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No. _____ DATED _____
SHAILESH GANTRA
LICENCE STAMP VENDOR L. No. 01,
NEHRU ROAD, VILE-PARLE (EAST),
ISSUED TO: R. P. Yadav
STAMP PAPER OF Rs: ₹ 100
STAMP VENDOR

11 MAR 1997

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INDENTURE

This INDENTURE made at Bombay this 11th day of March, in the Christian Year Nineteen Hundred Ninety Seven, BETWEEN MR. BHAGWAN PRASAD YADAV an Indian Inhabitant of Bombay, hereinafter called "The Settlor" (which expression shall unless repugnant to the context or meaning thereof be deemed to include his heirs, executors and administrators) of the one part AND (1) MR. BHAGWAN PRASAD YADAV (2) MRS. ANITA YADAV and (3) MISS KRISHNA YADAV Indian inhabitants of Bombay, hereinafter called "The Trustees" (which expression shall unless repugnant to the context or meaning thereof be deemed to include the Trustees or trustee for the time being of these presents and the heir, heirs, executors and administrators of the trustees, the [unclear] or her assigns) of the other part:



WHEREAS

a. The Settlor is absolutely seised and possessed of and otherwise well and sufficiently entitled to the sum of ₹ 500 (Rupees five hundred only);

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- b. The Settlor out of charitable motives is desirous of making a public charitable trust of the said amount.
- c. The Trustees have agreed to become the first trustees of these presents as is testified by their being parties to executing these presents.
- d. The said sum of Rs.500/- (Rupees Five Hundred Only) has in anticipation of these presents been already transferred, paid and handed over to the trustees before the execution of the presents.

NOW THIS INDENTURE WITNESSETH AS UNDER :

1. TO HAVE AND HOLD, RECEIVE AND TAKE ALL AND SINGULAR the said money to the trustees for and upon the trusts and with and subject to the powers, provisions, agreements and the declaration hereinafter appearing and contained and concerning the same.
2. The trustees do hereby declare that, they the trustees shall hold and stand possessed of the said money (all of which are hereinafter for brevity's sake referred to as the "Trust Fund") which expression shall also include each and any other property and investment of any kind whatsoever into which the same or any part thereof might be converted, invested or varied from time to time or such as may be acquired by trustees or as may come to their hands by virtue of these presents or by operation of law of otherwise howsoever, in relation to these presents upon the trust and with and subject to the powers, provisions, agreement and declarations hereinafter declared and concerning the same.
3. The charitable Trust shall be known as "PRASAD EDUCATION TRUST" and the office of the charitable Trust shall be at B-104, YESH KRIPA, CHIKU WADI, SHIMPOLI, BORIVALI (WEST), MUMBAI- 400 092.. or at such other place or places as would be decided by the trustees from time to time. The said "PRASAD EDUCATION TRUST" shall have the main objects of utilising the funds for public charitable i.e educational medical and other purposes irrespective of any caste, creed, community, sex and the benefits of the Trust shall be available to the public in general for the purposes of serving the humanity. The Trustees of the Trust shall in any way/manner carry on any business for the purposes of profits.

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4. The Trustees shall hold and stand possessed of all money of the Trust Funds including any contribution to the corpus of the Trust as well as all other subsequent gifts, donations, advertisements in souvenir or bulletin, contribution or contributions to the corpus of the trust or otherwise received by them for the Trust and to collect all dividends and other income of the Trust Fund and out of the same in the first place pay all proper costs, charges and expenses on and incidental to the management, administration and execution of the trust and powers herein contained.
5. The Trust funds shall be utilised for the following objects.

(i) EDUCATIONAL RELIEF

To give educational training and relief to the needy a poor student and in particular

- (a) To start or manage college to impart engineering and technical education including polytechnic and medicine.
- (b) To start training institutions.
- (c) To start and manage colleges and institutions for imparting higher education of one or more faculties including industrial, vocational professional and technical education.
- (d) To open reading rooms, libraries, museums, and to undertake and to arrange or to help in arranging educational or cultural camps and to support such institutions or camps.
- (e) To construct, provide or run hostels, sanatoriums or boarding houses for all or any of the objects and purposes of the trust without making any profit.
- (f) To hold and to encourage adult education, study circles, conferences etc.
- (g) To help poor, needy and deserving students by giving them concession fees, scholarships, prizes and other help without any distinction of caste, creed, community, sex or religion.
- (h) To give stipends, scholarships, grants, prizes and to help the clever and/or needy students.

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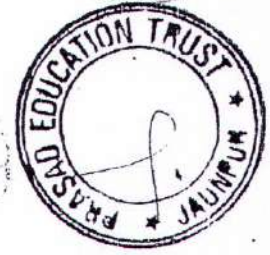
- (i) To give grants to institutions established for educational purposes by giving donations in cash or in the form of books or educational aids or in any other manner.
- (j) To acquire land and construct or build any buildings or premises for achieving the objects of the Trust and raise funds needed for the purpose.
- (k) To instill good ideas, literatures, etc. through the publications of pamphlets, booklets, books etc or by holding talks, seminars, symposiums and/or conferences etc so as not to involve any activity for profit.
- (l) To do any other act in furtherance of education.

(ii) MEDICAL RELIEF

To give medical relief to the needy and poor persons and in particular

- (a) To start charitable hospitals, dispensaries, maternity homes etc;
- (b) To purchase land or building to construct hospitals, dispensaries, nursing homes, maternity homes etc and raise funds needed for the purpose.
- (c) To give or to assist in getting free and/or semifree medical treatment to the poor and needy persons.
- (d) To give help to the needy and poor persons in cash or by way of treatment in any hospital run by the trust or in any other hospital elsewhere.
- (e) To give donation to any hospital including for beds, dispensary or any other institution giving medical and/or surgical relief
- (f) To give donations or help to any person, hospital, society or institutions conducting research in medicine.
- (g) To do any other act resulting in relief to the poor.

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GENERAL OBJECTS

- (iii) To help and encourage the middle class and lower class people in their development and upliftment and in building up their independent life and career.
- (iv) To give relief to persons affected by famines or floods or to persons who have met with any natural calamity or otherwise.
- (v) To set institutions or funds for the benefit of poor widows.
- (vi) To establish and maintain and support hostels and or boarding houses and grant of free and/or subsidised boarding and lodging to unemployed persons upon such terms and for such period in each case as the Trustees may deem fit.
- (vii) To establish or help any institutions or funds for the alleviation of human suffering.
- (viii) Sinking of wells and/or setting up parabs etc. whenever and wherever there may be scarcity of water or otherwise and provide drinking water facilities in villages.
- (ix) To purchase, take on lease or exchange land, freehold or leasehold or of such other nature as the trustees may deem fit as is provided and/or stipulated in the Indian Trusts Act, 1898 and/or take over by way of gifts, legacy and donation or otherwise and/or acquire by all lawful means and ways and upon such terms and conditions as the trustees shall think fit from the general public, Government, registered societies and organisations, public bodies or body politics and all other persons, stocks, funds, cash, donations in cash or kind, securities and other property, movable and/or immovable any rights, interest and privileges which the trustees may think necessary or convenient for all or any of the purposes of the Trust in India upon such terms and conditions as the trustees may think fit.
- (x) To construct and erect building or buildings for any of the purposes of the trust with the permission of the trustees.

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(xii) To sell, improve, manage, develop, exchange, lease, mortgage, dispose of or turn to account or otherwise deal with all or any part of the property, rights and interest of the trust with the permission of the trustees.

(xiii) To assist any trust institution, body of persons carrying out or conducting any of the objects, activities or purposes herein set out.

(xiv) To perform in general such other lawful acts, deeds and things as the trustees may deem fit.

(xv) To amalgamate or collaborate or jointly participate in or for the purpose of carrying out of the aforesaid objects with other trusts or institutions having similar objects or allied objects to the main objects in the manner as may be permissible under law and with the consent of the managing trustee.

(xvi) To carry out various programmes and activities for rural development with a view to raise the standard of living of the village community ensuring material prosperity, furthering social justice and equity and fostering their intellectual, physical and social efficiency.

(xvii) To encourage, promote, organise, hold or stage, manage, perform and/or render assistance to perform mass marriage or group marriage i.e. samouh vivah and all ceremonies and celebrations incidental to such marriages.

(xviii) To do all such acts as the trustees decide for the benefit of general public.

AND FURTHER TO THAT, the Trust hereby established shall be one to which the provisions of sec. 80G of the Income-tax Act, 1961, or any replacement, re-enactment or modification thereof for the time being in force, shall apply so that any donation is recognised as eligible for exemption or relief from tax as regards the donor.

The surplus and unapplied portion of the said income, if any, arising in any or more year or years shall be accumulated, by investing the same and the resulting income thereof from time to time, in any of the investments in which the Trust Fund is hereby directed or authorised to be invested and the said trustees shall have power to expend and apply the same in the same manner and to the same extent as if such accumulation or parts thereof had been part of the income of the year or years in which the same are expended and applied as aforesaid.

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In carrying out the objects and purposes set out hereinabove it shall be lawful for the trustees to carry them out independently, to donate or subscribe the income of the trust fund or the trust fund on such terms and conditions as trustees may deem fit in their absolute discretion to the corpus or fund of any other trust or trusts, institutions, panchayat, local board, municipality or to work in collaboration with such trust or trusts and to share expenses or to fund new trusts, provided always that the benefit shall not be restricted to any particular community, religion, caste, creed or sex.

6. Further, with a view to facilitate the trust's activities for achieving the above aims and object the trust may :

- i. Solicit, obtain or accept subscriptions, donations, grants, gifts, bequests of money and all kind of property, movable and immovable either unconditionally or on any special term and conditions or on trust, not being inconsistent with the aims and objects of the Trust.
- ii. Sell transfer exchange, mortgage charge, lease, convert securities, dispose off or otherwise deal with any property or properties belonging or held by or at the disposal of the trust.
- iii. To raise or borrow money from time to time from any bank, financial institution or any organisation etc. for any of the objects of the trust whether with or without security, whether with or without mortgaging, pledging, charging, hypothecating lands, buildings, machinery, goods, assets present or future of the trust and to give the lenders powers of sale or other powers as may be expedient and to purchase or redeem such securities.
- iv. Invest and deal with any money of the trust not immediately required for any of its objects in such manner as may be provided by the constitution of the trust as may be from time to time be determined.

7. Further in carrying out its aims and objects, the trust may :

- i. Provide loans, scholarships, fresher's prizes and monetary assistance to students of schools colleges and institutions supporting handicapped children and to economically disadvantaged groups.
- ii. Pay out of the funds belonging to the trust or out of any particular part of such funds all expenses or incidental to the formation of the trust and management and administration of any of the foregoing objects including all rents, rates, taxes, outgoings and the salaries of the employees, payment to engineers, technical professors or companies providing educational guidance and support.

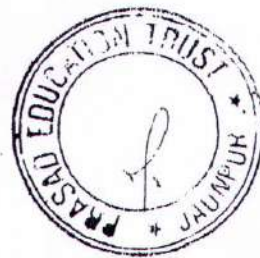
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 - iii. To raise or borrow money from time to time from any bank, financial institution or any organisation etc. for any of the objects of the trust whether with or without security, whether with or without mortgaging, pledging, charging, hypothecating lands, buildings, machinery, goods, assets present or future of the trust and to give the lenders powers of sale or other powers as may be expendent and to purchase or redeem such securities.
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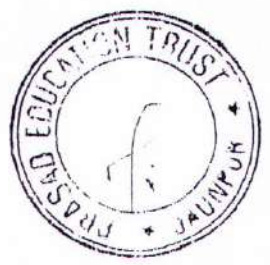
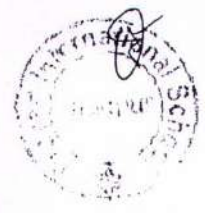
- iii. Procure the service of teachers, professional and others, either for remuneration in cash or kind or gratuitously in an honorary capacity.
- iv. For the purpose aforesaid, to sign, execute and deliver such assurance and deeds as may be necessary.
- v. Print, publish and exhibit any books, pamphlets or posters that may be considered desirable for the promotion of the objects of the trust.
- vi. Do all such other lawful acts, deeds or things as are incidental or conducive to the attainment of any of the above objects.
- vii. Amalgamate with any other trust, society, institutions or Association having objects wholly or in part similar to the objects of the trust.

8. Notwithstanding anything hereinabove or hereinafter contained, the income of the trust fund shall be applied and be applicable to or for such public charitable purposes only and within such territories only and subject to such conditions or limitations, if any, as may from time to time be laid down in the Income-tax Act, 1961, or any other Act governing taxation of income of public charitable and public religious trusts as well ensure or make the Trust hereby established and its income eligible for exemption from taxation under the Income-tax Act, 1961 or any replacement, re-enactment or modification thereof or under any other Act, governing taxation for the time being in force in India.

9. MR. BHAGWAN PRASAD YADAV shall be entitled from time to time to open, maintain and operate a bank account or bank accounts in the name of the trust in such bank or banks as they may from time to time decide, to deposit any moneys forming part of the Trust Fund or the income to the credit of any such account or accounts either by way of fixed deposit or current or any other account as the trustees may deem fit. Any such account may be operated by MR. BHAGWAN PRASAD YADAV. However, in an event the aforesaid trustee is not immediately available, the account may be operated by MRS. ANITA YADAV during such period.

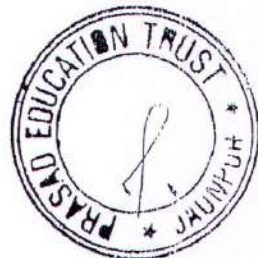
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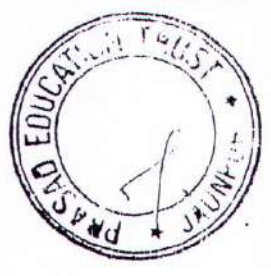
10. Subject to the provisions hereinabove, the trustees shall invest the trust fund and all moneys in their hands which may require investment in or upon any one or more of the securities or modes of investment with power from time to time at their discretion to vary any investments and securities held by the trustees in any manner laid down by the law of the country for the time being in force, including the law regarding taxation of income of charitable trusts.
11. (a) It shall be lawful for the Trustees to pull down renovate, rebuild, alter, adopt, improve and to develop or repair any immovable properties acquired or comprised in the Trust Fund or out of any income thereof as they think fit.
- (b) The managing Trustees shall also be entitled to enter into any agreement or covenants with the owners or the persons interested in any other properties and whether restricting or otherwise or for the benefit of the person as they may in their absolute discretion think fit from time to time.
- (c) The trustees shall have power to insure any properties comprised/ acquired, against loss of fire, lightning or civil commotion or other risks or losses as the trustees may think proper from time to time but no personal liability shall be attached on the trustees or any one or more of them by reason of any property remaining uninsured in any way.
- (d) The Trustees shall also have the power after paying all rents, rates, taxes and other outgoings and expenses out of the income and profits of immovable properties to set aside out of the balance thereof from time to time such sum of money as the trustees consider proper to meet the expenses of heavy repairs or by way of depreciation or sinking fund to utilise the same and the income thereof for heavy repairs or for rebuilding or reinstating the immovable properties or erecting new building and in the meantime invest the same in securities authorised by these persons.
12. It shall also be lawful for the Trustees to permit any immovable property or any part thereof forming part of the trust fund to be held and used for attaining the objects of the trust.

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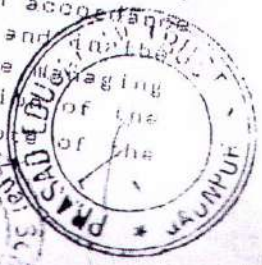
13. It shall be lawful for the trustees at such time as they may in their absolute discretion think fit to sell by public auction or private contract or exchange or transfer or assign or grant lease or sub-lease for any term however longer, or otherwise dispose off all or any part of the trust fund including the immovable properties comprised therein as may be deemed in the interest of the trust by the trustees and on such terms and conditions relating to the title or otherwise in all respects as they may think proper and to buy, rescind or vary any contract for sale, exchange, transfer, assignment, lease or other disposition without being answerable for any loss occasioned thereby and for such purposes to execute all necessary conveyance, deeds or exchanges, assignments, transfer, leases, sub-leases, and other assurances and to pass, give and execute all necessary receipts, releases and discharges for the consideration, money or otherwise, relating to the documents and assurances. All income arising from any such transfer or other assurance shall be deemed to be a part of the Trust Fund.
14. The Trustees shall maintain or cause to be maintained regular books of accounts of all the transactions relating to the Trust, in the manner laid down by the law for the time being in force.
15. Upon any sale or other transfer by the Trustees, under the power aforesaid, the purchaser or purchasers or transferee or transferees dealing bonafide with the trustees shall not be concerned to see or inquire whether the occasion for execution or exercising such power has arisen or whether the provisions as to the appointment and retirement of trustees therein contained have been properly and regularly observed and performed nor shall the purchaser or purchasers or transferee or transferees be concerned to see to the application of the purchase money or other consideration or be answerable for the loss, misapplication or nonapplication.
16. The trustees may from time to time appoint one or more secretaries, supervisors, teachers, clerks, and other officials and employees and servants on such term as the trustees may deem expedient and fix their remuneration.
17. The trustees of the trust will be entitled to re-imbursment of actual expenses incurred by them for the purposes of carrying out the objects of the trust. It is clarified that no trustees shall, at any time, whatsoever be entitled to any remuneration, salary or benefit.

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18. MR. BHAGWAN PRASAD YADAV and MRS. ANITA YADAV shall be the permanent Managing Trustee during their lifetime. In the event of the death of any or both aforesaid permanent trustees, their respective legal heirs shall have the right to nominate any one amongst them to be the managing trustees of the trust, such nominees will thereafter continue as permanent managing trustees and so on.
19. MR. BHAGWAN PRASAD YADAV or MRS. ANITA YADAV shall always be the chairman of the Board of Trustees and preside over the meetings of the trust. In event, the aforesaid permanent trustees for any reason, are not present at any Trust meeting, the trustees present shall have the right to appoint the Chairman for that particular meeting.
20. The minutes of the proceedings of every meeting of the Trustees shall be entered in a minute book to be kept for the purpose and signed by the chairman of such meeting or the following meeting and shall when so entered and signed be conclusive evidence of the business and other matter or matters transacted thereat.
21. The minimum number of trustees shall be three. The permanent trustees for the time being shall have the power to appoint such additional trustees of this trust as they may consider necessary for a maximum period of 3 years at a time but the maximum number of trustees at any one point of time shall not exceed twelve. In the event of death of a trustee or any trustee resigning for any reason whatsoever from the trust, the permanent trustees shall have the power to appoint a new trustee in place of such trustee who has resigned or is deceased.
22. The trustees may join, or amalgamate the trust of these presents or any portion thereof with any trust or institution having allied or similar object upon such terms and conditions as they may, in their absolute discretion think fit and proper subject to relevant provisions of Bombay Public Trust Act, 1950.
23. In all cases of differences of opinion amongst the trustees as to whether any particular act should be done or permitted to be done or in the administration of the trust hereof or as to the powers as herein contained or as to the true intent and meaning of any of the clauses of trust hereof, the same shall be disposed of and dealt with in accordance with the opinion of the majority of the trustees and in the event of the trustees being equally divided, the Managing Trustees shall have a casting vote. The decision of the majority of trustees including the casting vote of the Managing Trustee shall be final and conclusive.

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- 24. The trustees shall be entitled to appoint or engage from time to time for the objects, purposes, administration and management of the trust and in respect of all matters relating to the Trust, Auditors, Architects, Surveyors, Accountants, Valuers, Solicitors, Advocates, Managers and necessary staff and pay or agree to pay to them such fees, remuneration special or otherwise as the Trustees may in their absolute discretion from time to time think fit.
- 25. The managing Trustees may appoint any one of them to represent the trust in any proceedings before any court, tribunal authority or body.
- 26. The Trustees shall get the accounts of the trust audited and comply with provisions of the Bombay public Trusts Act or other applicable statutes or any amendment or modification thereof.

IN WITNESS WHEREOF the parties hereto have hereunto set and subscribed their respective hands and seals the day date & year first hereinabove written.

SIGNED, SEALED AND DELIVERED BY
 the withinnamed settlor
 MR. BHAGWAN PRASAD YADAV in the
 presence of

B. Prasad Yadav

SIGNED, SEALED AND DELIVERED BY
 the withinnamed Trustees

- 1. MR. BHAGWAN PRASAD YADAV
- 2. MRS. ANITA YADAV
- 3. MISS. KRISHNA YADAV

B. Prasad Yadav

Anita Yadav

Krishna Yadav

in the presence of *B. Prasad Yadav*

[Signature]

