

वीरेंद्र ब्रह्मदत्त  
उप शोकडिया  
कोशागर, मिरजापुर

भारतीय गैर न्यायिक

एक सौ रुपये

Rs. 100

ONE  
RUPEES

रु.



विश्वनाथ सिंह  
रु. 100/-  
विश्वनाथ सिंह

INDIA NON JUDICIAL

6 SEP 2011

उत्तर प्रदेश UTTAR PRADESH

AP 396806

TRUST DEED

OF

TRIVENI DEVI EDUCATIONAL TRUST

THIS DECLARATION OF TRUST made this 14<sup>th</sup> day of September

Two Thousand Eleven by

1. Shri Yogendra Kumar Singh S/o Shri Kamla Shankar Singh, Resident of Narayanpur (Near Petrol Pump) Mirzapur- 231305.
2. Shri Rakesh Singh S/o Shri Kamla Shankar Singh, Resident of Narayanpur (Near Petrol Pump) Mirzapur- 231305
3. Shri Saket Kumar Singh s/o Shri Kamla Shankar Singh Resident of Narayanpur (Near Petrol Pump) Mirzapur- 231305.

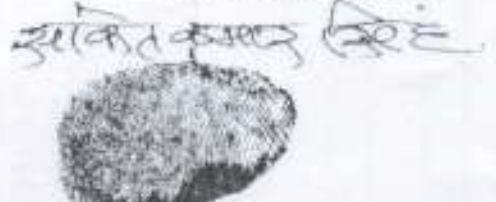
Sunbeam School Narayanpur

Hereinafter called the SETTLORS.

Authorized Signatory

Sunbeam School Narayanpur

Principal



भारतीय गैर न्यायिक

वीरेंद्र प्रसाद  
उप रोकड़िया  
कोशगार, मन्दापूर

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AP 396807

WHEREAS, there is a necessity to revive education pertaining to all religions and for uplifting and including more, ethical and spiritual value in mankind and for that purpose.

WHEREAS, the SETTLORS desire the advancement of educational activities and revival of such knowledge and with that end in view they have decided to form a Public Charitable Trust called "TRIVENI DEVI EDUCATIONAL TRUST" as a trust for carrying out and undertaking and supporting the various public charitable objects and purposes set out in this Deed.

WHEREAS the SETTLORS have given their initial contribution as under, for Public Charitable purpose.

1. Shri Yogendra Kumar Singh Rs. 10000/- (Rupees Ten Thousand Only).
2. Shri Rakesh Singh Rs. 10000/- (Rupees Ten Thousand Only).
3. Shri Saket Kumar Singh Rs. 10000/- (Rupees Ten Thousand Only).

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WHEREAS the SETTLORS hereby declare that the said sum of money set apart by them is being handed by them to the TRUSTEES mentioned hereinafter for charitable purposes described hereafter and that the SETTLORS intend to augment funds of the TRUST by further contribution from themselves, their relatives, friends, Trustee and any other individual, firm, company or any other Trust, Society or institutions interested in any of the objects of the TRUST.

AND WHEREAS it is necessary that the objects of the TRUST created by the above declaration thereof be precisely recorded and therefore it is hereby declared as under -

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ONE  
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कोशागार, गीतिका  
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1. NAME AND REGISTERED OFFICE OF THE TRUST

The name of the TRUST shall be TRIVENI DEVI EDUCATIONAL TRUST (hereinafter called "the trust")

The Registered Office of the Trust will be at Narayanpur, (Near Petrol Pump) which may be shifted to any other place in India as may be decided by the trustees from time to time by passing a resolution in the meeting of the board of trustees

2. WORKING TERRITORY OF THE TRUST

Board of the trustees may start any activity of the trust as empowered by the object clause of the trust in any part of India from time to time.

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### 3. AIMS AND OBJECTS

It is charitable, non profit motive trust, it aims at the integral development of all persons irrespective of the religion, race, caste, creed, colour and nationality so that they may individually and/or collectively reach the fullness of human growth and social development through various means which includes :

- 1) To create awareness on various social, moral and economic issues affecting the country and to direct this awareness in developing innovative means of generating resources, financial material and professional and channelize these resources through projects in the field.

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- 2) To promote national integration and encourage, support and develop social welfare programs for balanced growth of the nation.
- 3) To provide financial or any other assistance towards relief and rehabilitation of the populace affected by calamities like cyclones, earthquakes, epidemics, fire, floods, war, riots etc.
- 4) To establish, maintain or support a home or homes for widow orphans special centers for providing shelter and protection to women and children in distress.
- 5) To create and promote enlightened public opinion on various issues affecting the citizens of India.

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- 6) To encourage conservation, a forestation and protection of the environment including birds, animals and all species of plants and animals.
- 7) To provide food, clothing and shelter to all those in need and provide pecuniary assistance to those unable to feed for themselves due to old age, disease or any physical or mental handicapped.
- 8) To undertake or assists in undertaking, projects like digging wells providing drinking water facilities fodder for cattle, grains, seeds and fertilizers for farming, agricultural tools etc.
- 9) To establish, maintain or support dharmshals, rest houses, convalescing home, health and immunization campus, infirmaries orphanages.
- 10) To provide assistances for building or maintaining roads, national and state highways, bridges, reservoir, irrigation tank, tube wells, recreation centers, part, playgrounds for children's libraries, museums, art galleries, cultural center for the benefit of the public and improving their quality of life.
- 11) To support the initiative of any individual, group of organization in the promoting Education both formal and for children and adults.
- 12) To establish, takeover, run, maintain assists and support hospitals, charitable dispensaries, maternity homes, sanatoriums, medial campus, health education and family planning centers, children welfare centers.

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natural health centers, nutrition centers and any other institution or forum for preventive, curative or primary health care and treatment.

- 13) Establish, take over, run, maintain a center or centers for senior citizens or retirement, homes or old people homes with facilities for boarding, lodging, health care, nutrition recreation etc as may be necessary
- 14) To construct low cost buildings and houses for the poor, disadvantage and those in distress, especially in the rural and/or urban slums or where even found necessary.
- 15) To conduct and organize seminars, workshops, conferences, meetings, public lecturers etc.
- 16) To provide assistance to approved funding agencies in verification of financial statements and progress reports of voluntary organizations, pertaining to the said development projects and programs in India.
- 17) To pay all costs, charges and expenses incidental to the management, administration and execution of the objectives and powers herein contained
- 18) To accept, in cash or in kind, donations, gifts, grants contributions ( as corpus of otherwise) and to collect interest and other income of the trust for being utilized for furtherance of the aims and objectives of the trust.
- 19) To purchase or to take on lease lands, buildings and other immovable or movable properties in the name of the trust.

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- 20) To invest, dispose of, transfer and otherwise deal with assets and properties, for the time being of the trust in such manner as the law permits and proper to do in carrying out the objects of the trust.
- 21) To take up programs for rural development including setting up of any cottage and small scale industries on individual or co-operative basis with the aim to provide employment to the needy, poor persons living below the poverty level and to improve the conditions of the persons living in the rural areas.
- 22) To supply to needy persons article of food, clothing and other necessities free of charge or at subsidized rates and cash to enable them to purchase the same or give them monthly allowance and or lump sum in cash.
- 23) To extend all such assistance to the voluntary organization, having similar objects, as may be necessary and incidental to the attainment or aforesaid objects.
- 24) To promote the advancement of education including the establishment , endowment, maintenance control and management of training schools , colleges, educational , medical , technical institute, information technology and management institute and to start established conduct, maintain, and manage reading rooms, libraries, laboratories, spiritual seminars.

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workshops and hostels and other related activities for promoting the objects of the trust.

- 25) To conduct/ manage and administer researches in various fields of education including in the field of Yoga, medicine, agriculture, Physiology, social problems with the aim to provide meaningful education to the society.
- 26) Awarding scholarships and giving loans to needy students on easy terms regarding repayment with or without interest or remitting the said loans in full or in part.
- 27) To establish, maintain and support schools, colleges, universities and other educational technical, medical and vocational institutions in the rural and under developed areas for general students as well as to educate the adult and women.
- 28) With the aim to develop character of students and physical culture as well as nationality, integrity and spirituality amongst the society, to open need based school, educational centers and to organize camp and seminars and to take help of various advertising media for the purpose.
- 29) To do all such acts and deeds which are found necessary to fulfill the objects of the trust.
- 30) Any activities which may think fit in future will be open by the majority decision of the Board of Trustees

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The Trust is being constituted for charitable purpose without any profit motive and is not for the benefit of any particular religion, community or caste and all provisions of the Income Tax Act, 1961 or amendments thereof shall be applied and constructed accordingly

The board of trustees may at its discretion, from time to time take up one or more of the above objects simultaneously. If any of the objects in whole or in part, is found to be anon charitable in character and scope within the meaning of the word "CHARITABLE" as per the relevant provisions of the Income Tax law enforced at the relevant time, such objects or provisions shall be deemed to be non exist to the extent it is non charitable and no part of the trust fund shall be expended on furtherance thereof, and validity of other objects of the trust shall not be challenged on the account.

All the incomes, earnings, movable and or immovable properties of the trust shall be solely utilized and applied in India towards promotion of its aims and objects as set forth in this trust deed and no portion thereof shall be paid or transferred directly or indirectly by way of dividends, bonus, profits or in any manner whatsoever to the present or past trustees of the trust or to any person or persons claiming through any one or more of the present or the past trustees. No trustees of the trust shall have any personal claim on any movable or immovable property of the trust or make any profit whatsoever, by virtue of his/her member of the trust. The income as also the corpus of the trust fund shall be applied and be applicable to or for such public charitable purpose only and within such territories and subject

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to such conditions and limitations. If any, as may from time to time be laid down in the Income Tax Act, 1961 or any reenactment thereof or modification thereof or under any other act governing taxation for the time being enforced in India.

The trust hereby established shall be one to which the provisions of section 80 G (5) (vi) of the Income Tax Act, 1961 or any replacement or modification thereof for the time being enforced may apply so that any donation made thereto may be recognized as eligible for exemption or relief from tax in the hands of the donor.

#### 4. BOARD OF TRUSTEES :

(A) The management and control of the trust and the trust properties shall vest in the board of trustees which shall comprise of not less than five and not more than ten trustees including the chairman and the managing trustees. The board of trustees shall determine the strength of the board from time to time. There would always be **FIVE** whole life trustees in the board as per sub-clause (B) of this clause.

(B) Following five board of trustees shall hold office for whole life:-

1. Shri Abhishek Singh S/o Shri Rakesh Singh R/o Narayanpur, (Near Petrol Pump ) Distt. Mirzapur – 231305
2. Shri Abhinov Singh S/o Rakesh Singh R/o Narayanpur (Near Petrol Pump ) Distt. Mirzapur – 231305

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3. Shri Yogendra Kumar Singh S/o Shri Kamla Shankar Singh Resident of R/o Narayanpur , (Near Petrol Pump ) Distt. Mirzapur - 231305
4. Shri Rakesh Singh S/o Shri Kamla Shankar Singh Resident of R/o Narayanpur , (Near Petrol Pump ) Distt. Mirzapur - 231305
5. Shri Saket Kumar Singh S/o Shri Kamla Shankar Singh Resident of R/o Narayanpur , (Near Petrol Pump ) Distt. Mirzapur - 231305

- (C) In case of death, resignation or non eligibility of any of the said life member remaining trustee will have the power to appoint unanimously one or more trustees to hold the office for whole life. Thus the number of whole life trustees will always be five.
- (D) In case any whole life trustee intends to appoint any other person as a whole life trustee, he may do so subject to prior approval of the Board of Trustee.
- (E) All other trustee if any, to be appointed subsequently will hold office for a period of one year or any may be decided by the trustees from time to time and such trustee will be called as rotating trustees. However total number of trustees including whole life trustees shall not exceed ten at a time.

5. **APPOINTMENT OF NEW TRUSTEES:**

Subject to the provisions contained in the clause 4 mentioned above, the appointment of new trustees shall be governed by the rules as follows:-

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- a) After completion of the tenure of the office of the rotating trustees, they shall retire but shall be eligible for re-appointment.
- b) In case of vacancy/vacancies of the rotating trustee(s) new trustees may be appointed from among the representatives of voluntary organization funding agencies and development experts in the field of development finance, social, educational, legal and other related matters.
- c) Filling in of vacancies shall be by a decision of the board of the trustees. As far as possible, efforts shall be made to fill in the vacancies by unanimous decision.
- d) If and as often as the any trustees of **THESE PRESENT** shall die or desire to retire or refuse or become incapable to act in the trust thereof then and in every such case, it shall be lawful for continuing trustees for the time being of **THESE PRESENT** to appoint new trustee(s) so vacating his office in the board of trustees

**6. CHAIRMAN AND MANAGING TRUSTEES:**

- i) Shri Rakesh Singh shall be the first Chairman and Managing trustee and Shri Abhishek Singh and Shri Abhinov Singh Shall be managing trustees for whole life and thereafter Managing Trustee would be elected amongst the present whole life trustees.

The Managing Trustee shall, subject to the superintendence, control and direction of the board of the trustees in accordance with the provisions herein contained, He shall exercised all such powers and do all such acts, deeds

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Matters and things as are required to be exercised or done to manage and administer the affairs of the trust and trust property.

- ii) The managing trustee may from time to time delegate any of its powers to a trustee or trustees/committee or committees as he may think fit and may also from time to time revoke, devolve and discharge any such trustee, committee or committees so formed, shall in exercise of the powers so delegated conform to any regulations that may from time to time be framed by the trustees.

7. **EFFECT OF APPOINTMENT OF NEW TRUSTEE(S):**

Upon every such appointment made in pursuance of the forgoing clause 5, the appointed trustee shall have power and authority of the trustees under **THESE PRESENT**.

8. **POWER TO APPOINT COMMITTEES:**

The board of trustees shall be entitled from time to time appoint with or without remuneration and or such terms and conditions as they may think proper, to appoint committee(s) to function under the authority and control of the trustees for carrying out the object of the trust of **THESE PRESENT** or the management thereof and delegate them with all such power including power to incur all such expenditure as may be necessary for carrying out the objects of the trust.

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9. MEETING OF THE TRUST:

- i) The trustee shall hold a meeting to be called the Annual General Meeting of the board held once in a year to transact the following business.
  - a) To consider and adopt the annual report of the board of trustees and the budget proposal of the next year.
  - b) To receive consider and adopt the Audited Accounts for the last financial year.
  - c) To appoint auditor to audit the account and to fix their remuneration.
  - d) To transact and other business or matter which the trustees may decide to consider with or without prior notice.
- ii) Meeting the Board of the trustees may be held when the Managing Trustees or any Trustees may desire, but at least two meeting shall be held each year.
- iii) The ordinary meeting the Board of the Trustees shall normally be convened on seven days clear notice but an emergent meeting may be convened on shorter notice also by the Chairman and the Managing Trustees.
- iv) The quorum of any meeting shall not be less than three.
- v) Minutes shall be kept of each meeting of the Board. The Chairmen of the subsequent meeting shall sign minutes so kept.
- vi) Managing trustee has been appointed Chairman of the Board meeting, however in absence of managing trustee.

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the senior member of the Board shall preside over the meeting

**10. POWER TO DETERMINE ALL QUESTIONS OF DOUBT OR DIFFICULTY**

It shall be lawful for the Board of Trustees to settle and determine all matters of interpretation of **THESE PRESENTS** as well as matter of difficulty. Doubts or dispute and all questions arising in course of or incidental to the administration, management and execution of the trust and powers of **THESE PRESENTS** and any such settlement or determination shall be valid, binding and concluding and shall not be objected to or reopened upon any ground whatsoever.

**11. POWER TO COMPROMISE:**

The Board of Trustees shall have full powers to settle compromise or compound, out of court, all suits, action and other proceedings and to settle all or other proceeding difference of demand and adjust the settlement of all accounts relating there to fully as if they were absolutely entitled to the trust and without being answerable for the loss occasioned thereby.

**12. POWER TO PURCHASE, HIRE OR TAKE ON LEASE:**

The Board of Trustees shall be entitled to purchase or hire or take on lease a property or properties for the purpose of carrying out the objects of the trust hereby created.

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**13. POWER TO BORROW:**

The Trustees may from time to time, at their discretion for the furtherance any carrying out the objects of the Trust of THESE PRESENT, borrower such sum, from any one including any schedule bank, as may be determined by the Board of the Trustees from time to time in any form and manner whatsoever subject to legal from work. The Trustee shall, at their discretion, make all such disposition of the properties immovable forming part of the Trust Fund or any part thereof and enter into such agreement assurance and things in relation thereof as the Trustees may deem proper for giving security for such loan and interest.

**14. INVESTMENT OF TRUST FUND:**

All money forming part of the Trust Fund and requiring investment shall be invested in any of the securities authorized by law for investment of Trust Fund which are/shall be permissible under the Income Tax Act 1961, or shall at their discretion sell and/or realize the same or any part thereof

**15. IN WHOSE NAME MONEY TO BE INVESTED:**

All money forming part of the trust fund requiring investment shall normally be invested and the conveyance of assurance in respect of any immovable property/properties forming part of the Trust Fund shall be obtained in the name of the Managing Trustees of the Board for the time being or as decided by the Board from time to time.

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**16. OPENING BANK ACCOUNT (\$):**

The Board of Trustees may open any banking account or accounts with any such branch of the Bank or Bank as may from time to time be determined by the trustees and shall forthwith pay cause to be paid the rents, income, dividends and all other money forming part of the Trust Fund to the credit of any such account or accounts and such account or accounts shall be operated upon by the Managing Trustees singly or by such Trustee or other person as may from time to time be authorized to do so by a resolution of the Board of the Trustees.

**17. ACCOUNTS AND AUDIT:**

The Trustees shall maintain regular accounts of the Trust Fund and shall get the same duly audited by a firm of Chartered Accountants. The accounts and audit report and report of the Trust shall be made at least once a year covering the accounting period as may be determined by the Board of the Trustees from time to time keeping in view of the mandatory requirement under the Income Tax Act 1961. M/S. OJHA & ASSOCIATES, CHARTERED ACCOUNTANTS, Plot No. 17, Lane No. 2 Ravindrapuri Extension, Varanasi - 221005 (U.P.) shall be first Auditor of the Trust, who shall hold office till next A.G.M. Consent of the Auditors has already been obtained.



**18. MANAGING OF IMMOVABLE PROPERTY:**

- A) The Trustees shall have power to buy, acquire, take on lease any property movable and immovable that may be needed to carry out and further the objects of the Trust and incur all such expenses connected therewith.

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- B) The Trustees shall manage any movable and immovable property or properties for the time being forming part of the Trust Fund in such manner as shall think with full power to make improvement, repairs of alterations of any such purposes or for the insurance or otherwise for the protection of/benefits of the said premises and to grant or renew lease of occupiers or intending tenants or occupiers.
- C) The Trustee shall, if the need arises, sell or assign or lease any movable or immovable property or properties for the time being forming part of the Trust Fund together or in parts for the purpose aforesaid or any of them to execute and to do all such assurance, acts, suits and things as they shall think fit.

**19. RECEIPTS OF THE TRUSTEES:**

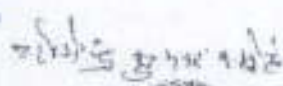
The receipt in writing by the Managing Trustees or any other person authorized by the Board of the Trustees for any interest, dividends or income of the Trust Fund or for any deeds, papers, writing, documents or other monies and effects payable to the Trustees shall be sufficient and effectual discharge for the same. The Board of the Trustees by a resolution may also authorized any scheduled Bank or other Banks in India to Collect any interest, dividend or income of the Trust Fund on there behalf.

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20. **POWER TO AMEND THE RULES:**

If in opinion of the Trustee, circumstances so require, the Trustees may make amendment(s) in the rules as they may consider necessary for better management or administration of the Trust activities or for carrying out the objects of the Trust

21. **POWER TO MAKE RULE AND REGULATIONS:**

In addition to the aforesaid rules, the Trustees shall from time to time be entitled to make Rules and Regulations and management of the Trust of THESE PRESENTS and all matter incidental to or concerning the same provided such rules and regulations shall not be repugnant to or be inconsistent with the provisions of the purposes of the Trust thereof.

22. **POWER TO AMALGAMATE WITH OTHER TRUST OR VICE VERSA:**

The Trustees shall be entitled to allow or to be allowed and permit, or to be permitted to amalgamated or to be amalgamated with any other Trust, Institution or Society whose objects one Similar to those of THESE PRESENT.

23. **INDEMNITY TO THE TRUSTEES ETC.:**

The Trustees, for the time being of THESE PRESENTS, shall be chargeable only for such money, stock, funds, deposits and securities as they shall actually receive, notwithstanding their signing or any receipt for the sake of conformity and shall be answerable or accountable only for their own acts receipt.

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neglects, defaults, and not for those of others or any banker, auctioneer or any other persons with whom or into whose hands any Trust money or securities may be deposited in accordance with THESE PRESENTS nor for the determination or loss of any stock, fund, deposits or securities nor for any defects or insufficiency of titled nor for any other losses unless the same shall happen through their own neglect or willful demeanor.

**24. POWER TO REIMBURSE:**

The Trustees of THESE PRESENTS are entitled to be reimbursed and also to pay and discharge out of the Trust Fund, all expenses incurred by them or on their behalf in or about the execution of the Trust and power of THESE PRESENTS in accordance with the decision of the Board of Trustees.

**25. BOOKS OF ACCOUNTS:**

- a) Accounting year of the trust shall be the financial year ending 31<sup>st</sup> March every year or such other period as may be decided by the Board of the Trustees from time to time keeping in view of applicable law.
- b) Proper Books of Accounts shall be maintained or caused to be maintained by the Board and entries to made therein of all receipts and payments.

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- c) Every Trustee shall have full access to the Books of Account, other records and information in any matters relating to the Trust of its management.
- d) The Books of Accounts shall be maintained at the Registered Office of the Trust or at such place or places where the Board of Trustees, may decide from time to time. However, Books of Accounts of the Branches if any, to be maintained at the Branch level only.

**26. VACATION OF THE OFFICE:**

A trustee shall vacant his office for any of the following reasons with the approval of majority of the Trustees and sufficient proof thereof, which shall be recorded in the Minutes of the Board of the Trustees.

- i) On the ground of moral turpitude.
- ii) Resigns his office as Trustees.
- iii) Applies to be or adjudged an insolvent or suspends payment to or makes a composition with his creditors.
- iv) Is found to be of unsound mind by a court of competent jurisdiction.
- v) Is found guilty by a court of any offence which in the opinion of the Trustees (the refraining from the voting) renders his continuation undesirable.
- vi) Is involved in any such activity which will hamper the motto of establishment of the Trust.

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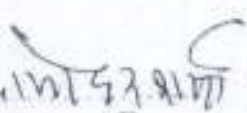



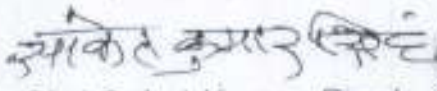


  

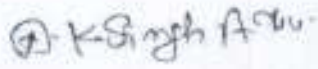

27. DISSOLUTION OF THE TRUST:

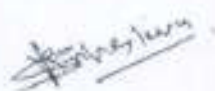
- a) In case it is decided to dissolve the Trust, it may be dissolved by the votes of two-third of members passing a resolution to that effect at a general meeting concerned for the purpose.
- b) After dissolution the assets of the trust will be transferred to another trust which is having similar aims and objects, subjects to the consent of 2/3<sup>rd</sup> of the member.

Witness where of the Settler here to set his hands and seals the day and year first herein above written.

Witness :

- |    |  |                              |   |
|----|--|------------------------------|---|
| 1. | Signature    | 1. Shri Yogendra Kumar Singh |   |
|    | Name <u>योगेंद्र शर्मा</u>   | (Settler)                    |   |
|    | Address <u>भोण्ड बरोवन, नारायणपुर</u>  |                              |   |
| 2. | Signature   | 2. Shri Rakesh Singh         |  |
|    | Name <u>रामसेवक सिंह सखोकर</u>   | (Settler)                    |   |
|    | Address <u>तहसील कोई युना नौरतापुर</u>   |                              |   |
|    | Signature  | 3. Shri Saket Kumar Singh    |  |
|    |  | (Settler)                    |   |

Drafted By : Anil Kumar Singh -Advocate 

Typed By : Sanjay Kumar Srivastava 

Sunbeam School Narayanpu.  
  
Principal

Sunbeam School Narayanpu.  
  
Authorised Signatory