

PUBLIC CHARITABLE TRUST

This trust is declared on this 8th day of June of New MILLENNIUM YEAR two thousands A. D. by Md. QAMRUL HODA S/o late Md. Hussain alias Mahamdoo Mia, a citizen of India, by occupation social service resident of Jhajha, P. O. & P. S. Jhajha, Pin - 811 308, District-Jamui within the state of Bihar hereinafter called or referred to as "SETTLOR" AND WHEREAS the settler desirous of setting-up a Public Charitable Trust extensively contacted, approached and discussed the matter with several like minded people of Jhajha town and moved by over whelming response and, therefore, ultimately decided to create this public Charitable Trust for the objects and purposes specified here in after with a sum of rupees ten thousand one only. (which sum is absolutely owned by the settler only) AND WHEREAS after extensive deliberation and consultation with like minded people, the settler along with some other august persons all residents of Jhajha town agreed to be and to act as "TRUSTEES" namely:

Permanent Trustee:-

1. MR. MINNATULLAH AKHTAR son of late Md. Shoeb, a citizen of India, by occupation teacher and technical consultant.

Life time Trustees

2. MD. QAMRUL HODA, son of late Md. Husain Alias Mahamdoo Mia, a citizen of India by occupation social Service

3. MR. YOGENDRA RAUT son of fate Ishwari Raut a citizen of India, by occupation social service.

4. MR. JAWED AKHTAR son late Md. Shoeb, a citizen of India by occupation Business-man.

(Hereinafter they jointly or collectively be called or referred to as "TRUSTEES" and each of them severally a "TRUSTEE" which term and expression shall unless excluded by or repugnant to the context be deemed to include all or each of them for the time being under THESE PRESENTS as also those co-opted or otherwise elected or appointed as such from time to time and their successors-in-office, their agents and assigns)

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Affiliation No.- 330375

School Code - 65366 Jhajha - 811308 Director Sardenyx School Jhajha (Jamui)

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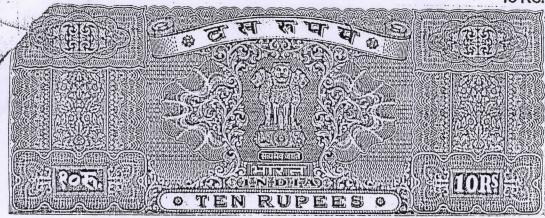
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AND WHEREAS the above named TRUSTEES have agreed to be the trustees and accepted this assignment as Trustees.

Now THIS INDENTURE WITNESSETH that in pursuance to the above it is declared that a TRUST is hereby created and the above named persons are declared as the TRUSTEES AND also declare that the above mentioned sum of Rs. Ten thousand one only along with future accretion and accumulation there to including the donations and the investments there of (hereinafter referred as "TRUST FUNDS") is hereby assigned to, for being held or to be held by the Trustees upon trust with and subject to powers, provisions, terms and Condition for carrying on and achievements of the objects and purposes herein after declared and expressed:

### NAME :-

(1) The TRUST shall be known and named as "BHARAT CHARITABLE TRUST".

### OFFICE :-

(2) The Head office of the trust shall situate at Jhajha town, post office and police station Jhajha-811308, District-Jamui in the state of Bihar.

Provided that the Trustees shall be at liberty to transfer the office or may open branch(es) at any place (s) if considered necessary by the trustees to be suitable or beneficial for the fulfillment of the objects and programmes of the TRUST.

### **OBJECTS:-**

- (3) The Trustees shall spend, utilise and apply the Trust Fund for all or any one or more of the undermontioned charitable objects and purposes or such other charitable objects beneficial to the public as the turstees may think proper:-
- (i) Advancement, Promotion and spread of Education, Science, art, literature and the establishment, maintenance, running and support of colleges, schools, educational institutions, hostels, libraries, reading rooms, laboratories, research centres and other institution of like nature, providing grants, aids (financial or otherwise), donations, Loans, scholarships, fees, prizes, and other kind of aid to needy students including supply of books.

(ii) Medical relief and/or maintenance of the sick and/or establishment, maintenance and

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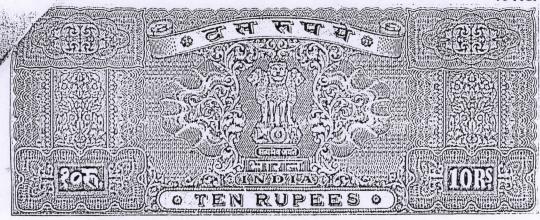
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support of or donation to one or more hospitals, dispensaries, Travelling dispensaries, Ambulance Service, nursing homes, medical centres, medical school, medical colleges, Nursing institutions and utilization of funds for medical relief of all kinds.

(iii) Protection, preservation or improving of the live stock which are beneficial to human beings.

(iv) Relief to the poor including grants and aids (financial or otherwise) to persons stricken with calamities such as earthquakes, floods, droughts, famines, fire, riots or otherwise)

(v) Relief and help to the aged, blind, lame, deaf, dumb, orphans and persons otherwise disabled or incapable of earning their livelihood or any one or more of them by grants and aids (financial or otherwise) and/or maintenance, establishment and support of institution and homes for the benefits of such persons,

(vi) Construction and maintenance of wells, tubewells, water tank, storage of water with pumps and pipes etc. for making provision for supply of water for general public, and also construction and repairing of roads, Bridges, Path etc. for the benefit of general public.

(vii) Establishments of research laboratories, establishments, centres etc. for searching out or utilisation, conservation of water and its sources for betterment of agriculture in the country.

(viii) To establish, provide, maintain, run technical institutions and conduct or otherwise subsidise research laboratories and experimental workshops for scientific and technical research and experiments and to undertake and carry on with all scientific and technical researches, experiments and tests of all kinds and to promote studies and research, both scientific and technical investigation or invention by providing, subsidising, endowing or assisting laboratories, workshops, libraries, lectures, meetings and conferences by providing for the remuneration of scientific or technical professors or teachers and by providing for the award of exhibitions, scholarships, prizes and grants to students or otherwise and generally to encourage promote and reward studies, researches, investigations, experiments, tests and invention of any kind.

(ix) To promote, establish, support, maintain and/or grant aid to institution for the promotion of science, literature, culture, music, drama and fine arts; for the preservation of historical monuments and for the researches for the benefit of the public in general,

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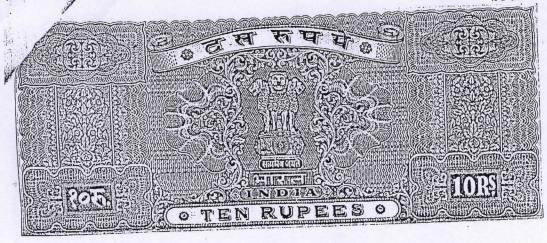
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(x) To foster and encourage training and know how in handicrafts generally and among women folk in particular and establish and found institutions imparting such education and to establish, maintain, support to help by monetary gifts or otherwise such centres and institution for women and children and to provide social welfare works for women and children.

(xi) To open, find, establish, promote, set-up, run, maintain, assist, finance, support and/or aid or help in the setting up and/or maintaining playgrounds and parks for public use, sports and games.

(xii) To undertake, carry out, promote, establish, set up, conduct aid, help or otherwise support, apondor rural development and uplift including any programmo for promoting the social and economic welfare of, or the uplift of the public in any rural area and to incur an expenditure on any programme of rural development and to assist and help execution and promotion there of be either directly or through an independent agency.

(xiii) To undertake, preserve, maintain, support and aid plantation work and aid the institution carrying out plantation job work.

(xiv) To undertake the work of conservation of natural resources and support or aid the institution carrying out the work of conservation of natural resources,

(xv) To establish, maintain and/or support public places, homes, Dhararnshalas, guest house, orphan house, widow-house, poor home, alm house, Nari Kalyan Samities of every nature and/or similar centres and support them by grant in cash or kind.

(xvi) To establish, maintain, support and/or promote physical, cultural education through clubs, societies and vyayamshala, akharas and/or any organisation engaged in work of promotion of sports, games, atheletics etc.

(xvii) To impart education by opening any institution, school, college etc. for imparting general as well as vocational education .

(xviii) To distribute fodder to the cows and other animals or to cultivate agricultural produces and use the said produces or yield thereof for the objects of the trust.

(xix) To arrange, undertake, support others for organising conference, lectures, discoveries for imparting knowledge among masses for material and spiritual upliftment of the people.

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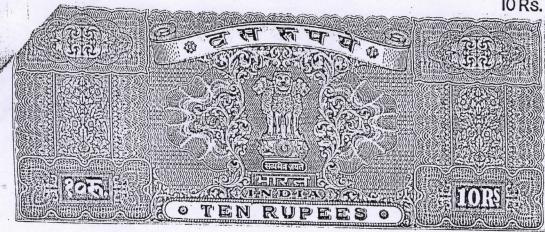
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(xx) To assist and support other institutions having similar object of advancement of this TRUST.

(xxi) To run general educational institutions and prepare, publish, and support for publishing the general books and texts and train people to impart true education and in spiritualism,

(xxii) To undertake, encourage, support others in under taking the research on arts, science and religions.

(xxiii) To arrange discourses for raising the moral and ethical standards of all people irrespective of their caste, creed, religion or sex.

(xxiv) To acquire immovable properties and to construct auditoriums, meeting halls, apartments etc. to be used for any purpose or programmes of the Trust.

(xxv) To provide accomodation to visitors from elsewhere coming in connection with any of the function held, arranged, aided or supported by the Trust or any other institutions, societies or organisation for the time being.

(xxvi) To allow any other institution, society or organisation to use the premises of the Trust for holding their functions of public.

(xxvii) Relief and help to the Tribals for their upliftment and protection and for the preservation of their rich heritage and culture by aids (financial or otherwise) and/or maintenance, establishment and support of institutions or organisations or projects for the benefits of

(xxviii) To launch, undertake carry out, promote, establish, conduct, help or otherwise support, sponsor nutritional awareness programme, among the masses and to incur an expenditure on any programme of nutritional awareness, nutritional development and to assist and help execution thereof either directly or through Independent agency.

(xxix) To launch, undertake, carry out, establish, set up, aid help or otherwise support, sponsor any programmes for promoting the health of children either directly or through Independent agency.

(xxx) To launch, undertake carry out, aid, help, or otherwise support, sponsor any programme for population control and spread of awareness among the masses for the

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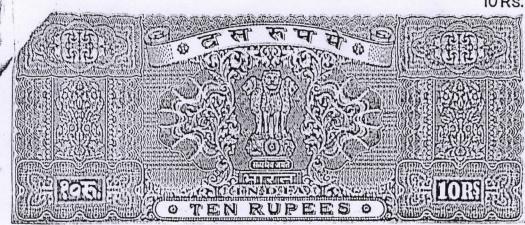
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(xxxi) To Impart adult education by opening any institutions or to launch, undertake, carry out or sponsor any adult education programme.

(xxxii) To launch, undertake, carry out, sponsor, aid, help or otherwise support any programme or project to achieve total literacy in line with TOTAL LITERACY MISSION of Government of India.

(xxxiii) To sponsor, undertake, carry out, conduct aid, help or otherwise support AIDS awareness, project or programme among masses and/or any programme or project for the rehabilitation of victims of this disease.

(xxxiv) To undertake, aid, help or otherwise support any programme to maintain communal harmony, peace and to launch, undertake help or otherwise support any programme for the relief, and help to the victims of communal riots by aids (financial, medicinal or otherwise) and for their rehabilitation.

(xxxv) To undertake, launch, carry out help or othewise support any Road safety project or programmes and to assist and help execution there of either directly or through independent agency.

(xxxvi) To organise social functions of any nature and get together during festivals or otherwise

(xxxvii) To raise funds for carrying out or conduct of the objects, projects and programmes of the Trust and besides subscriptions also to accept donations and other charities from public, sympathisers, philanthropic persons and bodies including any government or nongovernmental organisations or agencies.

(xxxviii) To take up and execute any other activities not enumerated hereinabove but which in the opinion of the Trustees may be considered as for the public benefit or utility

# Provided -

- (i) That none of the object of this shall at any time involve carrying on of any activity for profits.
- (ii) that the income or the assets of the Trust fund shall not be applied or transferred in

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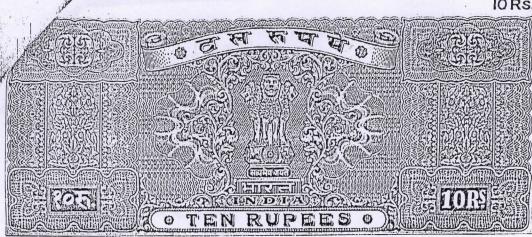
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whole or in part for any purpose other than charitable and/or religious purpose provided further that -

The object of the Trust as enumerated hereinabove are subjects to the condition that in case any of these objects is treated as not charitable proposo within the meaning of the income. tax, wealth-tax and/or other tax laws at any time, as a result where of any income wealth or property of the trust cannot avail the exemption under such tax laws, then the objects of the trust shall not include any such object or purpose and the trustees shall apply the income, funds or property for such objects which are considered charitable.

### GENERAL BODY :-

- (4) The general body of this trust shall be constituted by or composed of all persons of the following categories also called members viz:
- "A" Group:- Each of the founder trustees named here in above.
- "B" Group :- Life Member: Two persons seeking membership and giving
- a donation of Rs. 25,000/- or more and accepted by the Trustees as such, and
- "C" Group Co- Opted trustees upto five persons as such.

PROVIDED also that membership of group "A" shall comprise of PERMANENT TRUSTEE namely Mr. Minnatullah Akhtar and three life time Trustees namely (i) Md. Qamrul Hoda, (ii) Mr. Yogendra Raut, (iii) Mr. Jawed Akhtar.

But member of group "B" will be life member (i. e. for the life time of such members) only, where as members of Group "C" will be members for three years only. For members of Group "C" period of membership shall deemed to be commenced from the date of the Annual General meeting immediately following his becoming of the member and shall deemed to end from the end of the 4th consecutive Annual General meeting held after his becoming of the member.

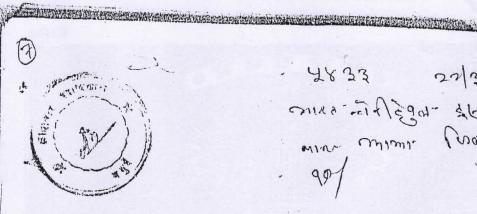
- (5) Each member of any category shall be entitled to attend meetings of the general body and to cast one vote if any and when needed.
- (6) The Annual General meeting of the General Body shall be convened each year within,

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six months of the closing of the year of Trust by the Managing Trustee on such time date and place as determined by the Board of Trustees.

In such Annual General Meeting:-

- (a) the Audited Accounts of the Trust for immediately past year with Annual Report of the working of the trust will be placed for consideration and adoption,
- (b) The election of the trustees to fill in the vacancies caused by "Retiring Trustees" every third year according to the provisions contained herein after, will be held; and
- (c) Any other matter presented by the permission of the chair will be considered.
- (7) On requisition received from one third of the members of General Body the Board of Trustees shall within a period of 21 days proceed to call a General meeting of the body The requisitionist shall set out the matters for the consideration of which the meeting is to be called and shall be signed by the requisitionists and shall be deposited with the chairman or managing Trustee.
- (8) The Trustees shall be collectively called the Beard of Trustees. The member of Trustees shall not be less then three at any time and the same If the member of trustees fall below three, the trustees shall not, except for the purpose of filling vacancy act so long as the number is below the said minimum, and the same shall be constituted of the following:
- (i) Founder Trustees upto four.
- (ii) Elected trustees upto two from Electoral Groups representing "B" group.
- (iii) Co-opted Trustees not more than five.

# 9. FOUNDER TRUSTEES

Founder trustees shall comprise of the following one permanent trustee and the three life time trustees:

Permanent Trustee :-

MR. MINNATULLAH AKHTAR.

Principal

SARDONYX SCHOOL

Affiliated to C.B.S.E., New Delhi

Affiliation No.- 330375

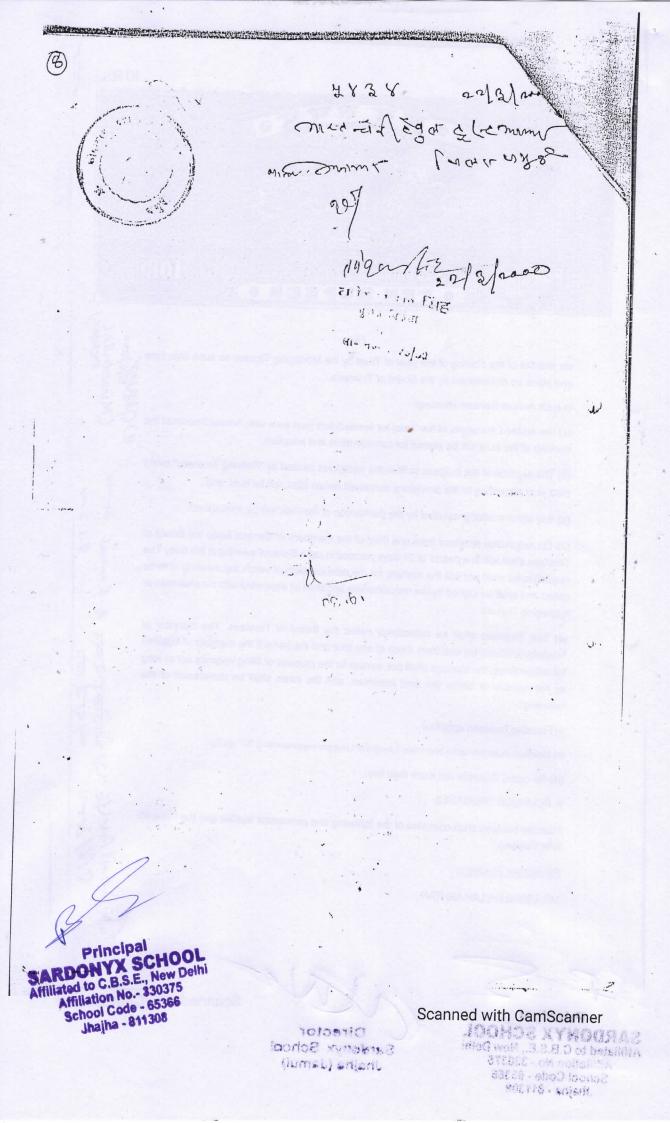
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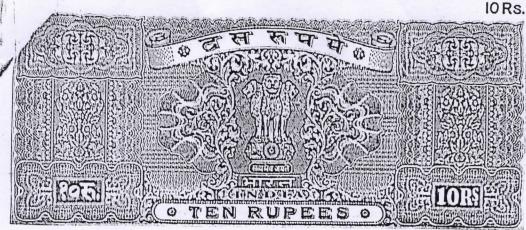
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(xxxvi) To organise social functions of any nature and get together during festivals or otherwise

(xxxvii) To raise funds for carrying out or conduct of the objects, projects and programmes of the Trust and besides subscriptions also to accept donations and other charities from public, sympathisers, philanthropic persons and bodies including any government or nongovernmental organisations or agencies.

(xxxviii) To take up and execute any other activities not enumerated hereinabove but which in the opinion of the Trustees may be considered as for the public benefit or utility

- (i) That none of the object of this shall at any time involve carrying on of any activity for profits.
- (ii) that the income or the assets of the Trust fund shall not be applied or transferred in

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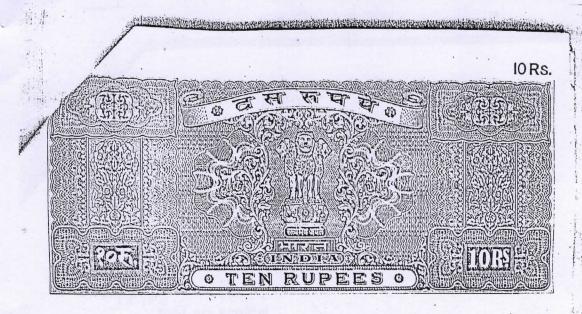
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### Life Time Trustees:

- (i) MD. QAMRUL HODA
- (ii) MR. YOGENDRA RAUT
- (iii) MR. JAWED AKHTAR
- (10) A permanent trustee shall not be liable to retire and shall continue to act as trustee. Any vacancy in the office of permanent trustee after his death, physical or mental infirmity shall be filled in by his nominee or in the absence of any nomination by his wife or in the absence or incapability or death or infirmity of his wife by his eldest living male descendent.
- (11) All life time trustees shall not be liable to retire and shall continue to act as trustees till his life time only or until he ceases to be a trustee or becomes disqualified to act as a trustee for any of the reasons here in after specified in this behalf.

### **ELECTED TRUSTEES:-**

(12) The above named Founder trustees will, in the first instance nominate co-opt trustees representing the different group of members of the General Body. Such trustees will retire at the third Annual General meeting of the General Body and in their place new trustees shall be elected in requisite number from the Electoral Groups as mentioned herein above. Provided that any such retiring Trustee will be eligible and may be re-elected. The process of such election will be prescribed by the Board of Trustees in its meeting.

# Co-opted TRUSTEES :-

- (13) The trustees for the time being at their discretion may co-opt Upto five persons (not necessarily members of General Body) considered useful or beneficial for the purpose and programmes of the Trust. Such co-opted Trustees being full fleaged Trustees shall also have same rights and privileges as a member of the General body The tenure of a co-opted Trustee shall be three years but he/she be eligible for re-nomination.
- (14) Subject to other provision contained herein a Trustee shall be disqualified or ceased to be Trustee or may be removed as such on happening of any of the following events by decision of the Board of Trustees:-

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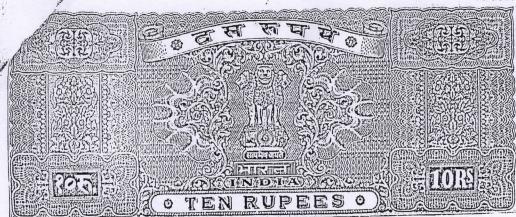
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- (a) Death,
- (b) Resignation,
- (c) Physical or mental infirmity,
- (d) On failure to attend without leave of absence in five consecutive meetings of Board of Trustees held with twelve months;
- (e) If remains absent from India for a period of more than three years without sanction of the Board of Trustees, or
- (f) On acting against the interest of the Trust, failure to discharge his duties as Trustee as assigned by the Board or to misappropriate the Trust fund,
- (g) On being adjudged insolvent, or
- (h) On being convicted in a court of law for any offence involving moral turpitude.

PROVIDED that the Board of Trustees may by votes of two-third of its total number of Trustees, excluding the Trustee proposed to be removed under clause (d) to (h) above, may remove the Trustee concerned only after allowing that Trustee a fair and full opportunity for explaining his conduct and/or charges levelled against him for removal and such decision of the Board of Trustees shall be final and binding and shall not be disputed or challenged anywhere or in courts.

- (15) If and whenever any of Trustees shall cease to be or be disqualified as Trustee for any reason whatsoever or in terms of foregoing provisions, it shall be lawful for the remaining or continuing trustees to fill in that vacancy from the category of the trustees so removed. The such substituted Trustees shall have terms, tenure, power and responsibilities as of the Trustee whom he replaces.
- (16) The trustees for the time being, in their meeting, shall elect from amongst themselves:-
- (a) A "Chairman" who shall preside all meetings of the General Body and the Board of Trustees and shall be a watchman & guide for the management and the working staff for adoption and execution of the projects and programmes of the Trust.

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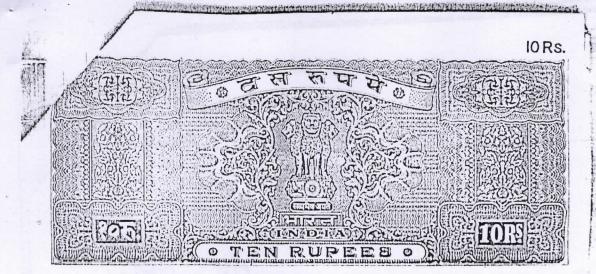
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cepted as such in that meeting will preside that meeting only.

(b) A "Managing Trustoe" (also to be known as "Director") who shall be responsible for the management and regular working of the activities of the trust with the help and assistance of the employee-staff. He will also get the accounts duly audited by qualified auditor and prepare Annual report to be placed in the Annual General meeting of the General Body after prior approval of the same by the Board of Trustees He will do so under the guidance and advises of the chairman. He will be the custodian of the Trust Fund, related documents and shall keep proper accounts of all income and expenditure himself and/or with the help of employee staff.

(c) It is provided that the Board of Trustees may assign both of the offices of the chairman and the Managing Trustee (Director) to any one of them.

(d) The tenure of the offices of the chairman, the Managing Trustee shall be for a period of three years But the retiring chairman and/or Managing Trustee shall be eligible to be reelected for subsequent terms.

### (17) MEETINGS OF THE BOARD OF TRUSTEES :-

- (a) The meetings of the Board of Trustees will be held from time to time convened by the Managing Trustee as may be necessary and at least two such meetings shall be held in a year to know about the progress of the work and to take such decision as may be necessary.
- (b) The Board of Trustees in meeting will frame rules of Business and to add, alter, change the same from time to time as may be considered necessary.
- (c) subject to other provisions herein contained the decision by the majority of the Trustees present in the meeting shall be final and binding. In the case of a lie or equality of votes, the chairman and in his absence the presiding member number of that meeting will have casting vote extra.
- (d) the quorum of the meeting of the Board of Trustees will be one-third of their total number or two whichever may be less
- (e) Any resolution adopted, without any meeting of the Board but consented to by circulation among the Trustees and evidenced in writing under the signatures of at least two-third of

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their total number, shall be deemed to have been passed, valid and effective as a Resolution passed in a meeting of the Board of Trustees.

(18) The Board of Trustees may, if so considered from time to time constitute committee(s) consisting of some trustees and others for specified purpose (s) and to delegate the same such powers and function as the Board may deem fit and proper. The decision(s) of such committee (s) shall be by majority of votes and such decision(s) shall be communicated to the Board through the Managing Trustee.

(19) The Board of Trustees shall have full powers for fulfilment of any or all of the objects and other affairs of the Trust generally including the following functions:

(a) To accept or decide not to accept any membership, contribution, donations or grants in cash or Kind from any person, body of persons, Trusts, Govt. or Non Govt. organisations with or without condition(s).

(b) To apply the whole or any part of the receipts of the Trust, or the Trust fund or accumulations thereto, to any one or more of the objects of the Trust, as the Trustees may, in their discretion deem fit from time to time.

- (c) To convert and deal with Trust property and/or any investment for the time being.
- (d) To invest the Trust Fund either in immovable property (ies) or in debentures or other securities and investments or in deposits with any Bank or any other bodies, and to alter, vary or transpose such investments, form time to time, at the discretion of the Trustees and/or to invest the moneys belonging to the Trust fund and all surplus money in the manner above mentioned or in any other manner decided by the Board of Trustees but not in violation of any of the terms of these presents or any law for the time being in force, in their abboulds discretion they may think fit and proper
- (e) To borrow or raise or securo payments of money due to the trust.
- (f) To sell, dispose of allienate or otherwise deal with any property or fund of the trust.
- (g) To let out, demise any movable property comprised 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 and/or to take on hire or rent any property to carry out the objects of the trust on such terms and conditions as the Trustees may deem fit & proper.

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Principal
SARDONYX SCHOOL
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School Code - 65366

Jhajha - 811308

Director
Sardenyx School
Jhajha (Jamui)

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