

**TRUST OF DEED
MARY MATHA PUBLIC SCHOOL, THRIKKAKARA**

Ernakulam

12.7.2005

CERTIFICATE

It is Certified that the Deed of Trust of **MARY MATHA SCHOOL TRUST - THRIKKAKARA** executed on 5-12-2001 has been registered as a Charitable and Educational Trust on the same day at Sub-Registrar Office, Ernakulam with Reg.No. IV/486/2001/SRO/ERNAKULAM according to the Registration Act, 1908.

We hereby certify that a valid Charitable and Educational Trust has come into existence by virtue of the said Deed of Trust working according to the Indian Trust Act, 1882.

P.V. CHACKO & CO.,
Chartered Accountants,
Palackel Court, M.G. Road
Cochin - 682 035.



T.K. MATHEW F.C.A.

T.K. MATHEW
T. K. MATHEW, F.C.A.
Chartered Accountant
Membership No: 020648

1000Rs.



THIS DEED OF TRUST executed on this the Fifth day of December Two Thousand and One (5-12-2001) BETWEEN (1) THE SACRED HEART PROVINCE of the religious congregation of SISTERS OF THE ADORATION OF THE BLESSED SACRAMENT, represented by its present Councilor for Education Rev. Sister Lethus, Nun, aged 59 (Fifty Nine) years, daughter of Paulo Devassy, now residing at the S.H. Provincial House, Adoration Convent, in Kalamasserry, in Thrikkakara North Village, Kanayannoor Taluk, Ernakulam Dt., Kerala as the SETTLER on the first part AND (2) Rev. Sister Robert, Nun, aged 59 (Fifty Nine) years, daughter of Joseph residing at Mary Matha Adoration Convent Thrikkakara, in Vazhakkala Village, Kanayannoor Taluk Ernakulam Dt. as the Trustee on the Second part.

WHEREAS the religious order known as the Congregation of the SISTERS OF THE BLESSED SACRAMENT, was started and established as a religious and charitable institution in its rude form at Edathua in the year 1908 by the saintly priest Thomas Kurialasserry (The first Bishop of Changanacherry) as a realization of a long cherished desire in the Church in India to give opportunity to young ladies to offer their entire life for the service of the humanity imitating Lord Jesus Christ in caring the weak, the sick, the downtrodden etc. in the religious traditions of our land.

Sr. Lethus
Sr. Lethus
(Settler)

Sr. Robert
Sr. Robert
(Trustee)



100Rs.



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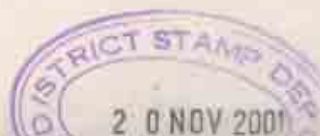
AND WHEREAS by the grace of God, as the number of members joining the Congregation increased, the Congregation established more institutions at various places in India and abroad to render the religious and charitable services in a systematic and organized manner, by starting and maintaining orphanages, old age home, hospitals, dispensaries, Home for handicapped and mentally retarded, schools, colleges, and other educational institutions of various types.

AND WHEREAS as the activities under the Congregation thus increased, the Congregation for administrative convenience was divided into various Provinces with a Generalate and the Settler institution was established as one of such provinces in the year of 1963.

AND WHEREAS, in 1976, the then office bearers of the Settler Province as part of its education apostolate, established an educational institution at Thrikkakara, by name Mary Matha School to give opportunity to the children of the locality with special care to the children of the Christian minority community.

Sr. Lethus M
Sr. Lethus
(Settler)

Sr. Robert
Sr. Robert
(Trustee)





AND WHEREAS, the present office-bearers feel it better to establish an Educational Trust to take over the existing educational institution and manage it more systematically and with perpetuity.

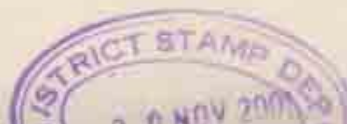
AND WHEREAS, the settlers now feel it better to register a Charitable Trust for taking over and governing such educational institutions in a systematic and effective manner, and for that purpose, the Council of the Settler Province in its meetings held on 4-12-2001 had authorized Sr. Lethus, the Councilor, to execute the Deed, with the following terms and conditions, in favour of Sr. Robert and to get it registered at Ernakulam.

NOW THIS DEED WITNESSETH :-

- 1) **Name of The Trust:** - The Name of the Trust shall be MARY MATHA SCHOOL TRUST - THRIKKAKARA
- 2) **Registered office:** - The Registered Office of the Trust shall be at Thrikkakara. The Trustees are at liberty to change the registered office to any where else in India with the approval of the Settler.
- 3) **Trust Property:-** In order to effectuate the above referred decision, the Settlor has made over to the Trustee a sum of Rs. 1,000/- (Rupees One Thousand only) to hold the same together with all addition and accretions thereto and all other property that may be acquired by purchase, lease, gift or otherwise and may herein after be the subject matter of the Trust (hereinafter called the Trust Fund) for the objects and on the terms and conditions herein contained concerning the same for the objects of the Trust.

Sr. Lethus
Sr. Lethus
(Settler)

Sr. Robert
Sr. Robert
(Trustee)




4) Objects of the Trust :-


The main object of the Trust is to render educational service to the children of the Christian minority community as long as the Constitution of India permits to do so and thereafter to all irrespective of caste, creed and community and that too solely for philanthropic purposes and not for purposes of profit and such object shall inter-alia include:-

- a) To give opportunity for the children and youth, for proper education on academic side from nursery stage to professional stage.
 - b) To start, establish and administer educational Institutions or Institutions of all categories and grades to impart knowledge and to teach boys and girls to develop the skill and talent inherent in them by proper training and coaching
 - c) To establish Hostels and Boarding Houses to accommodate the students of the educational Institutions.
 - d) To establish research and development Institutions.
 - e) To establish prizes, awards, scholarships etc to recognize the brilliant students and to encourage other students to develop themselves through hard work.
 - f) To conduct cultural competitions, sports meet etc, to bring out the students talented in those fields to the lime light.
 - g) To establish foundations, Loan Scholarships, or free Scholarships etc, or to extend financial aid returnable or not, to the financially weak students to pursue their studies, as they wish.
 - h) To do all such other lawful acts, deeds or things as the Trust may consider incidental or conducive to the attainment of any of the objects of the Trust.
- 5) To attain the above said objects the Trustee is authorized to:-
- a) To take over and manage any existing Institutions with its assets and liabilities including the present Mary Matha School - Thrikkakara.
 - b) To depute the necessary personnel to take care of the various activities of the Trust as found necessary from time to time.
 - c) To establish and manage Nursery, Primary and High Schools, Professional institutions, Technical Institutes, Boarding Houses, Hostels etc, solely for the purpose of education and not for the purpose of profit.
 - d) To incur necessary expenditure for the purchase and development of land, purchase/ construct/demolish building, acquire or dispose off capital assets of any description.
 - e) To receive from the students or parents fees or contributions or reimbursement of expenses or donations for the sole purpose of meeting the capital and revenue expenditure of the past, present or future of the activities of the Trust.

6) BOARD OF TRUSTEES: -

- a) For the time being the second party to this Deed. Sr. Robert shall be the Sole Trustee.
- b) Within Two months of Registration of the Deed of Trust, a Board of Trust, shall be constituted by the Provincial of the Settlers Province in consultation with her Councilors nominating members as follows: -


Sr. Lethus
(Settler)


Sr. Robert
(Trustee)

- (i) The Provincial of the Settlers, Ex-officio as the President of the Board of Trustees and also as the Manager of the educational Institutions under the Trust as a whole.
- (ii) The Education Councilor of the Settlers ex-officio as the Vice President of the Trust.
- (iii) The superior of the Adoration Convent, Thrikkakara, ex-officio.
- (iv) Other members as found necessary by the Provincial of the Settlers from time to time.
- (v) One among the above members shall be designated by the Settler as the SECRETARY and another as the LOCAL MANAGER.
- c) As and when the first Board of Trustees is formed, the sole Trustee shall hand over the administration of the Trust to the Board.
- d) The Settlers is at liberty to withdraw, any of its nominees to the Board of Trustees, and to nominate new member/members, as and when found necessary or change the Secretary/ Local Manager.

7) MEETINGS OF THE BOARD: -

- a) The Board of Trustees shall meet as often as required and shall meet atleast once in a calendar year and approve the annual accounts and forward it to the Council of the Settlers.
- b) The meeting of the Board of Trustees shall be presided over by the President of the Board of Trustees and in her absence by the Vice-President and in the absence of both, by any one of the Trustees nominated by the President.
- c) There shall be three days notice for the meeting of the Board of Trustees unless it is waived by all the members eligible to get the notice.
- d) Decisions shall be taken on the basis of votes of members attending the meeting in person and exercised by (them individually either by show of hands or by secret ballot as (decided by the Chair Person and in case of tie, the chair person can exercise a casting vote additionally.
- e) Decisions may also be taken by circulation, provided all the members agree to it.
- f) The quorum for the meeting shall be one third of total members or three whichever is greater.
- g) The SECRETARY shall serve the notice for the meeting in consultation with the President and she shall be responsible for the maintenance of the minutes book and other records of the meeting.

8) POWERS AND DUTIES OF THE BOARD OF TRUSTEES: -

All the properties of the Trust shall vest with the Board of Trustees and in the name of the President. The Board of Trustees shall have the following powers and duties.

- a) To apply, get sanction, erect, conduct and administer educational institutions and establishments connected with the same or take over and manage any such institutions to diffuse knowledge of moral, cultural, academic, or of any of humanitarian value to the people of any age and sex.
- b) To request for and receive donations towards corpus or otherwise either in cash or in kind or subsidies or grants or other financial assistance of any kind, whether returnable or not, from individuals, institutions, Central and State Governments, Universities or other Government agencies, voluntarily organizations within India or from abroad.

Dr. Lathin S.A.T
Dr. Lathin


Dr. Robert
Dr. Robert


- c) To demand, and receive, to the extent the laws of the state permit, fees, deposits, contributions, fines, capital donations etc. to meet the capital or revenue cost of education, from the students, or from their parents.
- d) To invest the funds of the Trust in any manner they deem fit consistent with the objects of the Trust and in the interest of the Trust, provided such investment in immovable properties shall be subject to the approval of the Council of the Settlers.
- e) To borrow any amount either on pledging the assets of the Trust or otherwise from individuals, banks, financial institutions or other institutions, with the approval of the Council of the Settlers.
- f) To acquire, alter extend, demolish any of its assets, movable or immovable and to dispose of the same whenever found necessary in the best interest of the objects of the Trust.
- g) Start new units of the present activities at other places or to take up new activities whenever necessary or to take over and manage any institution or activity now carried on by others, as long as it is found to be advantageous to achieve the objects of the Trust.
- h) To spend the income earned for any or all of the objects of the Trust, either directly or by contributing to other genuine institutions to be spent for the purpose of the Trust.
- i) To accumulate the income, if necessary, for attaining the objects of the Trust in future and to set apart the whole or part of the income for the corpus of the Trust Fund for any of the objects of the Trust, with the approval of the Board of Trustees.

9) POWERS AND DUTIES OF THE MANAGERS: -

Subject to the general control of the Board of Trustees, and the President, the Local Manager shall have specific powers and duties mentioned below, over the properties and affairs of the institutions under their management.

- a) To work, manage, control and supervise the affairs/management of the properties now or hereinafter Trust and develop them.
- b) To enter into any contract or agreement for and on behalf of the Trust for any of the purpose concerning the routine activities/affairs of the institutions under the Trust, which are beneficial to the interest of the Trust.
- c) To appear and to act for and on behalf of the Trust in all legal proceedings before any competent authority.
- d) To appoint and constitute advocate or other attorneys, whenever necessary and to remove them whenever they feels such removal is necessary.
- e) To take loans or borrow money, as decided by the Board of Trustees and to execute promissory notes, bonds or the like for the same and to discharge the same by repayments.
- f) To gather funds towards corpus or otherwise, for the Institutions under the Trust by way of donations or fees or otherwise, from any person or institution, either in cash or in kind for the purpose of the Trust.
- g) The MANAGER shall be the persons to sue or be sued for and on behalf of the Institutions under the Trust, provided that the Board of Trustees shall have the power to authorize any one of its other members to represent the Board of Trustees in any legal or other proceeding, under special circumstances.


Sr. Lethus
(Settler)


Sr. Robert
(Trustee)

- h) The Local Manager shall exercise and perform such powers and duties as the Board of Trustees/Manager may from time to time determine or assign or authorize her to do.
- i) All acts, deeds and things lawfully done by the Manager/Local Manager by virtue of these presents shall be binding on the Trust.

10) ACCOUNTS: -

- a) The Local Manager shall in consultation with the Manager, appoint proper persons to keep the accounts and records of the institution and activities under her.
- b) The accounts shall be closed on 31st March every year and it shall be audited by a Chartered Accountant appointed by the Settlers.
- c) The audited statement of accounts along with the report of the Board shall be submitted to the Settler before 30th September every year or within the time extended by them.

11) EXECUTIVE COMMITTEE & ADVISORY COMMITTEE: -

- a) The Board of Trustees shall, form Executive Committees and Advisory Committees to take care of the academic side of the individual institutions or for the Trust as a whole, by nominating the members of the Board and others including the teaching staff, parents, laymen etc. as found necessary from time to time.
- b) The Board shall from time to time fix the powers and duties of the two committees, and the manner of conducting the committee meetings.
- c) Both the committees are to assist the Local Manager and the Secretary in achieving the objects of the Trust.

12) POWERS OF THE SETTLERS: -

The Settlers, shall depute any person to inspect the accounts and the affairs of the Trust and the institutions under the Trust in the best interest of the beneficiaries and to issue any direction what so ever necessary for achieving the objects of the Trust in a better way, to the Board of Trustees and/or to the Managers/Secretary and they shall be bound to accept and act upon such directions.

13) BANK ACCOUNTS: -

The Manager or the Local Manager along with the Secretary or with nominees of the Board from time to time shall open and operate jointly as many Bank Accounts with any Bank, as and when necessary in the name of the Trust, or in the name of the institutions under it.

14) SECRETARY: -

- a) The Secretary shall be responsible to carry out the decisions of the Board, in consultation with the Manager & Local Manager.
- b) She shall co-ordinate the various activities under the Trust, in different places, and shall report about them to the Board from time to time.

15) AMENDMENT & CLARIFICATIONS: -

- a) Any provision in this Deed except this clause and the object clause (clause No.4) may be amended, annulled or substituted by the Provincial Council of the Settler, at any time provided that such amendments shall come into effect only after getting the approval of the Commissioner of Income Tax, in case the Department insist for the same while giving any recognition or registration under the Income Tax Act, 1961.

En. Laxman S.S.D.

En. Suresh

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 Council of the Settlers and their direction or decision shall be final.

16) 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 Council of the Settlers, and necessary steps may be taken according to its directions.

In case the Council, 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 institutions as decided by the Board, and if not it will vest with the Government.

17) SAVING CLAUSE: -

It is expressly declared that this is a Religious Trust for educational purposes and no part of the Trust Property or its income shall be applied for any purpose, other than educational, purpose as provided in clause (4) of this Deed.

18) The value of the Trust Fund is Rs. 1,000/- (Rupees one thousand only).

IN WITNESS WHEREOF the Settler has signed this Deed of Trust at Ernakulam on the day, month and year first above written in the presence of the following witnesses at the Palackel Court Office (Door No.CC-40/8946), M.G. Road, Ernakulam within the Jurisdiction of Ernakulam Sub-Registry Office, and wish to get it registered in the Sub-Registry Office, Ernakulam.



Sr. Lethus
(Settler)



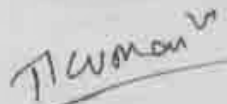
Sr. Robert
(Trustee)

Witnesses:

1. Madhavan Pillai Jayachandran,
Sreevilasam,
Edappally South Village,
Padivattom Kara,
Cochin-24.



2. T. K. Vasukuttan,
Thazhathuruthil House,
Kumarakom P.O,
Kottayam.



This document is Computer Printed.
Corrections: Nil



Sr. Lethus
(Settler)



Sr. Robert
(Trustee)