheet



ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ
Registration and Stamps Department

ಬೆಲೆ : ರೂ. 2/-

ಈ ಹಾಳೆಯನ್ನು ಯಾವುದೇ ದಸ್ತಾವೇಜಿಗೆ ಉಪಯೋಗಿಸಬಹುದು
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ದಸ್ತಾವೇಜನ್ನು ಬರೆದುಕೊಟ್ಟ ದಿನಾಂಕ
Date of execution

ಪಾವತಿಸಿದ ಒಟ್ಟು ಮುದ್ರಾಂಕ ಶುಲ್ಕ ರೂ.
Total stamp duty paid Rs.

TRUST DEED OF AL-BARAKAH PUBLIC CHARITABLE

TRUST

This DEED OF TRUST is executed on this the day of 23rd day of October 2014 at Mangalore by:

- 1) MRS.NARGIS M. ASHRAF, W/O.Mr.Mohammed Ashraf, Aged 31 years, Residing at "Masha Allah" King Garden, Sacred Heart Convent Road, Valencia Majila, Mangalore – 575 002.
- 2) MRS.MUMTAZ, D/O.Mr.Shekabba K., Aged 50 years, Residing at "Haseena Manzil", Kuloor, Mangalore – 575 011.
- 3) MR.UNHA BEARY K., S/O.Late Abdul Khader Beary, Aged 73 years, Residing at "GHOUS MANZIL", Near M.J.Masjid, Bajpe Post & Village, Mangalore – 574 142.
- 4) MRS.ZUBAIDA UNHA BEARY, W/O.Mr.Unha Beary K., Aged 60 years, Residing at "GHOUS MANZIL", Near M.J.Masjid, Bajpe Post & Village, Mangalore – 574 142.

(Nos.1 to 4 hereinafter collectively called the "AUTHORS OF THE TRUST".

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Sub-Registrar
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Nargis
Mumtaz



ಕರ್ನಾಟಕ ಸರ್ಕಾರ
ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ
Department of Stamps and Registration

ಪ್ರಮಾಣ ಪತ್ರ

1957 ರ ಕರ್ನಾಟಕ ಮುದ್ರಾಂಕ ಕಾಯ್ದೆಯ ಕಲಂ 10 ಎ ಅಡಿಯಲ್ಲಿಯ ಪ್ರಮಾಣ ಪತ್ರ

ಶ್ರೀಮತಿ ನರ್ಗೀಸ್ ಎಮ್ ಅಶ್ರಫ್ ಕೋಂ ಮೊಹಮ್ಮದ್ ಅಶ್ರಫ್ , ಇವರು 1000.00 ರೂಪಾಯಿಗಳನ್ನು ನಿಗದಿತ ಮುದ್ರಾಂಕ ಶುಲ್ಕವಾಗಿ ಪಾವತಿಸಿರುವದನ್ನು ದೃಢೀಕರಿಸಲಾಗಿದೆ

ಪ್ರಕಾರ	ಮೊತ್ತ (ರೂ.)	ಹಣದ ಪಾವತಿಯ ವಿವರ
ನಗದು ರೂಪ	1000.00	ರಶೀದಿ ನಂ 5074 ಉಪನೋಂದಣಾಧಿಕಾರಿ ಕಛೇರಿ ಮಂಗಳೂರು ನಗರ 23/10/2014
ಒಟ್ಟು :	1000.00	

ಸ್ಥಳ : ಮಂಗಳೂರ ಟೌನ್

ದಿನಾಂಕ : 23/10/2014


Sub-Registrar
Mangalore City
ಉಪ-ನೋಂದಣಿ ಮತ್ತು ಯುಕ್ತ ಅಧಿಕಾರಿ
(ಮಂಗಳೂರ ಟೌನ್)



WHEREAS THE AUTHORS OF THE TRUST are desirous of creating and establishing a Charitable Trust to establish and administer an educational institution for the diffusion and imparting of education and in pursuance of the said desire, the AUTHORS OF THE TRUST have set apart a sum of Rs.6,00,000/-(Rupees Six Lakh Only) to be settled in Trust as corpus of the Trust for the objects hereafter set out subject to the terms and conditions more fully and particularly described and set out here in after :-

1. **CREATION OF THE TRUST** :-

The AUTHORS OF THE TRUST have transferred to the TRUST a sum of Rs.6,00,000/-(Rupees Six Lakh Only) for the fulfillment of the object of the trust morefully and particularly described and set out here under :

2. **OFFICE OF THE TRUST** :-

The Principal Office of the Trust for the time being shall be at Door No.1-N-6-T-441/3, Ground Floor, Zubaida Anum Building, Kottara Chowki, Mangalore. The Authors of the Trust / Board of Trustees are at liberty to transfer the Principal Office of the Trust to any other place at their discretion.

3. **BOARD OF TRUSTEES** :-

a) The above named AUTHORS shall be the Trustees and they shall constitute the First Board of Trustees of which AUTHOR No.1 shall be the Chairman/Managing Trustee and AUTHOR No.3 shall be the Secretary and AUTHOR No.4 shall be the Treasurer. If any one the said office bearers i.e., either the Secretary or the Treasurer resigns or ceases to be the Trustee the said post shall be co-opted by the remaining Trustees.



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1/11/15






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ಸಬ್ ರೆಜಿಸ್ಟ್ರಾರ್ ಮಂಗಳೂರ ಟೌನ್ ರವರ ಕಚೇರಿಯಲ್ಲಿ ದಿನಾಂಕ 23-10-2014 ರಂದು 01:31:05 PM ಗಂಟೆಗೆ ಈ ಕೆಳಗೆ ವಿವರಿಸಿದ ಶುಲ್ಕದೊಂದಿಗೆ

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1	ನೋಂದಣಿ ಶುಲ್ಕ	200.00
2	ಸ್ಯಾನಿಂಗ್ ಫೀ	560.00
	ಒಟ್ಟು :	760.00

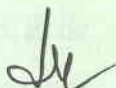
ಶ್ರೀಮತಿ ನರ್ಗಿಸ್ ಎಮ್ ಅಶ್ರಫ್ ಕೋಂ ಮೊಹಮ್ಮದ್ ಅಶ್ರಫ್ ಇವರಿಂದ ಹಾಜರ ಮಾಡಲ್ಪಟ್ಟಿದೆ

ಹೆಸರು	ಫೋಟೊ	ಹೆಚ್ಚಿಟ್ಟನ ಗುರುತು	ಸಹಿ
ಶ್ರೀಮತಿ ನರ್ಗಿಸ್ ಎಮ್ ಅಶ್ರಫ್ ಕೋಂ ಮೊಹಮ್ಮದ್ ಅಶ್ರಫ್			


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Mangalore City

ಬರೆದುಕೊಟ್ಟಿದ್ದಾಗಿ ಒಪ್ಪಿರುತ್ತಾರೆ

ಕ್ರಮ ಸಂಖ್ಯೆ	ಹೆಸರು	ಫೋಟೊ	ಹೆಚ್ಚಿಟ್ಟನ ಗುರುತು	ಸಹಿ
1	ನರ್ಗಿಸ್ ಎಮ್ ಅಶ್ರಫ್ ಕೋಂ ಮೊಹಮ್ಮದ್ ಅಶ್ರಫ್ . (ಬರೆದುಕೊಡುವವರು)			
2	ಮುಮ್ಮಾಜ್ , ಶೇಕ್ಬು ಕಿ ರವರ ಮಗಳು . (ಬರೆದುಕೊಡುವವರು)			


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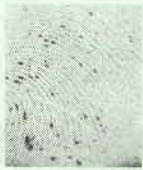



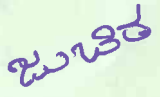


- b) That the chairmanship and Managing Trusteeship shall change once in every 2(two) years. If the Chairman desires to resign or ceases to be the chairman during the pendency of her tenure then the post of Chairmanship maybe filled by other Trustees by election among themselves or by unanimous consent. The post of the Treasurer and Secretary shall change once in 2(two) years.
- c) That the Authors of the Trust shall function as First Board of Trustees and they have got the powers if required to co-opt not more than 4(four) additional Trustees by majority decision as and when required. That the total strength of the Board of Trustees shall not exceed 20(twenty).
- d) That the Board of Trustees shall have the power to alter or create additional posts for management of different institutions as and when required.
- e) All questions, resolutions etc before the Board of Trustees shall be decided by the majority of votes at the meetings of Board of Trustees. However, the Board of Trustees shall be given an advance notice of 15(fifteen) clear days in writing about such meeting.
- f) The Board of Trustees shall meet at least once in three months or as often as possible to transact the business of the Trust.
- g) The meetings of the Board shall be called by the Secretary of the Board in consultation with the Chairman or on his direction or as authorized by the Trust or on requisition by any three Trustees. The notice of the meeting shall be sent to the Trustees at least 15(fifteen) days in advance.



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ಕ್ರಮ ಸಂಖ್ಯೆ	ಹೆಸರು	ಫೋಟೋ	ಹೆಚ್ಚಿಟ್ಟ ಗುರುತು	ಸಹಿ
3	ಉನ್ವಾ ಬ್ಯಾರಿ ಕೆ ಬಿನ್ ದಿ ಅಬ್ದುಲ್ ಖಾದರ್ ಬ್ಯಾರಿ . (ಬರೆದುಕೊಡುವವರು)			
4	ಜುಬೈದ ಉನ್ವಾ ಬ್ಯಾರಿ ಕೋಂ ಉನ್ವಾ ಬ್ಯಾರಿ ಕೆ . (ಬರೆದುಕೊಡುವವರು)			


Sub-Registrar
Mangalore City



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h) That the Chairman/Managing Trustee of the Trust shall preside over all the meetings of the Trust and in his absence, the other Trustees present shall elect for that particular meeting one amongst them as chairman of the said meeting.

i) That the quorum for a meeting of the Trust shall be Three.

4. All the Trustees of the Trust shall be majors and residents of India.

5. A Trustee shall cease to be in office with immediate effect

(i) On her death

(ii) On her becoming insolvent.

(iii) On her becoming insane or incapacitated.

(iv) On her resignation being duly accepted by the Board of Trustees.

(v) On her being removed by the Board of Trustees by a resolution passed by the Majority of Trustees personally present in the meeting on the ground that the Trustee has acted against the interest of the Trust.

6. **OBJECTS OF THE TRUST :-**



THE OBJECTS OF THE TRUST SHALL BE

a) To support, establish and administer the educational Institution including Kinder Garden, Primary and High Schools, Colleges, Residential Schools leading upto and including Degree, post-graduate and doctarate courses in Arts, Science Commerce, Engineering Medicine Pharmacy, Dental Nursing, Management Ayurvedic Medicine, Naturopathy, Homoeopathy, Physiotherapy Medicine, Aviation, Technical and Technological Music and Fine Arts, Architecture, Dumb and Deaf School, Laboratory & X -Ray Training Centre, Sports Training Center, Distance Education Centers, Management and other Professional & Commercial Educational Researches to the benefit of the students irrespective of caste, creed or religion, both Indian and from other countries of the World.



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ಗುರುತಿಸುವವರು

ಕ್ರಮ ಸಂಖ್ಯೆ	ಹೆಸರು ಮತ್ತು ವಿಳಾಸ	ಸಹಿ
1	ಡಿ ಕೆ. ಶೆಟ್ಟಿ, ಬಿನ್ ಕಾಂತಪ್ಪ ಶೆಟ್ಟಿ, ಅಶೋಕನಗರ, ಮಂಗಳೂರು	
2	ಕಿಶೋರ್ ಬಿನ್ ಆನಂದ ಕಾವೂರು, ಮಂಗಳೂರು.	


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Mangalore City

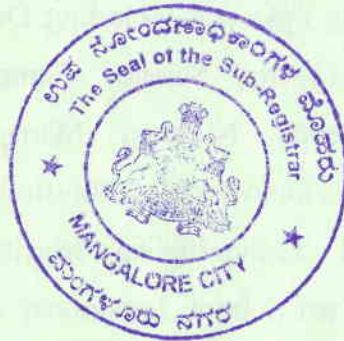


4 ನೇ ಪುಸ್ತಕದ ದಸ್ತಾವೇಜು
ನಂಬರ MGC-4-00162-2014-15 ಆಗಿ
ಸಿ.ಡಿ. ನಂಬರ MGCD409 ನೇ ಧರಲ್ಲಿ
ದಿನಾಂಕ 23-10-2014 ರಂದು ನೋಂದಾಯಿಸಲಾಗಿದೆ


ಸಬ್ ರೆಜಿಸ್ಟ್ರಾರ್ (ಮಂಗಳೂರ ಟೌನ್)
Sub-Registrar,
Mangalore City



Designed and Developed by C-DAC, ACTS, Pune



- b) To establish and administer and to assist in establishing libraries, institution reading rooms, museums research institutions.
- c) To hold conferences and seminars to disseminate knowledge on arts commerce and science.
- d) To assist in developing cultural consciousness among the members of the public.
- e) To establish and administer orphanage and old age homes.
- f) To promote or assist any other causes aiming the upliftment and welfare of poor and deserving people irrespective of caste, creed and religion.
- g) To establish and develop institutions of the physically handicapped and disabled and mentally retarded persons and to provide them education for clothing or other help.
- h) To establish and administer hospital and health care centre.
- i) To take over the management of the schools, colleges, hostels either private public and other institutions from other authorities or State or Central Govt. and maintain the same for effectuating the purpose of the Trust.
- j) To preserve, protect and promote heritage and traditions.
- k) To promote environmental consciousness among the members of the public.
- l) To provide free education including hostel facilities to the deserving students.



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m) To support and render financial assistance to Charitable Educational causes Institutions and Organizations, Trust, Societies in the form of donations, loan or otherwise on such terms as the Trustees deem fit or which in the opinion of the Trustees will help the realization of the all or any of the objects of the Trust.

n) To do such other acts and deeds which are incidental for carrying out any of the objectives of the Trust.

o) To give scholarship, awards, stipends honorarium to promote and encourage scholarships and research.

7. **NATURE OF THE TRUST :**

The Trust is hereby expressly declared to be a Public Charitable Trust and all the provisions of this deed are to be construed accordingly. Further, nothing contained in this deed shall be deemed to authorize the Trustees to do any act which may in any way construed as violative or contrary to the provisions of sections 2(15), 11, 12, 12A, 12AA, 13 and / or 80 G of the Income Tax Act, 1961, or any statutory modifications thereof.

8. **BENEFITS OF THE TRUST :-**

The benefits of the Trust shall be open to all irrespective of cast, creed or religion. No Part of the income of the Trust shall enure directly or indirectly to the benefit of the trustees or any person who makes substantial contribution to the Trust. For the purpose of this clause "relative" shall mean husband, brother or sister as may be prescribed by Income Tax law from time to time.

9. **OFFICE BEARERS :-**

The Office bearers of the Trust shall be Chairman, Secretary, Treasurer and other Trustees.



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The aforesaid mentioned Office bearers / trustees shall continue for the life time. If however any office bearers / Trustees dies or resigns or is in capable of performing her duties in her capacity as such, majority among the trustees shall nominate any other person as Trustee/Office bearers for such vacated post. Trustees may vacate office by death, retirement, resignation and insolvency or on conviction by court of law for offence involving moral turpitude.

If any of the Trustees act against the object of the Trust or unsuitable to hold the office of the Trust, then the other Trustees may by majority decision terminate her trusteeship and appoint another to her place. There after such Trustee or office bearer ceases to be office bearer / trustee of the Trust.

10. The office of the Trustees shall be Honorary and the Trustees are not entitled to any remuneration or allowance for carrying out their duties.

11. **POWERS OF THE BOARD OF TRUSTEES :-**

The Board of Trustees shall have full power and authority to administer the Trust and its properties and funds and do all acts, deeds and things in furtherance of the objects for which the Trust is created.

Without prejudice to the generality of the foregoing powers, the Board of Trustees shall have following powers to administer the Trust :

- a) To acquire by purchase, grant, sell, gift, exchange, lease, hire or otherwise lands, building, moveable and properties of every other description.
- b) To sell, mortgage, grant on lease, hire or otherwise dispose in the properties of the Trust.



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- c) To enter into all contracts on behalf of the Trust and rescind them.
- d) To borrow money with or without security and to repay them. For this purpose Chairman and Secretary is jointly authorised to do such acts/things as is necessary for the purpose.
- e) To open accounts in the name of the Trust with Banks/Co-operative Banks, Societies and provide for the operation of the accounts by Chairman and Secretary jointly.
- f) To invest all the funds the Trust not immediately required for the purpose of the Trust in the modes specified under the income tax Act, 1961.
- g) To receive, collect and enforce recovery of all monies due to or payable to the Trust and grant necessary receipts and discharges for the same.
- h) To appoint terminate, suspend or otherwise deal with the staff employed for the administration of the Trust.
- i) To appear before Courts, Tribunals, Authorities, Government departments, public officials etc.
- j) To prosecute and defend all suits and other legal proceeding.
- k) To incur all necessary expenses in connection with Trust and its management.
- l) To accept contribution, donations, gifts, legacies or grants to the Trust from any person or persons and to hold the same upon Trust and subject to the powers, and stipulations contained in this Deed of Trust.



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Sub-Registrar

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Any donation made with a specific direction that the amount donated shall form part of the corpus of the Trust should not be treated as income. Such amount shall form part of the corpus of the Trust.

m) To construct new building or structures or rebuild, improve enlarge or add to all or any of the building or structures forming part of the trust fund at any time to times.

n) To deposit, invest, withdraw, purchase, sell, mortgage, redeem, convert, consolidate subdivide, renew or otherwise deal with the securities or other asset, movables or immovable, held and owned by the Trust.

o) To receive gifts, purchase, sell, mortgage, assign, surrender, lease and exchange the movables or immovable properties owned by the Trust.

p) To nominate Chartered Accountants and lawyers or any professionals if necessary and to do pay their fees from the Trust.

12. That the Chairman of the Board of Trustees shall have general control over all the affairs of the Trust and institutions under its control.

13. The Secretary of the Trust shall be responsible.

a) To carry out and execute the decisions of the Board of Trustees.

b) To keep the minutes of the Board of Trustees.

c) To maintain true and regular accounts of the receipts and expenses and investment of the Trust.

d) To have the custody of the records and title deeds and all documents of the Trust.



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14. The Treasurer shall be responsible.
- To maintain the financé and accounts of the Trust.
 - To maintain or cause to be maintained regular books of accounts of the Trust.

15. VESTING OF THE PROPERTIES OF THE TRUST :-

The properties of the Trust shall be

- The said sum of Rs.6,00,000/-(Rupees Six Lakh Only) referred to above, set apart as corpus of the Trust.
- Any properties, movables or immovable that may be acquired by the Trust by purchase or otherwise.
- All additions and accretion to the trust fund and
- All voluntary donation both towards corpus or otherwise gifts, legacies or grants in cash or in kind by the trustees.

16. INVESTMENT :-

“The funds of the Trust shall be invested in the modes specified under the provisions of Section 13(1)(d) read with Section 11(5) of the Income Tax Act, 1961 as amended from to time”.

17. ACCOUNTS AND AUDIT :-

There shall be maintained or cause to be maintained regular accounts relating to the Trust property wherein shall enter all the receipts outgoings, incomes, expenditures, assets, and liabilities of the Trust.

The said accounts shall be closed annually on 31st March every year and shall be audited by a Chartered Accountants.



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Navis
M. Tejaswini

Minutes of all meetings, appointment and other proceedings of the Board of Trustees shall be entered and recorded in the minute book and shall be signed by the Chairman of the meeting either at the conclusion of the meeting or at a subsequent meeting when they are duly confirmed.

18. AMENDMENT TO THE TRUST DEED :-

“No amendments to the Trust Deed shall be made which may prove to repugnant to the provisions of Section 21(15), 11, 12, 13 and 80G of the Income Tax Act, 1961, as amended from time to time. Further no amendment shall be carried without the prior approval of the Commissioner of Income Tax”.

The Trustees shall have power and authority to make, alter and rescind the regulations for the management and administration of the Trust with the consent of majority.

19. DISSOLUTION OF THE TRUST :-

In the event of dissolution or winding up of the Trust, the assets remaining on the date of dissolution shall under no circumstances be distributed among the Trustees/members, but the same shall be transferred to another charitable trust/society, whose objects are similar to those of this Trust and which enjoys recognition under 80G of the Income Tax Act, 1961 as amended from time to time.

20. FUNDS AND INCOME OF THE TRUST :-

The funds and income of the trust shall be solely utilized for the achievement of the objects and no portion of it shall be utilized for payment to the Trustees by of profit, interest, dividends etc.



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21. NET INCOME OF THE TRUST :-

The Trustees shall collect and recover the income of the Trust Fund so as to provide for the costs, charge and incidental expenses including insurance premium expenses of ordinary repairs, all outgoings and expenses for the management and administration of the Trust.

22. INDEMNITY :-

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

23. IRREVOCABILITY AMENDMENTS TO THE TRUST :-

The Trust is hereby created is irrevocable. The provisions hereof can be amended, if the Trustees for the time being unanimously or by not less than majority consent for the same. This amendment is subject to the conditions as mentioned in clause No.18.

24. BYE LAWS :-

The Trust may make bye-laws for regulating the management of the Trust and other matters.

25. ACCEPTANCE OF THE TRUST :-

The Trustees hereby accept the Trust created by these presents.

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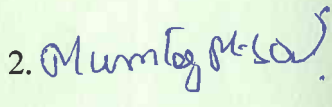
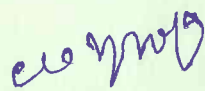
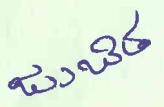


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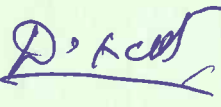

The terms and expressions AUTHORS and the TRUSTEES wherever the context so permits shall mean and include his heirs, executors, administrators, legal representatives and assigns.

IN WITNESS WHEREOF THE PARTIES HERETO HAVE SET THEIR HAND AND SIGNATURES IN THE DAY, MONTH AND YEAR HERE IN ABOVE FIRST WRITTEN.

1. 
2. 
3. 
4. 

AUTHORS OF TRUST

WITNESSES:-

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