

Date no 16/2018/10



കേരളം KERALA

F 588720

DEED OF AMENDMENT OF TRUST DEED
Arunodaya Educational Cultural and Charitable Trust



Executant: Sr. Jancy Maria C.M.C.

This Deed of amendment of Trust Deed is made on this the Ninth day of March
Two Thousand Eighteen 09/03/2018 By Arunodaya Educational Cultural and Charitable Trust,

Sr. Jancy Maria C.M.C.

Sr. Jancy Maria

Manager
ST. MARY'S SCHOOL
Angelvalley, Thulappally P.O.
Pin : 686 510

SUB TREASURY

No. 50700/7.3.18

Presented in the office of the Sub
Registrar of the District of the
photograph of the person whose
execution is being made under section 2
A and the amount of Rs. 60/- only
paid at 2.50 on the 9th
day of March 2018 by

Sr. Jimmy Mariam Sr. Jimmy Maria
residing at Little Flower convent

9th day of March 2018 Sg. Joseph Subbajithir Oron
Execution Admitted by Sr. Jimmy Maria C.M.C Sr. Jimmy Maria
for Arunodaya Educational Cultural and
Charitable Trust its managing Trustee.

D/o Francis Nun residing at Little flower convent
Podimattom.

① Sr. Stella Maria Sh. Stella D/o Abraham Nun Athiyalil, Podimattom.

② Dibia Jose Jacob Dibia Jose Jacob Agriculturalist. Palthakadavil
Thampalakadu
9th day of March 2018 Sg. Joseph Subbajithir Oron

Registered on the 16 of 2018
Book IV Volume 329
pages 87 to 93
6 of 1

witnessed by
Dibia Jose

9th day of March 2018 Sg. Joseph Subbajithir Oron



having its office at Little Flower Convent, Podimattam, Building No 88 of ward 18 of Parathodu Grama Panchayath, Parathodu P.O. (Permanent Account Number AADTA1892R) represented by its Managing Trustee, Sr. Jancy Maria C.M.C. aged Sixty Six 66 D/o Francis , Nun, Residing at Little Flower Convent, Podimattom, Parathodu P.O. Pin 686512 Kanjirappally kara Kanjirappally Village, holder of Adhar No. 2010 9991 9472, Issued by Unique Identification Authority of India, to amend the Deed of Trust made on 08/09/2007 at the Sub Registrar's office, Kanjirappally, with registration No229/2007, entered in book No. IV, VolumeNo. 269, Pages from 65 to 75, as per clause 16 of the Trust Deed and Decision of the Board of Trustees dated 28 /12 /2017.

Whereas the board of trust meeting held on 28 /12 /2017 has decided to amend the deed of trust as it is found necessary for the proper functioning and carrying out the activities of the Trust, and the managing Trustee Sr. Jancy Maria C.M.C. is authorised to execute the deed of amendments,

And Whereas the Provincial Council of the Amala Province of the congregation of the mother of Carmel, the settlers of the trust, as its meeting held on 28 /12 /2017 have approved the above decisions of the trust and consented for the amendments and authorised Sr. Jancy Maria C.M.C. to register the deed of amendments of the trust deed.

1. The Existing Clause- 2 of the Trust Deed is,

The Registered Office of the Trust shall be at Podimattam, Koovappally Village, Kanjirapally Taluk, in Kottayam District, Kerala State. The settlers are at liberty to change the Registered Office to any other place.

Is amended as

The Registered Office of the Trust shall be at Podimattam, Kanjirapally Village, Kanjirapally Taluk, in Kottayam District, Kerala State. The settlers are at liberty to change the Registered Office to any other place.

The area of operation of the trust shall cover all places within the Union of India.

This is purely a service trust and do not intend to conduct any business activities and funds of the trust will not be used for conducting any such activities.

2. The Existing Clause – 4(a) of the Trust Deed is,

To render services in the field of education by establishing, acquiring, managing, administering or otherwise holding educational institutions imparting knowledge in Arts, Science, Commerce, Technical Education, Medical education and other fields of knowledge, from the pre primary

Sr. Jancy Maria C.M.C. *Sr. Jancy Maria*

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level to the highest available standards, solely for philanthropic purposes and not for purposes of profit and that too irrespective of caste, creed and community.

Is amended as

To render services in the field of education by establishing, acquiring, managing, administering or otherwise holding educational institutions imparting knowledge in Arts, Science, Commerce, Technical Education, Medical education and other fields of knowledge, from the pre primary level to the highest available standards, solely for philanthropic purposes and not for purposes of profit and that too irrespective of caste, creed and community. All educational institutions established and administered by the Arunodaya Educational Cultural and Charitable Trust shall be minority educational institutions covered under Article 30(1) of the Constitution of India primarily for the benefit of Christians. However admissions in these minority educational institutions shall be extended to others as well, irrespective of religion, race, community, caste, creed, colour, sex, language and social status etc;

3. The Existing Clause – 15 of the Trust Deed is,

Bank Accounts: -

The Trust shall open Bank accounts in the name of the Trust or in the name of any of its institutions or activities. The accounts in the name of the Trust shall be operated by the President jointly with the Secretary of the Trust.

Accounts in the name of the institutions / establishments shall be operated jointly by two persons out of whom one shall be the Local manager and the other shall be nominated from time to time by the Board of Trustees.

Is amended as

Bank Accounts: -

- a) The Trust shall open Bank accounts in the name of the Trust or in the name of any of its institutions or activities. The accounts in the name of the Trust shall be operated by the President jointly with the Secretary of the Trust.
- b) Accounts in the name of the institutions / establishments shall be operated jointly by two persons out of whom one shall be the Local manager and the other shall be nominated from time to time by the Board of Trustees.
- c) Funds of the trust shall be kept deposited in accordance with the provisions of section 11(5) r.w.s. 13(1)(d) of the Income Tax Act and shall be in bank accounts opened in the name of the trust with scheduled banks/cooperative banks/

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nationalized banks and the accounts shall be operated by the President and Secretary/Treasurer jointly.

- d) It is specifically provided that the income and funds of the trust will be solely utilized exclusively for the objectives of the trust and no portion of it will be utilized for payment to the members / office bearers of the trust by way of profit /dividend /interest etc;

4. The Existing Clause – 16 of the Trust Deed is

- a) Any clauses in this Deed may be amended, annulled, added or substituted by the Provincial Council of the Settler, at any time after getting prior approval of the Commissioner of Income Tax
- b) In case there is any doubt or ambiguity regarding any of the provisions of this Deed of Trust, it shall be referred by the Board of Trustees to the Settlers and their direction or decision shall be final.

Is Amended as

Amendments

- a. Any clauses in this Deed may be amended, annulled, added or substituted by the Provincial Council of the Settler, at any time after getting prior approval of the Commissioner of Income Tax.
- b. This provision of powers for amendment would not be extended to altering the basic character/objectives of the trust and such amendment shall not be repugnant to the provisions of sections 2(15), 11,12,13 and 80G of the Income Tax Act 1961.
- c. In case there is any doubt or ambiguity regarding any of the provisions of this Deed of Trust, it shall be referred by the Board of Trustees to the Settlers and their direction or decision shall be final and the trust shall be irrevocable.

5. The Existing Clause- 17 of the Trust Deed is,

Dissolution

In the event of the Trust becoming impossible to function in accordance with the provisions of the Trust Deed, the Board shall refer the matter to the Settlers and necessary steps may be taken according to its directions of the Settlers.

In case the Settlers decide to wind up the Trust, the excess assets if any, after discharging the liabilities on winding up, shall be transferred to another charitable educational institution of a similar nature as decided by the Board of Trustees and approved by the Settlers and if not it will vest with the Government.

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In case the Settlers decide to wind up the Trust, the excess assets if any, after discharging the liabilities on winding up, shall under no circumstances, be distributed among the trustees/members of the Board of Trustees; but the same be transferred to another charitable educational institution of a similar nature which is registered u/s 12AA of the Income Tax Act 1961 as decided by the Board of Trustees and approved by the Settlers and if not it will vest with the Government.

6. The Existing Clause -18 of the Trust Deed is,

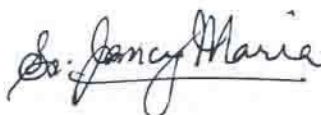
Saving Clause

- a) It is expressly declared that this is purely an Educational, Cultural and Charitable Trust and no part of the Trust property or its income shall be applied for any purpose, other than educational, charitable, Cultural purposes as provided in clause (4) of this Deed.
- b) All the institutions under this Trust shall be qualified for the protection if any granted under the Constitution of India, as the institutions are established by the Minority Community to which the Settler institution belongs.
- c) In case, for administrative purpose, if the Settler Province get divided further, into two or more Provinces, as decided by the General Chapter of the Congregation of Mother of Carmel, all the institutions under this Trust shall stand automatically distributed under different Trusts of various Provinces, according to the norms fixed by the General Chapter of the Congregation.

Is amended as

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7. The Value of the Trust fund is Rupees One thousand only Rs. 1,000/-

IN WITNESS WHERE OF Sr. Jancy Maria C.M.C has executed this Deed of amendment of Trust deed on the day first above written in the presence of the Witnesses attesting hereunder written. This Deed is signed at Building No. 18 of Ward No.III of Chirakkadavu Grama Panchayath within the jurisdiction of Sub Registrar office Kanjirapally with intend to register at the said office.

Executant: Sr. Jancy Maria C.M.C

Sr. Jancy Maria

Witnesses

1. Dabin Jose Jacob S/o Jacob Agriculturist residing at Pulthakadiyel House Thampalakkadu Kara Kanjirappally *Dabin Jose*
2. Rani K Eapen D/o K S Eapen Housewife residing At Killirooparambil House Ponkunnam, Chirakkadavu Village *Rani K Eapen*

Prepared by Jalaja K Kottuppallil Muzhukkunnu Kara Lic No. DAR 169

Jalaja

This document is Computer Printed

Corrections Nil

Sr. Jancy Maria C.M.C.

Sr. Jancy Maria

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Manager
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