



बिहार BIHAR

Serial No. 12116

2954 दुर्गेश्वरनाथ तिवारी वल्लभ स्व. बका तिवारी हा. तिवारी
 11/11/17 दपिना शाका करिना नाकाका काले 222
 1000X2+5000 424000 विपिन गजकाश नाकाका
 Govt. of Bihar
 District Registry Office, Gopalganj

Summary of Endorsement

This document was presented for registration on 13/11/2017 by **Durgeshwar Nath Tiwari**
 A Stamp Duty of Rs. 5000/- and other Fees of Rs. 11040/- has been paid in it.

The document was found admissible. The Names, Photographs, Fingerprints and Signatures of the
 Executants and their legal heirs have been duly verified and affixed on the reverse page
 The document has been registered as Deed No. 80 in Book No. 4, 19/11/2017 from 232 to 263
 and has been preserved in total 32 pages in C.D. No. 1 / Year 2017

Date: 13.11.2017

Date: 13/11/2017

Token No: 12819/2017

TRUST DEED

Registering Officer, Gopalganj

Signature with Seal
(Swati Singh)

This DEED OF TRUST made on this 13th November, 2017 by Shri.
 Durgeshwar Nath Tiwari, Age-28yrs S/o Late Banka Tiwari Vill-
 Tiwari Chhanra P.O.- Bhathawa Bazar, Anchal-Panchdeori P.S.-
 Kateya, Distt.- Gopalganj - 841437, (Bihar), hereinafter referred to as
 the "SETTLER of the Trust" (which expression shall, unless excluded
 by or repugnant to the context, be deemed to include his executors,
 administrators and representatives etc.) and whereas SETTLER of the

Challen online verified
 & Successful

AMIT KUMAR PANDAY
 Desig.: Branch Manager
 Emp. Code :A10900
 GOPALGANJ BRANCH-2773
 Banka Tiwari Memorial Trust
 Secretary



बिहार BIHAR 2956
13/11/17

13/11/17

13/11/17

funds and other assets including moveable and immovable and any other kind by way of gifts, donations, acquisitions, allotments, grant exchanges or otherwise etc.

WHEREAS the following persons are appointed to be trustees for holding the said property in Trust for the purposes detailed in this Trust Deed:

- (a) Shri Durgeshwar Nath Tiwari, s/o Lato Banka tiwari, Vill- Tiwari Chhapra, P.O.- Bhathawa Bazar, Anchal-Panchdeori, P.S.- Kateya, Distt.- Gopalganj - 841441, (Bihar) Age- 28 PAN-ANUPT7323C
- (b) Shri Brij Bhushan Choubey, Vill.- Bhupatipur, Late Bachcha choubey P.O.- Karawatahi-Bazar, P.S.- Kuchaikote, Distt.- Gopalganj - 841501, (Bihar) Age- 50 PAN-AENPC8601 G.
- (c) Shri Ambeshwar Tiwari, s/o LATE Banka tiwari Vill- Tiwari Chhapra P.O.- Bhathawa Bazar, Anchal- Panchdeori, P.S.- Kateya, Distt.- Gopalganj - 841441, (Bihar) Age- 29 PAN-ABIPT2268 F
mobile No - 8292696667

Banka Tiwari Memorial Trust
Secretary

अम्बेश्वर तिवारी तुम्हें लिखल से भरी मजमून
मदकर समझ लिया।
13/11/17



बिहार BIHAR 2957
13/11/17

P 2947
13/11/17

पं. शिवर नाम निवासी

CONSTITUTION AND BYE LAWS OF THE TRUST

1. NAME OF THE TRUST: BANKA TIWARI MEMORIAL TRUST.

Whereas the land details of the trust property is as below:
Land situated at Panchdeori Bazar, P.S. – Kateya, District – Gopalganj – 841437, (Bihar).

2. ADDRESS: BANKA TIWARI MEMORIAL TRUST, At. – Panchdeori Bazar, P.O. – Bhathawa Bazar, P.S. – Kateya, Distt. – Gopalganj – 841437, (Bihar).

3. NATURE OF DOCUMENT: Trust Deed (Under the Indian Trust Act, 1882).

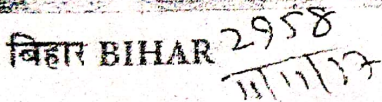
4. AREA OF ACTIVITY: All over India.

Banka Tiwari Memorial Trust
Secretary

13/11/17

पं. शिवर नाम निवासी

13/11/17



[Handwritten signature]

5. The **TRUSTEES** named above shall be the **First Trustees** and have given their consent to be appointed as the Trustees and as taken thereof, they have set their hands to this instrument.
6. The **FOUNDERS** hereby convey, transfer and assign to the **TRUSTEES** the above referred sum of Rs. 2,51,000/- (Rupees two lakh fifty-one thousand only) as a fund, as corpus to the **TRUST**, the receipt of which, the **TRUSTEES** do hereby admit and acknowledge.
7. The **FOUNDERS** of the Trust hereby convey, transfer, assign to the **TRUSTEES** the assets and properties mentioned in the Schedule hereunder, the possession of which the Trustees hereby admit and acknowledge, to have and to hold the same in trust as corpus of the Trust, to be used by the Trustees to carry out and fulfil

10

अपुत्र अपुत्रिय-मनु चन्द्र

13/11/17

5
Banka Tiwari Memorial Trust
Secretary



बिहार BIHAR 2959
11/11/17

सत्यप्रकाश नरोत्तम
स्टाम्प भंडार, गोपालगंज
का. नं. 11/2004

8. the objects of the Trust set forth herein, and the **FOUNDERS** of the Trust hereby relinquish for all time any claim to or interest in the said assets and properties or fund forming the subject matter of the Trust.

9. The office of the Trust for the time being shall be at Panchdeori, P.S. - Kateya, Dist.- Gopalganj-841437, (Bihar), with the power given to the Trustees to shift the same to any other place in India upon the decision of the **Board of Trustees**.

10. The **TRUSTEES** do hereby agree that they shall hold and stand possessed of the said trust assets, properties and funds (which expression shall include all investments in cash or kind or in any nature whatsoever into and for which, the said property or a part or parts thereof may from time to time be converted, varied or exchanged) and/or such

Banka Tiwari Memorial Trust
Secretary

13/11/17
सत्यप्रकाश नरोत्तम
सत्यप्रकाश नरोत्तम

Investments as may be held by the **TRUSTEES** from time to time in relation to these presents together with all income, profits, additions and accretions thereof, upon trust for the objectives set out herein with and subject to the provisions and conditions hereinafter contained in these presents.

10 MEMBERS:

The following persons shall form the Trust, hereinafter, called the **TRUSTEES** and shall jointly form the **Board of Trustees**:

S N.	NAME	STATUS
1	Shri. Durgeshwar Nath Tiwari, Age 28 S/O Late Banka Tiwari Vill- Tiwari Chhapra, P.O.- Bhathawa Bazar, Anchal- Panchdeori, P.S.- Kateya, Distt.- Gopalganj-841441, (Bihar)	SETTLER & Secretary
2	Shri. Brij Bhushan Choubey Age 50 S/O LATE Bachcha choubey, Vill.- Bhupatipur, P.O.- Karawatahi Bazar, P.S.- Kuchaikote, Distt.-Gopalganj-841501 (Bihar).	Managing Trustee
3	Shri. Ambeshwar Tiwari, Age 29 s/o Late Banka tiwari Vill- Tiwari Chhapra, P.O - Bhathawa Bazaar, Anchal- Panchdeori, P.S.- Kateya, Distt.- Gopalganj-841441, (Bihar).	Treasurer

Shri. Brij Bhushan Choubey being the **Managing Trustee** shall be the of the trust and **Shri Durgeshwar Nath Tiwari** being the **Settler** shall be the **Secretary** and both shall look after day to day works of the Trust. Other office bearers as

7 Banka Tiwari Memorial Trust
Secretary

per requirements of the Trust may be elected by the members of the Board of Trustees amongst its members.

11. AIMS AND OBJECTIVES OF THE TRUST

The aims and objectives for which the named charitable trust has been established are as under:

- i. At present, to establish and run an Integral School near / at Panchdewari for the benefit of the public.
- ii. To construct buildings etc., to establish, maintain and run schools, colleges, and social service centres, different types of training centres and allied educational centres etc. for the development of education and other socio-religious purposes and also for the solution of unemployment amongst the young generation and for the use of general public.
- iii. To open, establish, arrange and run technical and non-technical educational institutions of young boys and girls and research centres and to provide the technical education to the students as per the policy of the Government of India.
- iv. To promote, spread and impart all aspects of education based on the concept of Integral Education.
- v. To provide grants, scholarships, fellowships and other forms of financial assistance to the needy and deserving students for pursuing education, vocational training, skill development etc.
- vi. To grant financial assistance to any educational institution, for granting scholarships, prizes, medals, awards for excellence in studies, sports and scientific research, distribution of books and note books for poor and or deserving students.
- vii. To provide necessary facilities or to contribute educational and scientific research development in any place as the trust finds deemed fit.

Banka Tiwari Memorial Trust
Secretary

- viii. To carry out any activities with the intention of service but not of any profit making.
- ix. To print, publish, purchase, sell, circulate, distribute or exhibit either free or for a price - books, periodicals, journals, booklets, bulletins, calendars, message-cards, other literature, films, documentaries, records, paintings and photographs which will assist or promote the objects of the Trust.
- x. To purchase, sell or otherwise distribute materials and services in the furtherance of the objectives of the Trust.
- xi. To arrange and organize lectures, debates, discussions, study tours, conferences, or radio-talks for the advancement of the objects of the Trust.
- xii. To organize and run residential educational programme.
- xiii. To organize and run schools under the affiliation and recognition of Bihar State Education Board, CBSE, and / or other Central, State Board and non-governmental agencies within India.
- xiv. To promote welfare of the society specially in rural areas by imparting education and training in the field of arts, science, literature, commerce, music, sports, health, physical education etc. through starting, establishing, running, taking over, managing and maintaining schools and institutions with an objective to provide sound pre-primary, primary, middle, secondary, senior secondary and college/university level education to students.
- xv. To arrange, establish and manage training institutions for teacher's trainings, other professional and technical trainings such as typing, shorthand, computer, engineering, fine arts, crafts, music, printing, nursing, modeling, dancing, yoga, physical education etc.

Banka Tiwari Memorial Trust
9
Secretary

- xvi. To aid, establish, take over or collaborate with any institution or association, having identical aims and objectives as that of the trust for physical, mental, spiritual, educational development.
- xvii. To promote health of the people in the rural areas, especially for weaker and economically poor sections through arranging medical/health camps, arranging health awareness programme, Adult Education Classes, Lectures, Essay Competitions, Exhibitions, Symposia, Cultural Programs, Press Conference and Seminars etc.
- xviii. To establish any institution or trust for the welfare of victims of natural calamities and to provide food and shelter to needy persons from time to time.
- xix. To accept donations or raise subscriptions from members of the Board of Trustees or any other person or organizations and to invest the funds of the trust with the individuals, institutions, firms or companies for providing income to the trust on such terms and conditions as may be deemed proper and necessary for the fulfillment of the aims and objectives of the trust and to further its interest as enumerated above.
- xx. To engage, employ or hire appropriate staff, workers, legal experts and other professionals, attorneys, managers and agents to look after the work and for furtherance of aims and objectives of the trust and to pay their wages, salaries, stipends or fees etc.
- xxi. To set up various committees for looking after the work and for furtherance of aims and objectives of the trust.
- xxii. To purchase/acquire land on lease/or built up buildings in the name of trust and to make construction thereupon for the fulfillment of the aims and objectives of the trust.
- xxiii. To do other things/acts/activities which are necessary and which may be incidental or conducive to for the fulfillment of the above aims and objectives of the trust, for advancement

of any other object/or objects that are legally charitable and of general public utility and shall not be limited or restricted to any particular religion, community, caste or creed.

- xxiv. The trust shall be an irrevocable public educational, cultural trust for the benefit of all persons belonging to whatever community irrespective of Caste, Creed or Religion. The Trustees shall stand possessed of the said amount of corpus endowed by the Founder of the trust and such other properties (both movable and immovable) as may be acquired from time to time by the Trust by purchase, exchange, grant, allotment, subscription, endowment, donation, contribution, or in any manner to whatsoever (all of which shall be designed as Trust Properties) on the Trust herein mentioned.
- xxv. To conduct training programs for farmers and in the field of Agriculture and Rural Development established.
- xxvi. To establish centre to promote knowledge / general awareness among the people in the field of science / art / culture / yoga / Industries/economic and social development/ environmental and ecological development / rural development management and social changes.
- xxvii. To sponsor programs for release and rehabilitation of child laborers, women laborers, liberals and landless laborers.
- xxviii. To publish pamphlets, Souvenir journals, magazines, Newspapers, to hold exhibitions, Workshop discussions, seminars, conference exhibition-cum slaver and scientific demonstration.
- xxix. To construct rural Link Roads, pavements, culverts and bridges for employment generation as well as comfort of travel.

- xxx. To nurse, plant, make grow the plantation of trees of different species on the wasteland in village / town/Metropolis in the school / college / Hospital / wayside / road side, at private / public land so that the problem of pollution free environment can emerge through social-economic changes. For this purpose, different types of fruits, fodder and fuel trees will be planted for the protection and preservation of the environment.
- xxxi. To establish drug de-addiction centers/clinics and research centers to facilities treatment / nursing of drug addicted patients and the rehabilitation and to identify the cause / reasons which provoke youth and people to be drug addicted and provide them suitable treatment.
- xxxii. To train the educated women and youth by providing knowledge of cooking art, learning of house decoration, Healthcare and Beauty-culture, Computer (hardware and software) Training and Development, Fashion Designing and gardening.
- xxxiii. To promote programs for family planning / family welfare and population control through demonstration and operation as prescribed by law.
- xxxiv. To establish charitable Health Centers for the Welfare of poor and needy people. For this purpose, Allopathic, Ayurvedic, Unnani, Homeopathic, Naturopathy and other systems of medicines will be adopted.
- xxxv. To provide information regarding leprosy, cancer, AIDS and other infectious diseases in the urban and rural areas, and to render free medical facilities and guidance to the general people.

Arjeet

Arjeet Choudhary

13/11/17

Arjeet Choudhary

Banka Tiwari Memorial Trust
Arjeet Choudhary
Secretary

xxxvi. To cultivate the spirit of culture among the people by holding music, drama, dance, concerts, debate, lectures, and quiz for the entertainment of the people.

xxxvii. To engage for preparation of statutory report for any industry, creating air and water pollution and submit the exhaustive report for preparation of treatments as and when required under the Pollution Control Act prevailing in the different states and the Government of India.

xxxviii. To undertake construction, maintenance of drinking water supply schemes, hand tube-wells and drill-tube wells in urban and rural areas.

xxxix. To undertake construction of low- cost houses for the poor in villages and towns. To construct public buildings in urban and rural areas.

xl. To contract / reconstruct Irrigational channels, canals, tank and well for public use.

xli. To provide legal-aid and family-counseling services to the general people.

xl.ii. To establish Consumer's education and Publication Centre for making the general public aware about the consumer's education and Publication Centre for making the general public aware about the consumer's right.

xl.iii. To establish coaching centers for students preparing for competitive examination.

xliv. To implement Savings and Credit programs among women through self- help groups (SHGS) for urgencies / small income generation programs etc.

xliv. The trust will contract and manage toilet, Biogas-plants, non-conventional energy centers including wind-cycle,

13/11/17

13/11/17

13/11/17

13/11/17

hydropower and solar energy on the basis of recent techniques in the rural, urban, semi-urban and tribal areas with the help of the State government or other legal authority.

- xlvi. To undertake, implement/ execute and put in action the Welfare charitable scheme of Central Government / state government / local bodies or any other Institutions / Institutions Agencies for the benefit of the Trust.
- xlvii. To develop a Seva Dal/human chain throughout the nation and the world to train and make conscious people at large to associate themselves in natural calamities and removal of human sufferings.
- xlviii. To accept donations (in cash or kind), subscriptions, grants, presents and to collect dividends, rents, interests and other income of the TRUST FUND etc. for being utilized to further objects thereof.

12. BOARD OF TRUSTEES:

a. The Board of Trustees shall consist of not less than THREE and not more than ELEVEN members.

b. The following shall be the First Board of Trustees:

1. Shri. Durgeshwar Nath Tiwari
2. Shri. Ambeshwar Tiwari
3. Shri. Brij Bhushan Choubey

c. All the members of the First Board of Trustees will hold office for life time or until he/she resigns.

d. Shri. Brij Bhushan Choubey being the Managing Trustee shall be the of the Trust and Shri. Durgeshwar Nath Tiwari being the Founder Trustee shall be the Secretary of the Trust.

e. Any vacancy caused by death of any one of the First Trustees, or any vacancy caused by the resignation of

14 Banka Tiwari Memorial Trust
Secretary

Amr

Brij Bhushan Choubey

Saloni K

13/11/17

Amr

any of the Trustees, may be filled up by co-option by the Board of Trustees.

f. The Trustees who are ~~NOT the Trustees~~ shall hold office for a period of one year from their date of appointment by the Trustees. At the end of this one year period, the Board of Trustees may reappoint them for subsequent term or appoint other persons as Trustees in such a manner that the total number of Trustees does not exceed the approved maximum number of Trustees.

g. The proceedings of the Board of Trustees shall not in any way be invalidated due to any post or posts remaining vacant. During the time when a vacancy is yet to be filled up, the remaining Trustees shall act as "Full Board", subject to the presence of Quorum in the meetings. Any vacancy in the Board of Trustees or illegality in the appointment of Trustees or their proceedings shall not invalidate any prior act or decision of the Board.

the objects of the Trust aforesaid shall be vested in the Board of Trustees. The Board of Trustees has one

13. POWER OF TRUSTEES:-

- i. The Board of Trustees may by resolution extend/amend/alter/modify the activities of the trust or undertakes any activity or makes rules for any matter not provided in furtherance of the objects of the trust.
- ii. The Board of Trustees shall have power to frame rules and regulations as to the duties and responsibilities of each member, and for appointment/constitution of executive committee, sub-committee, advisory board, and for conducting any other matter connected with the administration of the trust management and shall:-

15
Banka Tiwari Memorial Trust
Secretary

- a. Appoint auditor of the Trust and make fixation of their remuneration.
- b. Approve and adopt Annual Accounts, Annual Report, auditor's Report, Balance Sheet, Income and Expenditure Account, Receipt and Payment Accounts of the Trust.
- c. Accept any donation, contribution, grant or subscription in cash or in kind, from any person(s) or Trust, with or without conditions.
- d. Apply the whole or any part of the income of the trust, or the trust fund or accumulations thereto, to any one or more of the objects of the Trust, as the Board of Trustees may, in its discretion, deem fit from time to time.
- e. Borrow or raise or secure payments of moneys and also lend money either with or without security.
- f. Sell, let out or dispose-off any property immovable/movable of the Trust for such period and rent/sell on such terms and conditions as the Board of Trustees in its discretion may think fit.
- g. To invest and keep the invested the Trust Properties in the purchase of immovable property or in other assets specified in Section 11(5) of Income Tax Act, 1961 and to alter, vary and transpose such investment from time to time as Trustees shall, in their absolute discretion, think fit. In any cases, the funds of the trust shall not be invested in any of the manners which are not permissible by relevant provisions of Income Tax Act, 1961 applicable at any given time.
- h. The Trust Committee consisting at any trustees shall have the power to sell or assign any movable and immovable property or properties for the time being forming part of the Trust fund either together or in parcels and either by public auction or ordinate contract and other with or without any special or other suppurations as to title, evidence or commencement of title or otherwise and to buy in and resell or vary and contract for sale or to resell without by made answerable for the loss accessioned thereby and for the

purposes aforesaid or any of them to execute and do all such assurances, acts, deeds, and things as they shall think fit and out of the moneys, which shall arise from any sale for the interest and of the Trust or otherwise in or about the execution of any of the Trust or powers of these presents and shall stand possessed of the residue of the said moneys and also of the rents, profits of the said premises or the unsold part for the time being upon such Trust and subject to such powers, provisions, agreements and declarations as are herein declared provided. Always that the Trustees shall manage any immovable property or properties for time being forming part of the Trust Fund in such manner as they shall think first with full power to make improvements, repairs or alterations of description and to make or incur any outlay for any such purpose or for the insurance or otherwise for the protection of benefit of the said premises and to grant, or renew leases of any description and upon many terms of says premises of any part of parts and thereof and to enter into any agreement or agreements or any description for or in relation to the tenancy or occupation under the same respectively and to make any allowances to or agreements with tenants or occupiers of the said premises and it shall be in the discretion of the Trustees either procure or forebear or to compound or submit to arbitration or settle in any other manner and if thought fit altogether to give up and release any remedies against tenants or occupiers or any other persons of persons whomsoever in relation to the premises.

- i. To open account/accounts in the name of the Trust, with a Bank or Banks, to operate such account and to give instructions to the Bank and to provide for opening and operation of such account by one or more of the persons of Board of Trustees or by an agent appointed by the Board of Trustees.

j. To adjust, settle, compromise, compound refer to arbitration, all actions, suits, claims, demands and proceedings regarding the Trust Fund.

Agreed

Dr. Shashu Chandra

13/11/17

13/11/17

k. To appoint or make provision for the appointment of any person for the purpose of the administration of the Trust in such manner and subject to such rules and regulations as the Board of Trustees may subscribe except for the lifetime members and their succession shall be as per clause under section 13.

l. To make, vary, alter or modify schemes, rules and regulations for attainment of the objects of the Trust and for the management of affairs thereof or for running any institution in furtherance of the objects of the Trust and otherwise for giving effect to the objects of the Trust.

m. To start, abolish, discontinue and restart any charity or any charitable institutions for the benefit of the general public and to impose any condition to any subscriptions and donations to be made by them.

n. To set apart and / or allocate the whole or part of the income or the corpus of the Trust Fund or part thereof for any of the objects of the Trust.

o. To join, co-operate or amalgamate this Trust with other or others having kindred or allied objects, upon such terms and conditions as the Board of Trustees may in its discretion think fit, particularly having regard to and in conformity with the objects and nature of this Trust.

p. To give aid by way of donations out of the income or the corpus of the Trust Fund or otherwise, or to different charitable institutions, societies, organizations in India which may have been established or which may hereinafter be established for charitable purposes mentioned in these presents or any of them to enable such institutions, societies, organizations to start, maintain, or carryout such charitable activities.

q. To settle all accounts and to compromise, abandon, or refer to or things, as deemed proper for such purpose without being responsible for any loss occasioned thereby.

r. To borrow money either on the security of any property of the Trust or otherwise for all or any of the purposes of the Trust, and it shall be lawful for the Trust to make such borrowings on payment of such interest or otherwise on such terms and conditions as it may in its absolute discretion think fit.

s. Apply to the Government, public bodies, urban, local, municipal, district and other bodies, corporation, companies, or persons for grant of money and of aid, donations, gifts, subscriptions, affiliation and other assistance with view to promoting the objects of the trust and to negotiate with the government departments, Public and other Bodies, corporations, companies or persons for schemes, other works and matters within the objects of the Trust and to accept any proper conditions on which such grants and other payments may be made.

t. To take over, acquire, manage, control and aid or amalgamate any existing institution or institutions having objects either wholly or in part similar to the objects of this Trust and on such terms and conditions as may be thought expedient.

u. To purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagements of any or more of the societies, trusts, institutions or associations with which this Trust is authorized to amalgamate.

v. To submit application with the commissioner of Income-Tax for registration of the Trust as Charitable Trust in order to be granted necessary tax exemptions. The Trust can form a **School Executive Body (SEB)** with members from outside of Trustees and shall be for a period of three years from their date of formation of the council and they may be re-elected for further terms. The purpose of the **SEB** is to manage, run and administer the School Established by the Trust.

w. **School Executive Body (SEB):-** The SEB is charged with managing the Integral School of the Trust at Panchdeori. The SEB can decide the operating procedure and rules and regulation for itself and they can set target for themselves and distribute the

responsibilities among themselves to carry out the work of the Trust but they have to inform the same to the Trust in writing.

- x. **Membership of SEB:** Every person inspired by the system of Integral Education or who is willing to be engaged in or who may help in furtherance of or contribute to attaining the aims/objects of the Trust may be invited by the Trust to become a member of SEB. SEB members are selected for their commitment to the School as well as the skills they can bring to the tasks of the SEB. Members of the SEB are volunteers and do not receive for their work on the SEB. The Trust may appoint sub-group(s) for specific tasks, with co-opted members. Currently this includes Building and Land Development group etc. Such group may keep its own financial records within existing framework and must report regularly to the Board of Trustees.

- y. Out of the income of the trust property the trustee shall be entitled to spend or incur the following expenses namely:

- i. All rates, taxes, cess, assessments, dues and duties if any payable to the government to any municipal or other public bodies in respect thereof or any part thereof.
- ii. The premium for the insurance of the buildings or any other insurable property movable or immovable for the time being forming part of the trust property.
- iii. The costs of ordinary repairs and for providing any amenities to the buildings for the time being forming part of the trust property.
- iv. The cost of making such additions/alterations or improvements to or in the buildings forming part of the trust property, as the trustees shall think fit.
- v. Wages and salaries of any manager, supervisor, accountant, clerk, servant or other employees employed by the trustees in the carrying out of this trust.
- vi. Cost and expenses of keeping the trust property in good condition

- vii. Cost and expenses for installing and renovating the electrical and other installations in the building for the time being forming part of the trust property.
- viii. The architect's fee and legal charges and fee payable to other professionals engaged in the course of administration of the trust.
- ix. All other costs, charges and expenses of and incidental to the management and administration of the trust property in accordance with the objects and purposes hereof or which may be incidental thereto.
- x. After deducting the costs charges and expenses incurred by the Trustee's as aforesaid out of the total gross income received by them from the Trust property the balance that is the net income will be utilized for the objects of the Trust as decided by the Board of Trustees.

14. DUTIES OF THE TRUSTEES:

a. The Trustees shall be chargeable only for such moneys, stocks, shares and funds that shall actually come into their hands and shall not be answerable or accountable for neglect, default, acts or commission or commissions of the other Trustees nor of any Bankers or other presents with whom the trust properties or any securities may have been deposited or handed over unless caused by their willful neglect or default.

b. To appoint, constitute attorneys or agents and to delegate to such attorneys or agents all or any of the powers vested in them under these presents for time to time and remove such attorneys or agents and to appoint other or others in their place.

c. To make, vary, alter or modify scheme, rules and regulations for carrying out the objects of the trust and for the managements of the affairs thereof and of running any constitution in the furtherance of the objects

of the trust and otherwise for giving effect to the objects of the Trust.

d. To set apart the whole or part of the income or the corpus or part thereof for any of the objects of the Trust.

e. It shall be lawful for the Trustees to settle and determine all matters of interpretation of the THESE PRESENTS well as matters of difficulty, doubt or dispute and all questions arising in the course of or incidental to the administration, management and execution of the Trust and power of THESE PRESENTS and any such settlement or determination although the questions involved may not have been actually raised SHALL BE VALID, binding conclusive and shall not be rejected to or reopened upon any ground whatsoever.

f. To settle comprise or compound, court of courts, all suits, actions and other preceding and to settle all differences and demands and to refer any or all such sweet, action of other proceedings, differences or demands to arbitration and to adjust and settle all accounts relating to the trust fund and execute, and to all things relating thereto the trust fund and without being answerable for the loss thereby.

g. The Trust shall be entitled from time to time to appoint with or without remuneration and on such terms and conditions as they may think proper, person or agents and to appoint committees as they may think necessary to functions, under the authority and control of the trustees for carrying out of.

h. All the trustees shall be bound of maintaining and defending all such suits, and (subject to provision of this deed) to take such other steps as may be reasonable for the preservation of the trust and assertion or protection of the title.

i. The trustees shall be bound to deal with the trust property as carefully as a man of ordinary prudence to deal with such property if it was their own, and, in the

22
Banka Tiwari Memorial Trust
Secretary

absence to deal with such to the contrary, as trustees so dealing shall not be responsible for the loss, section of destruction or deterioration of the trust property.

j. Trustees shall be destructive or permanently injurious of the trust property, the remaining trustees shall be bound to take measures to prevent such act.

k. The trustees shall be bound to keep clear and accurate accounts of the trust property at all reasonable times.

15. RIGHTS OF THE TRUSTEES:

a. The trustees will not be entitled to receive any remuneration as Trustees but may reimburse themselves of all expenses actually incurred by them in connection with trust or their duties relating thereto.

b. The trustees may from time to time associate with the activities of trust with any person or persons of public eminence as patron or patron-in-chief and may appoint or make provisions for appointment or committee of committees for conduct of affairs of the trust for the purpose of administration of any project or schemes undertaken by the trust in consonance with the object of the trust. Appointment of committee members shall be by the board of trustees. The trustees may, from time to time, frame schemes, rules and regulations, laws and by-laws of regulating the affairs of the project. Such rules as framed by the board of trustees for the conduct of affairs of the project shall be binding and no deviation shall be permissible in any of the rules so framed by any authority whatsoever connected with the said project without the approval of the board of trustees.

c. The trustees shall have an advisory committee of national level-2 and bites the dust is on the activities of that class and to suggest how to make them better serve its aims and objects. The strength of the Advisory Committee shall not exceed 50 (fifty) at a given time. The members of the Advisory Committee shall serve that trust and Henry capacity but they may be reimbursed

search expenses as maybe but by them for attending the meeting of the Advisory Committee as decided by the trustee.

d. The Advisory Committee appointed by partition function under the direct control of the board of trustees and the Managing Trustee of the board of trustees shall act as ex- officio member of the said Advisory Committee.

e. The receipt of person authorized by the trustees or a resolution of the board of the trustees of any money paid ~~or any property transferred or delivered~~ to the trustees in execution of any of the trusts or Power there for the purchase of any property authorized to be sold shall effectively discharge any person or persons so paying or transferring or delivering.

16. INDEMNITY OF TRUSTEES ETC.

Trustees for the time being so these presents shall be chargeable for only such money stock. Funds, deposit and securities as they shall actually, neglects, default and not for those of each other or of any. Banker, optional or any other person with whom or into whose hands any trust money ~~or securities may be deposited or~~ come in accordance with these presents not for the deterioration or loss of any stock, funds, deposits or securities nor for any defects for insufficiency of title nor for any other losses the same shall happen through their willful default.

17. RULES OF THE TRUST:

The trustees may from time to time frame rules for the conduct of the base of the trust and regulating the meeting of the trustees in the absence of the regulation.

a. All matters will be decided by majority and two trustees shall form a Quorum for meeting of trustees

provided. However, if the number of trustees falls below two, then for the purpose of appointing a trustee, one will be a Quorum.

b. Resolution passed with any meeting of the trustees and evidence in writing under the hands of three-fourth of the trustees or the number thereto shall be as valid and effectual as resolution duly passed at the meeting of the trustees.

c. The existing trustees may appoint Trustees at their discretion from time to time, but in any case the total number of the trustees including the new trustees to be appointed shall not exceed seven. Upon appointment of new trustees jointly with the continuing or serving trustees powers and subjects to this trust.

18. RESTRICTION OF USE OF TRUST FUND AND DISPOSAL OF FUND ON DISSOLUTION

a. It is expressly declared that no part of the trust property or its income shall be applied for any purpose in law and nothing herein shall be constructed to authorize the trustees to utilize that trust assets or its income for any non - charitable purpose. All the powers and provisions hereof shall be contracted as being subjects to the restrictions herein contained.

b. All activities financed from the funds shall be conducted in accordance with the ideas and objects as stated herein and no discrimination shall be permitted there in on grounds of religion, cast, creed or sex provided that any donations earmarked and accepted for any specific purpose falling within the objects mentioned in THESE PRESENTS shall be used for such a specific purpose.

c. In the event of dissolution of the trust which may be divided by unanimous resolution of the trustees, the funds held with the trust on that date, will be donated to any other trust or institution having similar objects as

that trust. No part of the funds of the trust will directly or indirectly be given to either the trustees or their relations.

19. ACCOUNTS AND AUDIT:

The accounts of the trust shall be closed on 31st March each year and after the closing, the statement of accounts in such form as the board of trustees may determine will be prepared and thereafter the same shall be presented to the auditors for report as the board of trustees may appoint from year to year, and the remuneration will be decided accordingly in the meeting.

20. MEETING AND CONDUCT OF BUSINESS:

a. The meeting of the board of trustees shall be held at least 4 times in a year and more number of meetings may be called if necessary. The meeting may be held at any place in India at discretion of the Managing Trustee of the board.

b. A minute book shall be kept by the trustees where in entry of all the proceedings of the meetings of the board of trustees shall be made which shall be signed by the Managing Trustee of the meeting either at the conclusion thereof or at the next meeting.

c. The trustees may if they considered necessary in the interest of trust to add, to delete or amend this declaration of trust and on which addition, deletion or variation of terms contained in the deed by resolution of trustees unanimously the terms of this declaration still be deemed to on or variation. In case of difference of opinion deemed to on or violation. In case of difference of opinion of the majority of the trustees present except as proceed in various foregoing clauses, shall prevail and binding on the majority as well as on those trustees who may not have noted and if the trustees and equally

Amended

Singh Chandra Chaudhary

13/11/17

13/11/17

divided the matter shall be decided according to the casting vote of the Managing Trustee.

d. All the power and provisions here of provided in the Trust Deed shall be constructed as being subject to restriction and limitations herein contained.

21. BANK ACCOUNT

a) The Bank Accounts (either of the Trust or School) on behalf of the Trust will be jointly operated. The operation of account of the Trust/School will be done by the joint signature of Secretary and will be compulsory.

b) The Trustees may open and operate one or more Bank Accounts (Savings/Currents Accounts) with any Scheduled Bank or Banks or Regional Rural Bank(s) in the name of the Trust, "**BANKA TIWARI MEMORIAL TRUST**" anywhere in carry out the objectives of the Trust.

c) The Trustees may open Sub-Bank Account with its Main Bank Account in the name of school (or other institutions) for daily works of the school and salaries of teaching and non-teaching staffs of the school.

22. AMENDMENTS:

a. While this Trust shall be irrevocable, the Board of Trustees may amend any of the clauses except those relating to objects of the Trust. The First Trustees, at a duly convened meeting of the Board with at least 2 weeks' notice, and by a resolution passed by at least three-fourths majority of the Board of Trustees. The amendments to the Trust Deed can only be passed by a resolution of the Board of Trustees in an actual meeting and not by circulation.

b. If any alteration or amendment is necessary, the same shall be affected through supplementary Deed/Deeds with the previous approval of the Commissioner of Income Tax and these shall be read together with the main Trust Deed.

Big Shubra Choudhary
Trustee

13/11/17

STP-2017-11-17

- c. No amendments to the Trust Deed shall be made which may prove to be repugnant to the provisions of Section 2(15), 11, 12 and 13 and 80G of the Income Tax Act, 1961 as amended from time to time.

23. ALLOWANCE TO TRUSTEES AND OFFICE BEARERS:

If at any time, any trustee acts as whole-time office-bearer of the trust or renders any special service, the trustees may, in their discretion, pay such remuneration or allowance to him as their anything proper.

24. BOARD TO REIMBURSE:

The Trustees of THESE PRESENTS are entitled to be reimbursed and also to pay and discharge of the trust fund. All expenses incurred by them or on their behalf in or about the execution of the Trusts and power to THESE PRESENTS IN WITNESS WHEREOF, the parties hereto have set and submitted their respective hands the day and year first above written.

25. APPLICABILITY OF TRUST ACT:

The provisions of the Indian Trust Act 1882 shall apply to all matters not specifically mentioned in These Presents.

26. APPLICATION OF INCOME TAX ACT:

All clauses herein are intended to secure exemption from Income Tax on the income of contributions and donations to the Trust and any clause or portion of this Deed of Trust which is inconsistent with or repugnant to the sections of the Income Tax Act, 1961 as amended,

28
Banka Tiwari Memorial Trust
Secretary

substituted or modified from time to time, shall be deemed to be deleted or modified with effect from the date on which the sections to which the clause or part of a clause is repugnant or inconsistent comes into force.

27. THIS TRUST IS DECLARED IRREVOCABLE.

28. DISSOLUTION:

In the event of dissolution of the Trust, the entire Trust funds shall be released and first be used for payment of liabilities of the Trust. The assets left if any, shall be disbursed to any other Trust, Society, Association or Institution whose objects are similar to those of this Trust, after obtaining approval from the Commissioner of Income Tax and in no event it shall be distributed in any manner, to any of the Board of Trustees or their relatives or related concerns or to the Settler.

29. SCHEDULE:

At present, the Trust has no property or assets, either movable or immovable, other than the Trust Fund and the immovable properties, donated by the SETTLER, as described in the Schedule below:

- a. Cash contribution to the Corpus Fund of the Trust of Rs. 2,51,000 (Rupees Two lakh fifty-one thousand only). THE SETTLER is hereby authorized the Banka Tiwari Foundation to use his land Plot No: Holding No: measuring the area of Ac and existing building and facilities at Panchdeori, Anchal- Panchdeori, P.S.- Kateya, Dist.- Gopalganj, 841437, (Bihar) to run the school and do the social and spiritual development work as long as Foundation wants. The Foundation also authorized to construct building and develop the land for the above mentioned works.

29

Banka Tiwari Memorial Trust
Secretary

30. WITNESS WHERE OF THE SETTLOR
AND THE FIRST TRUSTEES here to have set
their hands on the day, month, and year first above
written.

We certify that this is true copy of the constitution and
byelaws of the Banka Tiwari Foundation.

Signature delivered by the Trustees in presence of:

Witness

वि. वि. वि.
वि. वि. वि.
Witness

Sabya Borkar
At - Gopalgarh

Drafted by

13/11/17

Shri. Durgeshwar Nath Tiwari

अम्बेश्वर तिवारी
Shri Ambesh Tiwari

ब्रिज भूषण चौबे
Shri. Brij Bhushan Choubey

printed by

13/11/17

नोट - पृष्ठ संख्या 5 पर अंकित पारा एक में वर्णित काटा
जाया है।

दुर्गेश्वर नाथ तिवारी
Durgeshwar Nath Tiwari

Banka Tiwari Memorial Trust
Secretary

Endorsement of Certificate of Admissibility

Under Rule 5 duly Stamped (or exempted from or does not require stamp duty) under the Indian Stamp Act, 1899, Schedule I or I-A, No. '64'. Also admissible under section 26(a) of the B. T. Act.

Stamp duty paid under Indian Stamp Act	Rs. 5000/-	Amt. Paid By N.J Stamp Paper	Rs. 4000/-
Stamp duty paid under Municipal Act	Rs. 0/-	Amt. paid through Bank Challan	Rs. 12040/-

Registration Fee										LLR + Proc Fee		Service Charge		
FEE PAID	A1	10040	C	0	H1b	0	K1a	0	LII	0	LLR	0	1000	
	A8	0	D	0	H2	0	K1b	0	LIII	0		Proc. Fee		0
	A9	0	DD	0	I	0	K1c	0	Mb	0				Total
	A10	0	E	0	J1	0	K2	0	Na	0				
	B	0	H1a	0	J2	0	LI	0						
	TOTAL-										10040			
Total amount paid (Reg. fee+LLR, Proc+Service Charge) in Rs. -												11040		

Registering Officer
Gopalganj

Date: 13/11/2017

Endorsement under section 52

Presented for registration at Registration Office, Gopalganj on Monday, 13th November 2017 by Durgeshwar Nath Tiwari. Late Banka Tiwari by profession Agriculture. Status - Trustee

Durgeshwar Nath Tiwari

Signature/L.T.I. of Presentant

Date: 13/11/2017

Registering Officer
Gopalganj

Endorsement under section 58

Execution is admitted by those Executants and Identified by the person (Identified by 'Nippu Kumar Singh' age '40' Sex 'M', 'Birendra Singh', resident of 'At- Chairpatti P.S+distt- Gopalganj'), whose Names, Photographs, Fingerprints and Signatures are affixed as such on back page / pages of the instrument.

Date : 13/11/2017

Registering Officer
Gopalganj

Endorsement of Certificate of Registration under section 60

Registered at Registration Office Gopalganj in Book 4 Volume No. 2 on pages on 232 -263, for the year 2017 and stored in CD volume No. CD-1 year 2017. The document no. is printed on the Front Page of the document.

Date : 13/11/2017

Token No. : 12819 Year : 2017 S.No. : 12116 SCORE Ver.4.1

Deed No. : d No. : 8 :

Registering Officer
Gopalganj

Shankar
13.11.17

Banka Tiwari Memorial Trust
Secretary