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TRUST DEED

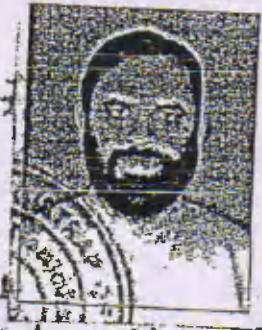
H. 340552

SETTLOR

Rev. Fr. JOHNY CHERICKAYATH

TRUSTEE

Rev. Fr. ISAAC KOCHERY



Handwritten notes: '100000', 'Trust deed', 'Free'.

THIS DEED OF TRUST executed on this, the Seventh day of March, Two thousand and twelve (07-03-2012) by the CATHOLIC DIOCESE OF

Fr. Rev. JOHNY CHERICKAYATH
(Settlor)

Fr. ISAAC KOCHERY
(Trustee)

90267 DATE 29/12/12

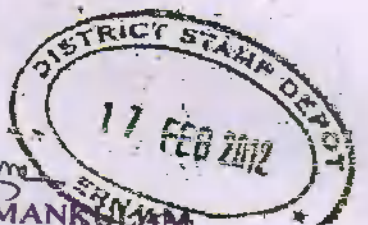
VALUE OF RS (2000) SOLD TO: Johnny Cherickayath, Vimalagiri Pastoral Center, Keezhilam

TO BE LINKED WITH SERIAL NO TO M. N. ANANDAVALLY



Fr. GEORGE MANKULAM
Manager

Vimalagiri Public School
Kothamangalam - 686 691
Ernakulam District, Kerala



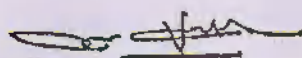
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MUVATTUPUZHA of the **MALANKARA CATHOLIC CHURCH**, Vimalagiri Catholic Bishop's House, Vazhappilly, Mudavoor P.O., Muvattupuzha - 686669, Ernakulam District, a religious institution of Christian minority community (hereinafter referred to as **(SETTLOR-INSTITUTION)**, represented by its Finance Officer, **Rev.Fr.JOHNY CHERICKAYATH**, aged 50 (fifty) years, S/o. Shri. Ulahannan Varghese, residing at the Diocesan Centre, Vimalagiri Pastoral Centre, Keezhillam - 683541, Rayamangalam Village, Kunnathunad Taluk, Ernakulam District, with Driving Licence No.50/280/1991 dtd 04/01/2001, issued under the Kerala Motor Vehicles Rules 1989 hereinafter referred to as the **SETTLOR**.

IN FAVOUR OF, **Rev. Fr. ISAAC KOCHERY**, aged 47 (forty seven) years, S/o.Shri Pyli, Vicar General of the Catholic Diocese of Moovattupuzha, residing at the Diocesan Centre, Vimalagiri Pastoral Centre, Keezhillam - 683541, Rayamangalam Village, Kunnathunad Taluk, Ernakulam District, with Indian Passport No F4552580, hereinafter referred to as the **TRUSTEE** of the Trust.

WHEREAS the Catholic Diocese of Muvattupuzha have already established the Vimalagiri Public School at Kothamangalam, as a minority educational institution;

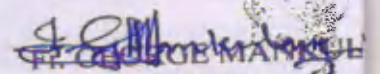
AND WHEREAS the Settlor-Institution is desirous of registering a public educational and charitable trust for assuming the control and management of the Vimalagiri Public School at Kothamangalam and to establish similar Public School in a systematic and effective manner, and for that purpose, the Settlor-Institution have authorized Rev. Fr. Rev. Johny Cherickayath, the Finance Officer of the Catholic Diocese of Moovattupuzha, to execute this deed, with the following terms and conditions, in favour of Rev. Fr. Isaac Kochery, the Vicar General of the Catholic Diocese of Moovattupuzha, and to get it registered at the Kuruppampady Sub Registry.



Fr. Rev. JOHNY CHERICKAYATH




Fr. ISAAC KOCHERY
(Trustee)


Manager
Vimalagiri Public School
Kothamangalam - 686
Ernakulam District, Kerala

Now this deed WITNESSES as follows:-

1) **Name of the Trust:-**

The name of the trust shall be Kothammangalam Vimalagiri Educational & Charitable Trust.

2) **Registered Office:-**

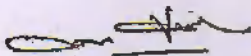
The registered office of the Trust shall be at Vimalagiri Public School, at Kothamangalam - 686691, Kothamangalam Taluk Ernakulam District.

3) **Trust Property:-**

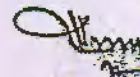
In order to effectuate the above referred decision, the Settlor have made over to the Trustee the sum of Rs.1,000/- (Rupees one thousand only) to hold the same together with all additions and accretions thereto, and all other properties that may be acquired out of the same or otherwise, and may hereinafter be the subject matter of the Trust for the purposes and objects hereinafter expressed, with the powers and on the terms and conditions herein contained, concerning the same.

4) **Objects of the Trust:-**

The main object of the Trust is to render educational and charitable services to the people at all levels, without considering caste, creed and community, and solely for philanthropic purposes and not for purpose of profit, and with the special privileges permitted to minority communities under the Constitution of India by assumption of control and management of Public Schools like the Vimalagiri Public School at Kothamangalam, which do not receive any aid from Govt., and established by the Settlor - Institution. The objects include the following:-



Fr. Rev. JOHNY CHERICKAYATH

Fr. GEORGE MANKULAM
Manager

Fr. ISAAC KOCHERY
Vimalagiri Public School
Kothamangalam - 686 691
Ernakulam District, Kerala

a) establishing / managing of Public Schools which do not receive financial aid from Govt.

b) providing and encouraging public charity with its benefits extending to all, irrespective of caste, creed, colour, tongue and other barriers.

c) providing educational assistance to deserving students and to establish Scholarship Programmes, Endowment Funds etc for the benefit of the students, pursuing studies in the public schools maintained and managed by the Vimalagiri Kothamangalam Educational & Charitable Trust,

d) No asset or income of the Trust shall be utilized for the benefit of the members of the Board of Trustees.

5) **Area of Activity:-**

The activities of the Trust shall be confined to the geographical limits of India.

6) **Patron:-**

The Bishop of the Catholic Diocese Muvattupuzha of the Malankara Catholic Church by virtue of his ecclesiastical office, shall be the Patron of the Trust.

7) **Board of Trustees :-**

a) For the time being, the second party to this deed, Fr. Isaac Kochery, the Vicar General of the Catholic Diocese of Muvattupuzha shall be the sole trustee.

b) Within two months from the date of registration of this Deed of Trust, a Board of Trustees shall be constituted as follows:-

(i) The Vicar General of the Settlor-Institution, ex-officio as the President of the Board of Trustees.

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[Handwritten signature]
Fr. GEORGE MANKULA
Manager
Vimalagiri Public School
Kothamangalam - 686 65
Eranakulam District, Kerala

- (ii) The Procurator of the Settlor-Institution, ex-officio as the Vice President of the Trust.
- (iii) The Manager of the Vimalagiri Public School at Kothamangalam, ex-officio as the Secretary -cum-Treasurer of the Trust, who will look after the day-to-day affairs of the Trust.
- (iv) Three to five members, nominated by the President in consultation with the Patron, as trustees of the Trust.
- c) The President with the consent of the patron, is free to withdraw, any of the members of the Board of Trustees, appointed by him and to appoint new members to the Board.
- d) The official members of the Board will retire automatically by virtue of the changes in the respective posts held by them.
- 8) **Meetings of the Board:-**
- a) The Board of Trustees shall meet as often as required, and shall meet at least once in a calendar-year, and approve the annual accounts, and forward it to the Settlor-Institution. The Board shall also meet if 2/3rd of the members of the Board of Trustees request in writing to convene meeting of the Board.
- b) The meeting of the Board of Trustees shall be presided over by the President of the Board of Trustees, and in his absence by the Vice - President, and in the absence of both, by any one of the Trustees, nominated by the President.
- c) There shall be three days notice for the meeting of the Board of Trustees, unless it is waived by the majority of the Board of Trustees.



George Mankulam
 Ft. GEORGE MANKULAM
 Manager

Vimalagiri Public School
 Kothamangalam - 686 691
 Kothamangalam District, Kerala

d) Decisions shall be taken on the basis of majority votes of the members attending the meeting in person, either by show of hands or by secret ballot, as decided by the President and in case of tie, the President can exercise a casting vote, additionally.

e) Decisions can also be taken by circulation.

f) The quorum for the meeting shall be four members.

g) The Secretary-cum-Treasurer shall serve notice of the meeting, in consultation with the President, and shall be responsible for the maintenance of the minutes book and other records of the meeting.

9) **Powers and Duties of the Board of Trustees:-**

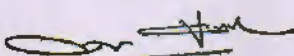
The control and management of the affairs the Trust, and all the properties of the Trust, shall vest with the Board of Trustees. The Board of Trustees shall have the following powers and duties:-

a) to apply, get sanction, erect, conduct and administer Public Schools and establishments connected with the same, or take over and manage any such institutions.

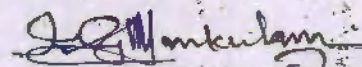
b) to purchase land, construct buildings and acquire necessary infra-structural facilities for establishing Educational & Charitable Institutions in the light of objects of the Trust.

c) to demand, and receive, to the extent the laws of the State permit, fees, deposits, contributions, fines, capital donations etc. to meet the capital or revenue cost of education, from the students, or from their parents.

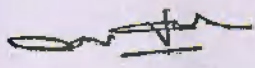
d) to invest the funds of the Trust in any manner as they deem fit and consistent with the objects of the Trust, and in interest of the Trust, provided such investment in immovable properties shall be subject to the approval of the Settlor-Institution.



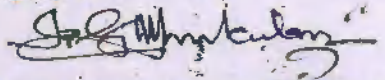



Fr. GEORGE MANKULAM
Manager
Vimalagiri Public School
Mothapuzha - 686 691
Kottayam District, Kerala

- e) to borrow any amount either on pledging the assets of the Trust or otherwise, from individuals, banks, financial institutions or other institutions, with the approval of the Settlor-Institution.
- f) to alter or demolish any of its assets, movable or immovable, and to dispose of it, or sell whenever found necessary in attaining the objects of the Trust.
- g) to start new units of the present activities at other paces or to take over and manage any institution now carried on by others, as long as it is found to be advantageous to achieve the objects of the Trust.
- h) to spend the Income earned by the Trust, either directly, or by contributing to other genuine institutions to be spent for the objects of the Trust.
- i) to accumulate the income, if necessary, for attaining the objects of the Trust in future, and to set apart the whole or part of the income or the corpus of the Trust Fund, for any of the objects of the Trust, and invest the same in modes approved by Income Tax Act.
- j) to join, co-operate, or amalgamate this Trust, subject to the approval of the Settlor-Institution with any other Trust, or Fund or Institutions, as the Trustees think fit in furtherance of the objects of the Trust.
- k) to employ staff for remuneration or gratuitously on such terms as the Board of Trustees may deem fit, and to suspend, discharge or dismiss them when such a course is required in the interest of the Trust.
- l) to solicit and receive donations towards corpus or otherwise, either in cash or in kind or subsidies or grants or other financial assistance.

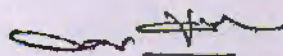

Fr. Rev. JOHNY CHERICKAYATH
(Settlor)



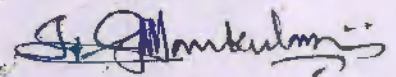

Fr. GEORGE MANKULAM
Manager
Vimalagiri Public School
Kothamangalam - 686 691
(Trustee)
Mankulam District, Kerala

of any kind, whether returnable or not from individuals and institutions, voluntary organizations within India or abroad, subject to the Rules and Regulations of the Reserve Bank Of India and the Government of India.

- m) to negotiate and enter into any arrangement with any Government, University, Municipality or any other Public Authority, individual company or other institution, or Body of Association, for the furtherance of the objects of the trust.
- n) to borrow, or receive money on deposit upon such terms, with or without security and to encumber for the said purpose all or any of the property and assets of the Trust, present or future, as the Board of Trustees deem necessary or expedient.
- o) to draw, endorse, discount, and in general deal with bills of exchange and other negotiable, commercial or transferable instruments or securities.
- p) to appoint such persons as the Board of Trustees thinks fit for the purpose of representing the Trust / Board of Trustees, in any legal or other proceedings to be instituted by or against the Trust / Board of Trustees.
- q) to formulate and implement suitable financial policies and activities, and
- r) to do generally all such other things as the Board of Trustees think to be incidental or conducive to the attainment of all or any of the objects of the Trust.



Fr. Rev. JOHNY CHERICKAYATH
(Settlor)

Fr. GEORGE MANKULAM
Manager
Vimalagiri Public School
Kothamangalam - 686 691
Ettimkulam District, Kerala



Fr. ISAAC KOCHERY
(Trustee)


9) **Powers and Duties of the Secretary-cum-Treasurer:-**

Subject to the general control of the Board of Trustees, and the President, the Secretary-cum-Treasurer shall have specific powers and duties mentioned below, over the properties and affairs of the institutions under the Trust.

- a) to manage, and supervise the affairs of the Trust and the institutions under it.
- b) to enter into any lease agreement, contract or other agreement for and on behalf of the Trust, for any of the purpose concerning the routine activities/ affairs of the institutions under the Trust.
- c) to appear and to act for and on behalf of the Trust in all legal proceedings before any competent authority.
- d) The Secretary-cum-Treasurer shall sue or be sued for and on behalf of the Trust, provided that the Board of Trustees shall have the power to authorize any other member of the Board of Trustees to represent the Trust in any legal or other proceeding.
- e) The Secretary-cum-Treasurer shall exercise and perform such powers and duties as the Board of Trustees may from time to time assign to him.

10) **Accounts:-**

- a) The Secretary-cum-Treasurer shall be responsible to keep proper accounts and records for all the receipts and disbursements of the Trust.
- b) The accounts shall be closed on 31st March of every year, and it shall be audited by a Chartered Accountant appointed by the Settlor - Institution.


Fr. Rev. JOHNY CHERICKAYATH




Fr. ISAAC ROCHERY

Fr. GEORGE MANKULAM
Manager
Kottayam District, Kerala
Kottayam - 686 691

- c) The audited statement of accounts along with the report of the Board, shall be submitted to the Settlor – Institution, every year.

11) Executive Committee / Advisory Committee:-

- a) The Board of Trustees shall, form an Executive Committee or Advisory Committee, as it thinks fit, to take care of the academic side of each institution under the Trust.
- b) The said Committee shall consist of the Secretary of the Trust, the Principal of the institution, one member from the Board of Trustees elected by the Trustees, and two or more members from outside, nominated by the President in consultation with the Patron.
- c) The Board shall from time to time, fix the powers and duties of such Executive Committee / Advisory Committee, and the manner of conducting the committee meetings.

12) Powers of the Settlor - Institution:-

The Settlor-Institution shall have the power to depute any person or group of persons to inspect the accounts of the Trust, and institutions under it in the best interest of the beneficiaries, and to issue any direction thereof to the Board of Trustees, and they shall be bound to accept and act upon such directions.

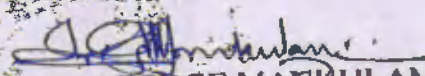
13) Bank Accounts:-

The Manager of each Institution under the Trust, from time to time, shall open / operate as many Bank Accounts with any Bank, as and when found necessary, in the name of each institution under it.



Fr. Rev. JOHNY CHERICKAYATH
(Settlor)




Fr. GEORGE MANKULAM
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Kothamangalam District, Kerala

Fr. ISAAC KOCHERY
(Trustee)

14) Amendment & Clarifications :-

- a) Any provision in this Deed except this clause and the Object Clause (clause No.4) may be amended, annulled or substituted by the Settlor - Institution, at any time, provided that such amendments shall come into effect only after getting the approval of the Commissioner of Income Tax, having jurisdiction over the Trust.
- b) In case there is any doubt or ambiguity regarding any of the provisions of this Deed of Trust, it shall be referred by the Board of Trustees to the Settlor – Institution, and its direction or decision shall be final.

15) Dissolution:-

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

In case the Settlor-Institution decide to wind up the Trust, the excess assets if any, after discharging the liabilities on winding up, shall be transferred to other charitable institutions, as may be decided by the Board, or else it shall vest with the Government.

16) Saving Clause :-

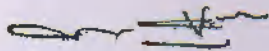
It is expressly declared that this is a Charitable and Educational Trust, and no part of the Trust-property or its income shall be utilised for any purpose, other than charitable or educational purposes provided under clause (4) of this Deed.

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

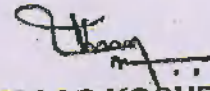


George Mankulam
Fr. GEORGE MANKULAM
 Manager
 Vimalagiri Public School
 Kothamangalam - 686 691
 Ernakulam District, Kerala

IN WITNESS WHEREOF, the Settlor and the Trustee have signed this Deed of Trust on the day, month and year first above written, at Keezhillam within the Jurisdiction of the Kuruppampady. Sub Registry Office, in the presence of the following witnesses, and intent to get it registered at the Sub Registry Office at Kuruppampady



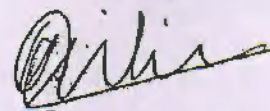
Fr. Rev. JOHNY CHERICKAYATH
(Settlor)



Fr. ISAAC KOCHERY
(Trustee)

Witnesses:

1. Silvia,
W/o Jijo Paul,
Kalookkaran House,
Angamaly- 683572
2. CA. T.S. Philip, aged 63,
S/o. Thomas Simon,
Rose Mary House,
Unichira, Kochi-21.

This document is prepared by:

Isaac M. Perumpillil,
Advocate, K-148/1974,
Lawyers Line, Infant Jesus Buildings,
Kochi-31.



This document is computer-printed.

Corrections and interlineations: Nil



Fr. Rev. JOHNY CHERICKAYATH
(Settlor)

Fr. ISAAC KOCHERY

(Trustee)

Fr. GEORGE MANKULAM
Manager

Vimalagiri Public School
Kothamangalam - 686 691
Ernakulam District, Kerala

