

16/02/20

भारतीय गैर न्यायिक INDIA NON JUDICIAL

एक हजार रुपये

रु.1000

ONE THOUSAND RUPEES

Rs.1000



उत्तर प्रदेश UTTAR PRADESH

BH 765115

3481



**BANSH RAJ SINGH WELFARE FOUNDATION**

**DEED OF TRUST**

This Deed of Trust is executed at Lucknow on this 28<sup>th</sup> day of February, 2020.

SMT. REENA SINGH Wife of Raj Pratap Singh resident of B-297, Dayal Residency, Ganeshpur Rahmanpur, Pargana, Tehsil & District Lucknow (hereinafter called the TRUSTEE, which expression if not otherwise repugnant to teh context will include their heirs and successors as provided at the appropriate place in the following paragraphs).

संनक्षित



NAME OF TRUST :- BANSH RAJ SINGH WELFARE  
FOUNDATION, B-297, DAYAL RESIDENCY,  
GANESHPUR RAHMANPUR, PARGANA,  
TEHSIL & DISTRICT LUCKNOW.

AREA OF OPERATION - ALL OVER INDIA

The Managing Trustee, Board of Trustees and  
Office Bearers

That for effectuating the aforesaid declaration Smt. Reena Singh Wife of Raj Pratap Singh the 'Founder' shall be the President/Managing Trustee' of the aforesaid 'Trust'. In that capacity, He hereby nominates:-

- 1- PREMLATA DEVI Wife of Sri Raj Mangal Singh resident of B-298, Dayal Residency, Ganeshpur Rahmanpur, Pargana, Tehsil & District Lucknow

WHEREAS the trustee are desirous of taking up to establish, run, manage and administer various schools, colleges, research institute in various disciplines and faculties in the field of modern science, fine art and engineering etc.

And whereas the trust is constituted for the benefit of poors, handicapped, socially and economically backwards, physically disabled, students.

And whereas the founder trustee have contributed sum of Rs. 10,000/- towards the nucleus of the trust fund and for meeting the expenses to be incurred for creation of the trust.

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And whereas to begin with and at the outset and prior to the execution of these presents of sum of Rs. 10,000/- (Rupees Ten Thousands Only) is handed over to the trustee the receipt of which sum the trustee to hereby admit and acknowledge to be hold by them in trust together with further donations and contributions and any property that may be acquired by the trust in future inclusive of interest, rent dividend profit and other income thereof for the fulfillments of the objects and

**NOW THIS INDENTURE WITNESSED AND IT IS HEREBY AGREED TO AND DELCARED AS FOLLOWS :-**

- 1- THAT trust is hereby constituted and declared to be a family charitable educational trust and shall be called "BANSH RAJ SINGH\_WELFARE FOUNDATION" and shall at present have its registered office at "B-297, DAYAL RESIDENCY, GANESHPUR RAHMANPUR, PARGANA, TEHSIL & DISTRICT LUCKNOW, U.P.", at such other place or places as the trustees herein may decide upon from time to time.

**OBJECTS OF THE TRUST :-**

**2. THE OBJECTS OF THE TRUST SHALL BE :-**

- (b) to serve poor, suppressed and depressed, backward and others, further to establish, maintain, run, improve and develop educational institutional schools, colleges, polytechnics, medical and engineering colleges and private university including hotels, research institutions without any motive for profit.

*Signature*

- (c) To seek and get affiliation the various and other institutions run by the trust and private universities to be formed in due course to various universities of different disciplines.
- (d) To award scholarship and prizes etc. to the poor and deserving students.
- (e) To establish maintain, run, improve and develop, libraries, reading rooms and other facilities for the benefit of the students.
- (f) To publish books, periodicals and other works without any motive for profit.
- (g) To accept orations, gifts, presents, aid and grants in cash or in kind and movable or immovable properties from the public and also from state and central governments either as subsidy or in any form according to the directions of donors for the purpose of carrying out the objects of the trust.
- (h) To do all such other lawful acts as may be necessary or incidental and conducive to the attainment of the above objects to any one of them. And to do all such lawful activities only chairman is hereby authorized.
- (i) To undertake such other activities as may be necessary for the promotion of the objects of the trust and

For the polity matter, it is hereby declared that all the objects of trust will be carried out without any motive for profit.

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3. The objects are independent of each other and the trustees may from time to time, apply the funds of the trust in carrying out all or any of the objects of the trust.

It is hereby declared that all the objects of the trust will be carried out without any motive of profit.

4. That founder and authors of the trust hereby affirm that all the founder trustees of the trust shall be herein before referred to as the life trustees.
5. All the trustee who are, for the time being, and from time to time in office shall be referred to collectively as board of trustees.
6. A trustee must be an individual and no corporate body shall be appointed as a trustee of this trust.
- 7(a). That the ex-officio four life trustees named above shall continue as trustees for their life time and after them each of their children shall become the trustee and so on after generation to generation and vice versa.
- (b) The other trustee or trustees besides life trustees shall be chosen by the trust board, if so desired with the consent of at least two-third of the life trustees including managing trustees will have power to remove any trustee.
8. On any vacancy arising in the office of the trustees other than life trustees for any reason or cause whatsoever, his/her successor shall be chosen by the trust board with the consent of at least two third of trustee (including managing trustee) fraction of one third will be ignored.

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9. In the event of any vacancy being caused for whatever reason in the office of the trustees, other than life trustees the vacancy caused shall be filled up by nomination made by life trustee.
10. In the event of having only two trustees except life trustees on the board at any time, the appointment of other trustees will be made by life trustees. If there is any difference of opinion in the appointment of the trustee between subsisting two life trustee, the managing trustee will have "casting vote" in addition to the vote as a trustee, in the absence of the managing trustee, the eldest of the trustee in age will act as officiating managing trustee with a casting vote for the time being till the appointment of a regular managing trustee in accordance with clause 9 of supra is made.
11. The person appointed as trustees in accordance with clause 9(b) supra shall hold office for three years. They are eligible for the appoint as trustees.
12. No trustee other life trustee shall hold or continue to hold office or be appointed a trustee and the trustees office shall be vacated in so facts.
  - (A). If he is found to be or become a person of unsound mind.
  - (B). If he is convicted of an offence involving moral turpitudes.
  - (C). If he is adjudged insolvent.
  - (D). If he is or becomes deaf-mute.
  - (E). If he is, in the opinion of a majority of his co-trustees, after an enquiry caused to be conducted by them found guilty of breach of trust, gross, neglect or misconduct.

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- (F). Provided further if he is otherwise disqualified to act according to law for the time being in force.
13. Wherever any person other than life trustees appointed as a trustee of the trust hereby created, disclaims or any such trustee either original or substituted dies, or is for a continuous period or fifteen months absent without leave of the board from the Indian union or leaves the Indian union for the purpose or residing abroad or desires to be discharged from the trust, or refuses or becomes in the opinion of a majority of his or her co-trustee unfit or personally incapable to act as trustees or is disqualified in terms of the provisions of clause 9(B) a new trustee may be appointed in his place by the board.
14. Except chairman as otherwise, provided herein, none of the trustee for the time being of the trust shall have power to individual mortgage or charge or alienate any of the trust properties without authority of board.
15. In the professed execution of the trust and power hereto no trustee shall be liable for any loss to the trust properties arising by reason of any investment made in good faith except willful or deliberate fraud or wrongdoing on the part of the trustee who may be subject to be made liable.
- 16- The administration, direction and management of several institutions and establishment in terms of the trust hereby created shall subject to the supervision control and directional of the board be with the managing trustee in the event of any difference of opinion the managing trustee shall be bound by the decision of the majority of the board.

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17. If in the opinion of the chairman any property belonging to the trust is deteriorating in values or is not yielding reasonable income, or that its sale or conversion into property of any other kind would be advantageous to the trust, the chairman may exchange the same for property or any other kind or sell the property and invest the proceeds in the manner herein provided for.
18. The board shall have power to accept contributions in money or property either by way of addition to the trust funds generally or for any one or more of the specified objects of the trust and in either case such contributions shall be dealt with either as capital or as income according to the directions of the donors at the time of the gift.
19. The chairman shall have power to call in and to convert into cash the trust properties and realize any or all the securities and investments and reinvest them in such manner as is authorised herein. The chairman shall have power to borrow from time to time from banks, individuals or others whether by giving security the chairman is authorised to borrow loan from banks open market for fulfillment of the objectives of the trust further chairman shall mortgage the properties of the trust for fulfillment of the objectives of the trust for any legal activity and financial operations like bank a/c holding loans only the chairman is authorised.
20. The chairman shall have full power of the management of the trust properties and funds and likewise have full control over the finance of the trust they shall likewise have full power of supervision over educational

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institutions school colleges universities and medical institutions water tanks and all the establishment crated by the trust falling within the objects of the trust that may be maintained and conducted in terms of the trust hereby crated.

21. The chairman shall however have power to levy and fees or charges from the students apprentices of others beneficiary from the institutions and establishment maintained and conducted by trust and the board shall have the power to exempt deserving students, apprentice and other from payment of any fees, charfes that may be fixed and levied by the chairman from time to time.
22. the chairman shall be entitled to take all steps than may be reasonable, necessary or required for the preservation of the trust the trust properties and of the little of the trust properties.
23. The chairman shall have power from time to time to declare whole or a portion of the surplus income if any resulting from the carrying out of the various objects of the trust to be part of capital of the trust and there upon the amount so declared to be capital shall form part of the trust fund and be treated thenceforth for all purpose as forming part of capital money any surplus remaining after meeting the expenses of carrying out the trust and which has not been converted as capital as aforesaid may be utilized for meeting the expenses of carrying out the trust and which has not been converted as capital as aforesaid may be utilized for meeting the expenses of the subsequent years in respect of the trust.

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- 24- The chairman shall have power to apply and obtain grants in-aid form the government and semi govt bodies and others and arrange the terms on which the securities to government etc may be granted and executed Further trust can give and accept loans/gifts to other trusts with or without interest having same objectives The chairman is hereby authorized to and it may from time to time make and prescribe rules regulations and bye laws regulating its carrying out of the objects of trust including the prospectus and applications the code conduct for the staff students and employecs The method of recruitment of staff and taking disciplinary action against then.
- 25- The managing trustee/chairman shall if and when so authorized by the board by means of a resolution passed at a meeting of the board have power and authority to execute such documents as are necessary in favour of government for and or behalf of the board in respect of mortgages or charges to be created on all or any of the trust properties of the trust as the board may from time to time decide he shall also be competent to prosecute or defend any court action on behalf of the trust.
- 26- The managing trustee/chairman shall arrange for the maintenance of correct and proper accounts of the receipts and disbursement and of the liabilities incurred and of the assets acquired and for an audit every year of the accounts of the trust and of the income and expenditure relating there to and for this purpose the board shall appoint an independent auditor or auditors.

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- 27- The managing trustee/chairman shall have power to purchase from time to time such materials and things as may be necessary for the said educational instituional hostest reading booms medical institutions universities and other establishment in whatsoever name.
- 28- The managing trustee/chairman may if and when he/she desires delegate for a temporary period his/her authority in respect of the administration of the instiutions to one of the trustees.
- 29- No act of the managing trustee3e/chairman done in exercise of the powers hereby specifically conferred on him/her shall not be called to question or interfered with by the board.
- 30- The managing trustee/chairman shall have the control and having operational power of bank accounts and all the documents of title to the properties of the trust and all other documents accounts and other papers relating to the trust and the same be open for inspection by any trustees on reasonable notice during office hours at the office .
- 31- The managing trustee/chairman shall on request by any trustee furnish such information as the later may reasonably require in respect of any matte pertaining to the trust.
- 32- The managing trustee/chairman shall once in every year not later than the 31st day of December place before the board the income and expenditure account for the year ending on date previous 31\*day of march and the balance

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sheet as on that date with the auditor's report or certificate thereon the managing trustee shall furnish to the board such information and explanations as the board may require for proper understanding of the accounts and statements placed before it.

- 33- The managing trustee shall be the executive officer and chairman of the board and such he/she shall have power and authority for and on behalf of the board.
- (A) to carry out the resolutions of the board.
  - (B) to sign papers receipts and documents.
  - (C) to pay moneys due by the trust and demand and get receipts therefore.
  - (D) to demand and received moneys due to the trust and issue receipts for the moneys so received .
  - (E) to open current and deposit accounts in the of the trust and other educational institution in such accounts on behalf of the trust.
  - (F) to make draw endorse accept sign negotiate or transfer enequess promissory notes, hundies, bills of exchange bills of lading railway/transport receipts, warrants and other negotiable or transferable instruments governments securities and other securities only chairman is authorized .
  - (G) To lease/sell out lands and properties of the trust the chairman has authority to give for a time and take back as and when required .

27-11-2022

- (H) To initiate prosecute defend compromise refer to arbitration or abandon legal proceedings or dispute and to sign all papers in connection there to.
- (I) To appoint, employ, enumerate remove suspend discharge dismiss re-employ, replace, transfer and accept resignation of staff and workers permanently, temporarily or otherwise.
- (J) To call for the meeting or meetings of the board and.
- (K) To execute all documents on behalf of the board .
- (L) to do the needful to seek exemption under income tax act and other laws.
- 34- No act of the managing trustee/chairman requiring the previous sanction of the board shall be invalled merely by reason o the abesnce of such previous sanction if the said act should subsequently be ratified by the board.
- 35- The managing trustee/chairman and other trustees may reimburse themselves or may reimburse out of the trust moneys in their hands all expenses property incurred by them in or about the execution of the objects of the trust and in discharge of their duties imposed on them under the trust.
- 36- There shall be an annual meeting of the board not later than 31st December when the annual audited statements of accounts shall be considered and adopted the managing trustee shall at such meeting place before the board a report of the working of the several institutions conducted and maintained by the trust. The managing

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trustee shall give lease 14 days written notice of the meeting to the trustee specifying the day, date, place time and agenda of the meeting along with the notice the managing trustee shall also send to everyone of the trustees a copy of the audited statements of accounts intended to be placed before the meeting.

- 37- The board shall consider at the said meeting the report of the managing trustee that of the auditor and the audited accounts and if the board proceeds to approve and adopt them. Such approval and adoption shall be by means of the resolution to that effect. The board shall also transact such other business at that meeting about which due notice had been given as aforesaid. All the resolution passed by the chairman shall be recorded in an separate minute book. In the absence of the managing trustee any one of the trustee may be elected at the meeting to preside over the meeting.
- 38- Any two of trustee for the time being of the trust may call a meeting of the board for the consideration of any specific subject or subjects to be mentioned by the trustee convening the meeting of the board. There will be a notice of at least 14 days for every meeting so convened the posting of a registered letter to the proper last known address of a trustee and containing date time place and the agenda of the meeting shall be deemed to be a proper notice of the meeting and such notice shall be deemed to have been served on the day on which the letter so posted should normally reach the address in the usual course of the post. A notice may also be served on a trustee in person.

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- 39- The quorum of the meeting of the board shall be there but there will be no quorum requirement for next postponed meeting.
- 40- The business of the board shall be transitioned either at the meeting of the board or by resolutions passed in circulation the resolution to be passed in circulation shall be sent to all the trustee and the resolution so circulated shall be deemed to have been passed only when a majority of the trustee signify their consent in writing.
- 41- The matters pertaining to the trust the decision of the majority of the trustees present at a meeting of the board shall be the decision of the board and shall be binding on all the trustees of the board.
- 42- In the event of the votes being equally divided the chairman shall have a casting vote. In addition to his/her vote as a managing trustee of the board.
- 43- No act or resolution of the board shall be invalid merely by reason of there being one or more vacancies on the board but no act or resolution of the board other than act or resolution appointing or electing a trustee shall be valid if the strength of the board at any time is less than three.
- 44- NO act or proceedings of the board or the managing trustee or of any trustee shall be deemed to be invalid by reason only if any defect in the appointment or the constitution of the board or of any member thereof or on the ground that any member of the board was not entitled to hold or to continue on office by reason of any disqualification or by reason of such act having been done or proceeding taken during the period of any vacancy in the office of the managing trustee of any other trustee.

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- 45- The properties and funds belonging to the trust shall be utilized or such other allied purpose as the board may determine.
- 46- The funds and properties of the trust at the beginning shall be the said sum of Rs. 10,000/- (Rupees Ten Thousand only) besides properties in future gifted conveyed and transferred to the board for the purpose of carrying out the objects of the trust hereby created and all or any income derived from the said sum of Rs. 10,000/- (Rupees Ten Thousand only) inclusive of additions accretion and augmentations to the aforesaid sum and investment of the said funds as set out infra.
- 47- The funds of the trust may be invested
- a) In any of the securities authorized by section of the Indian Trusts Act 1882.
  - b) In the purchase or acquisition or construction of land or building act or other immovable property provided that no such investment shall be made except with the previous sanction of the board approved by means of a resolution passed at a meeting of the board.
  - c) In current savings bank or fixed deposits account with banks and in the modes and forms specified under the provisions of the income tax act and the rules made hereunder as approved by the board by means of a resolution passed a meeting of the board.
  - d) The bank accounts shall be operated by the managing trustee/chairman.

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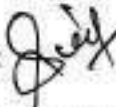
- e) To open and operate Medical Institute (MBBS), Dental Surgery Institute (BDS, MDS), Ayurvedic Medical Institute, Homeopathic Medical Institute, Engineering Institute of Diploma/Degree Level (Diploma B.Tech., M.Tech.), Pharmacy Institute of Diploma/Degree Level, Teachers Training Institute (D.Ed., B.El.Ed., B.Ed.), Basic/Primary Education (M.Ed etc.), Mahavidyalay for Degree/Post Degree Level.
- 48- The trust shall conform to the provision of the Indian Trustees Act 1882 in all matters not expressly provided for herein but incase any difficulty of doubt arises or any question in respect of the management of administration of the trust or any matter falling there under the managing trustee may on behalf of the board apply to the court for opinion advice, direction or order and the trustees acting upon the direction if any of the court shall be deemed so far as regards their responsibility to have discharged their duties in respect thereof.
- 49- In event of the trust not being able to function in fulfillments of its object the trustee's assets of the trust to any other charitable institution or institutions having similar objects.
- 50- It is hereby expressly declared that this trust is a educational charitable trust and the trust hereby created is irrevocable.
- 51- In the event of any dispute or difficulty arose against which no provision has been made in the deed document or any doubt referred to as per clause 51 supra to the court at Lucknow having jurisdiction and the parties can resolve the dispute through the said court.

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52- Board is having power to make changes in the conditions land down in the deed in respect to fulfill the objectives of the trust further, changes in the trust is subjected to authorized by the chairman.

53- That There is no Immovable property in the name of Trust.

In witness whereof the founder and the trustees have set their hands hereunto this 28th day of February, 2020 at Lucknow.

WITNESSES : 


1-  
Shreyansh Vikram Singh  
S/o-Ashok Kumar Singh  
R/o-5/34, Dayla Residency,  
Faizabad Road, Lucknow  
Aadhar No.7184 7915 5794  
Mob:7800449833



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(Smt. Reena Singh)  
Mob:9695910000


2-   
Ashish Kumar  
S/o-Shivnath  
R/o-314, Sahilamau, Anshik  
Tehsil Malihabad, Lucknow  
Voter ID No.XGW1289917  
Mob:8090828014



Typed By:

  
D. Kashyap

Drafted By:

  
Anoop Kumar Pandey  
Advocate  
Sadar Tehsil, Lucknow  
Mob:9935624273

आवेदन सं०: 202000821014600

बही संख्या 4 जिल्द संख्या 519 के पृष्ठ 235 से 270 तक क्रमांक  
166 पर दिनांक 28/02/2020 को रजिस्ट्रीकृत किया गया।

रजिस्ट्रीकरण अधिकारी के हस्ताक्षर



श्रीमती कंचन मिश्रा  
उप निबंधक : सदर द्वितीय  
लखनऊ  
28/02/2020

