

255

(8)

22



अजम असम ASSAM
 Presented for Registration at X.VI of 1900 A.M/P.M.
 On... correctly stamped (Sub-Registrar Office)
 By...
 son/D/W...
 Of Vill...
 P.S... Fee Paid... 1 - 64

Serial No. 29 for me year 2009
 Stamp for Rs. 50 x 12 01AA 446529
 + 20 x 10 total Rs. 800 - in hundred
 no sheets why :-

S.M.D. Pathan
 Sr. Sub-Registrar
 Dibrugarh
 THIS DEED OF TRUST MADE ON THIS 16TH DAY OF JANUARY, 2009 A.D.
 16.1.09

DEED OF TRUST

Stamp To Be Used
 20.1.09

BETWEEN

(1) **SHRI PRONAB KUMAR MAKRARY**, Son of Late Lakheswar Makrary , resident of Padum Nagar , Path No. 2 , Boiragimath , P.O. & P.S. Dibrugarh, District Dibrugarh, Assam, and (2) **MAJOR SHRI RAJIB JYOTI BORA (RETD)** ,Son of Late Dr. Bipin Kaur, resident of Jail Road, Khaliamari, P.O & P.S. Dibrugarh, District Dibrugarh, Assam, hereinafter called the **SETTLORS** (which expression shall unless excluded by or repugnant to the context or meaning thereof be deemed to include their heirs and successors-in-interest, executors, representatives, administrators and assigns) of the **ONE PART;**

A N D

(1) **SHRI S. P. SURESH**, Son of Sri. T. K. P. Pillai. Kadamoni, PO & PS. Kadamoni, Dibrugarh, Assam - 786 001
 (2) **Dr. UTPAL SARMAH**, Son of Sri Purna Ch. Sarmah. Khataniar Para , Chiring Chapori, PO & PS. Dibrugarh, Assam -786 001

Contd..... (2) Shri Dulal Chandra....

Address P. K. Makbari
 Date 13/1/2009
 Sl. No. 689



Genl. Secy. V. Des
 G. S. V. Des
 200 COURT

Presented for Registration at 2.45 p.m.
16.1.09 the Sr. Sub. Registrar Office
Bouhet N. Markam
W. K. Khesari
 of Vill. Asar
 P.S. Bajongmelis

S. M. A. Pathan
 Sr. Sub. Registrar
 16.1.

Exhibition is admitted by Bouhet N. Markam
 ① Rajib Jyoti Bora one part ① S. P. Suresh
 ② Dr. Utpal Sarma ② A.C. Bora ③
 ④ Markam ⑤ Mehendran Bora ⑥ Babbar
 ⑦ Legal Agents

Who is identified by :-
 Sri. Keshel Bora ⑧ Bhander Bora
 Son / D / W / of Keshel Bora ⑨ Babu Bora
 of Vill. Asar ⑩ Lara Korum
 P.S. Asar District

S. M. A. Pathan
 Sr. Sub. Registrar
 Dibrugarh

- 274 sl Bouhet N. Markam
- 275 sl Rajib Jyoti Bora
- 276 sl S. P. Suresh
- 277 sl Utpal Sarma
- 278 sl Babbar Bora
- 279 sl Mehendran Bora
- 280 sl Keshel Bora
- 281 sl Bhander Bora
- 282 sl Babbar Bora
- 283 sl Lara Korum
- 284 sl Keshel Bora
- 285 sl Mehendran Bora
- 286 sl Keshel Bora

certified To be True Copy
under the signature
of the Trustee

29.1.09

James N. Marikany
Rajib Jyoti Borah
S. P. Suresh
Utpal Sarma
Dulal Ch. Borah
Anil Makrany
Mohendra Nath Borah
Prabhu Dayal Agrawalla
Shyamanta Makrany
Ananda Borah
Ratul Borah
Paru Konwar

-:2:-

- (3) SHRI DULAL CHANDRA BORAH, Son of Sri Dharmeswar Borah. Gandhi Nagar, PO & PS. Dibrugarh, Assam - 786 001.
- (4) SHRI ANIL MAKRARY, Son of Late Lakheswar Makrany. Niz Kadamoni, PO & PS. Dibrugarh, Assam - 786 001.
- (5) SHRI MOHENDRA BORAH, Son of Late Nagendra Nath Borah. Barbari (A.M.C. Campus) PO & PS. Dibrugarh, Assam 786 001.
- (6) SHRI PRABHU DAYAL AGRAWALLA, Son of Late Tularam Agrawalla. Tengakhat Bazar, PO 7 PS. Tengakhat, Dibrugarh, Assam - 786 103
- (7) SHRI SHYAMANTA MAKRARY, Son of Late Lakheswar Makrany. Barbaruah T.E., PO & PS. Barbarua, Dibrugarh, Assam - 786 -007
- (8) SHRI ANANDA BORAH, Son of Late Dunaram Borah. Baghmora, PO & PS. Jorhat, Assam 785 - 001.
- (9) SHRI RATUL BORAH, Son of Sri Bhugeswar Borah. Boiragmath, PO & PS. Dibrugarh, Assam 786 001.
- (10) SHRI PARU KONWAR, wife of Sri Prabin Barua, Mancotta Khania Gaon, PO & PS. Dibrugarh, Assam 786 001.

(Names and full Address of all Trustees) hereinafter called the members of the board

REGISTERED TO BE TRUST DEED
20.1.09

sell
sell
sell
sell
sell
sell
sell
sell
sell
sell
sell
sell
sell

Pranab W. Marikong
Rajib Jyoti Ben.
S. P. Suresh
Sudip Sarmah
Anil Ch. Borthi.
Anil Marikong
Mahendra Nath Ben.
Pankaj Jyoti Marikong
Sugamanta Marikong
Pranab Ben.
Rahul Ben.
Ranu Marikong

-:3:-

of Trustees (which expression shall unless excluded by or repugnant to the context or meaning thereof deemed to include any of the Trustees individually and all of them collectively and his / their successors in office when elected from time to time to function as the member of the Board of Trustees as provided in this Deed) of the **OTHER PART.**

Whereas the members of this **Deed of Trust** having desired to create a **Trust** for advancement of education in the name and style of **Sampoorna Kendra Education Trust** came to an understanding to create the said Trust on 18th November, 2005.

AND WHEREAS the Trustees with a view to preserve memory of the aforesaid facts of creation of the Trust orally have decided to reduce into writing the facts of the said oral understanding of the terms and conditions have now unanimously decided to get the same registered with effect from 18th November, 2005.

NOW THIS DEED WITNESSETH AS FOLLOWS:

1. That the Trust shall be known as "**SAMPOORNA KENDRA EDUCATION TRUST**" and its principal office shall be situated at K.C. Gogoi Path, Kadamoni, Dibrugarh Town, District Dibrugarh, Assam. The said office of the trust can be shifted as may be decided by the board to any other place/ places.
2. The settlors have already contributed Rs. 25,000/- by each one of them and the said amount is settled in the trust as was agreed by the members of the Board of Trustees.

Contd... 3. The objective....

20.1.09
 -5-
 20.1.09

sel bonds vs. Markham
 sel Rajib Jyoti Bom.
 sel S.P. Suresh
 sel Upad Suresh
 sel Koral ch. Bom.
 sel Pral Markham
 sel Mahender nates Bom.
 sel Subhinderaj Puzumbe -
 sel Sugemants Markham
 sel Prade Bom.
 sel Rajat Bom.
 sel Bara Karam.

(i) to take up social welfare projects through receipt of Grants / Donations / Subscription in the interior and backward areas for providing help and assistance to the needy as decided by the majority of the Trustees.

4. The TRUSTEES of the trust "SAMPOORNA KENDRA EDUCATION TRUST" are :

Shri Pronab Kumar Makrany shall be the Managing Trustee and Major Shri Rajib Jyoti Bora (Retd.) shall be the Joint Managing Trustee and both shall hold office for life or till voluntary retirement. In the event of the present Managing Trustee becoming incapacitated, one of his legal heirs being his lawful representative shall hold post of the Managing Trustee for life or till voluntary retirement successively.

Contd.... Similarly.....

Chartered Trust Trust Corp

Chartered Trust Trust Corp

20-1-09:-9:-

Sd/- Suresh H. Marikar
 Sd/- Rajib Jyoti Bora.
 Sd/- S.P. Suresh
 Sd/- Utpal Sarmah
 Sd/- Dulal Ch. Bora
 Sd/- Pril Marikar
 Sd/- Mohan naris Bora
 Sd/- Prashant Kumar
 Sd/- Shyamant Marikar
 Sd/- Pradeep Bora
 Sd/- Rahul Bora
 Sd/- Anurag Kumar

8.00 ACCOUNTS & AUDIT:-

- 8.01 That the Trustees shall maintain true and fair accounts of all receipts and payments of the Trust and accounts so maintained shall remain at the office of the Trust.
- 8.02 That the accounting year of the Trust will be from April to March every year and the first accounts of the Trust shall close on 31st March, 200
- 8.03 That the Trustees are empowered to appoint a firm of Chartered Accountants for audit of the accounts of the Trust yearly and to fix the remuneration of such auditors.
- 8.04 The accounts so maintained shall be closed every year on 31st March on which date an Income and Expenditure Account for the year and Balance Sheet as on the date of closing shall be prepared to be placed before the meeting of Trustees after getting the same audited.
- 8.05 That the account so prepared and audited shall be placed before the Special Meeting of the Trustees within three months of the closure of the accounts along with the report of the Auditors.
- 8.06 That the account so audited shall be printed and published and may be sent to the donors of the Trust and the Trustees.

9.00 TRUST MEETINGS:-

- 9.01 That the Trustees shall meet every quarter for the purpose of the Trust and for taking decisions for the management of the Trust and its funds.
- 9.02 That the decisions are to be taken by majority vote.
- 9.03 That in the case of a stalemate / equal votes, the Managing Trustee shall have the right of a casting vote.
- 9.04 That personal presence of five trustees will be the quorum for a meeting.
- 9.05 That such meeting is to be called by giving seven days notice to the Trustees but a special meeting can be convened by a short notice of 12 hours.
- 9.06 That if within HALF AN HOUR from the time appointed for Trust Meeting of the Executive Committee, the quorum of members is not present, the meeting shall be adjourned to such a date and time as decided by the Chairman/President of the meeting.

APPOINTED TO BE TRUSTEES

Order Sub Registered:-10:-

20.1.09

Prasad Vs - Marketing
Rajib Jyoti Bora.
S.P. Suresh
Ujjwal Samal.
Sudat Ch. Bora.
Dilip Marketing
Mahendra Nath Bora.
Brahmendra Prasad.
Srinivasa Marketing
Pravara Bora.
Rahul Bora.
Ravi Kumar.

10.00 **SPECIAL MEETINGS:-**

- 10.01 That the trust will have its annual meeting before 30th June every year in which the audited accounts of the Trust are to be placed before the Meeting of the Trustees to approve the budget and adopt such accounts and the report, for the ensuring year shall also be placed before the meeting.
- 10.02 That a REQUISITIONED MEETING of the Trust shall be called by the Managing Trustee on seven days notice in pursuance of a written requisition made by at least 7 (Seven) members of the Trust specifying the purpose of such a meeting.

If the requisite quorum is not present within HALF AN HOUR of the time appointed, the REQUISITIONED MEETING shall stand dissolved.

11.00 **INVESTMENTS:-**

- 11.01 That the funds collected for the Trust shall be utilized for carrying out the objects of the Trust or acquiring the capital assets or constructing the building, etc., for the purpose of the trust.
- 11.02 That in case any surplus remains with the Trust the same will be invested in the Government Securities permitted for the Trust or to remain in the Bank in F.D. or S.B. Accounts.
- 11.03 That no part of the Funds shall be invested in shares or advances for loan to others excepting the loan scholarship granted by the Trustees while framing rules for the same.

12.00 **NATURE OF TRUST:-**

- 12.01 That the nature of the Trust is Public Charitable Trust and the benefit of the Trust shall be available to the beneficiaries without any distinction of caste, creed, religion or sex.

13.00 **AMENDMENT IN TRUST DEED:-**

- 13.01 That the Trust Deed can be amended by two-thirds majority of the Trustees in a meeting specially called for the purpose and the resolution passed by such majority as circulated with or without modification shall be final and binding for good for this Deed.

REGISTERED TO THE TRUST SOCIETY

TRUST SOCIETY

20-1-09 :-11:-

see Friends 16. Marketing
see Rajib Jyoti Bom.
see S. P. Swasth
see Anil ch. Bom
see Dil Marketing
see Mohan. neta Bom.
see Anubhujal Degriwale.
see Shyamant Marketing
see Pradeep Bom.
see Rahul Bom.
see Same Karam.

14.00 **POWERS OF THE TRUSTEES:-**

14.01 That overall control of the Trust shall be in the Trustees who will exercise their powers and control through the Executive Committee of the Trustees appointed by them for the purpose or through the office bearers elected by themselves out of them.

14.02 That the Trustees will have the following powers in general:

- (i) To raise, collect or arrange for the donations for the benefit of the Trust and to invest such funds from time to time.
- (ii) To decide about the educational activities to be undertaken by the Trust.
- (iii) To make rules for running of the Institutions and or giving scholarship and donations or appointment of the officers and teachers as well as for the meeting held by them.
- (iv) The Trustees are empowered to appoint and terminate the employees of the Trust.
- (v) The Trustees are further empowered to open and operate Bank Account or Accounts with any scheduled Bank and may exercise/ authorize either of them to operate the same jointly with any of the Trustees or the officers but in case of the joint operations signature of the Treasurer would be essential.
- (vi) The Trustees are also empowered to donate the funds to a Trust having similar objects.

15.00 **OFFICE BEARERS:-**

15.01 For the smooth running of the Trust the Trustees are empowered to elect the following office bearers {excluding (ii) Managing Trustee and (iii) Joint Managing Trustee who shall hold office for life or till their voluntary retirement as office bearers} out of themselves:

- (i) An Adviser
- (ii) A Chairman
- (iii) A Treasurer
- (iv) Two Executive Trustees

15.02 That the office-bearers so elected by them shall hold office for a period of two years and every second year in the month of June there will be fresh elections but the retiring office bearers may be re-elected in the meeting called for the election of the office bearers.

APPROVED To be TRUST DEED.

Member Sub Committee

20.1.09

--:12:-

sell Grams vs. Marketing
sell Rajib Jyoti Bom.
sell S. P. Suresh
sell Suleel ch. Bom.
sell Prvil Marketing
sell Mohendar nets Bom.
sell handhanded Agri-
sell Stryman's Marketing
sell Oravda Bom.
sell Rahul Bom.
sell Laxa Karam

16.00 **ADVISER :-** The First Adviser shall be Sri. S. P. Suresh S/o. Sri. T. K. P. Pillai. who shall hold office for life or till his voluntary retirement or on becoming incapacitated.

16.01 **CHAIRMAN:-**

16.02 That the Chairman of the Trust will be the Head of the Trustees and will preside over all the meetings of the Trust.

17.00 **MANAGING TRUSTEE:-**

17.01 The Managing Trustee shall manage the affairs of the Trust and is to look after its day-to-day business. All records of this Trust shall remain in the custody of the Managing Trustee. Managing Trustee is entitled to call for the meetings of the Trust under the permission of the Chairman.

17.02 That the managing Trustee shall apply for mutation of the name of the Trust on any Trust property acquired by the Trust and submit representation, petition, application and affidavit before any authority of Government or quasi Government or public or corporation on behalf of the Trust and shall be deemed to hold power of attorney on behalf of the board of Trustee, of course, with their prior approval to sue and to defend in the name of the Trust and or to take and other matter representing the Trust.

17.03 The Managing Trustee shall be empowered to represent the Trust in all cases before any court or authority.

17.04 The Managing Trustee shall prepare the Annual Report of the Trust and place the same before the Board of Trustees.

18.00 **JOINT MANAGING TRUSTEE :-**

18.01 The Joint Managing Trustee shall ordinarily co-operate and help the Managing Trustee in his duties and shall also perform such other duties as may be delegated to him. In the absence of the Managing Trustee, he shall be performing the duties of the Managing Trustee.

ENTRUSTED TO THE TRUSTEES

Order No. 13:-

20-1-09

see Anand's 46 - Marikani
 see Rajib Jyoti Bora
 see S. P. Suresh
 see Anil Ch. Bora
 see Anil Marikani
 see Maheshwar Nath Bora
 see Pambhudey Dey
 see Sujayanta Marikani
 see Pradeep Bora
 see Rahul Bora
 see Ravi Kumar

19.00 **TREASURER:-**

19.01 That out of the Trustees, the Trustees are empowered to elect one Treasurer for holding the office for a period of two years. The Treasurer shall be responsible for keeping all records and maintain the account of all receipts and payments. He will be required to prepare the annual budget of the Trust and will place it before the special meeting of the Trust for the approval. The Treasurer will also be required to prepare the final accounts to get the same audited by the Auditors appointed by the Board of Trustees and will place the same before the special meeting of the Trustees.

20.00 **WINDING UP:-**

20.01 That the Trust can wind up its affairs if it finds difficult to run the activities of the Trust any more but no part of the funds of the Trust and its property shall revert back to the trustees.

20.02 That in case the Trust decides to wind up its activities it may handover the corpus of the trust and its assets and liabilities to another Trust having same or similar objects.

20.03 That the Board of Trustees shall call an extraordinary meeting of the Trustees for the purpose of giving 14 days notice to the Trustees and a resolution passed by two-thirds majority of the Trustees present shall be the requirement for winding of the Trust.



Contd.... 20.04 That the provision.....

20.04 That the provision of the Indian Trust Act as amended upto date shall apply except as herein above specifically modified in these presents.

IN WITNESS WHEREOF the SETTLORS of the Trust and the Trustees have hereunto set and subscribe their hands on this Deed of Trust on the day, month and year first above written.

Witness:

- 1) s/sr Tankeswar Bhowari
s/o Mr Keshu Bhowari
Add. Mohanaghat, Amalpatting
- 2) s/sr Jibakanta Chongmai
(Advocate, Sibmangal)

s/sr Pranab K. Makrany

1) Pronab Kumar Makrany.

s/sr Rajib Jyoti Bora

2) Major Shri Rajib Jyoti Bora (Retd.)

SETTLORS

s/sr S. P. Suresh

1) Shri. S. P. Suresh.

s/sr Utpal Sarmah

2) Dr. Utpal Sarmah.

s/sr Dulal Ch. Borah

3) Shri Dulal Chandra Borah.

s/sr Anil Makrany

4) Shri. Anil Makrany.

s/sr Mohendra Borah

5) Shri Mohendra Borah.

s/sr Prabhu Dayal Agrawala

6) Shri Prabhu Dayal Agrawalla.

s/sr Shyamanta Makrany

7) Shri Shyamanta Makrany.

s/sr Ananda Borah

8) Shri Ananda Borah.

s/sr Ratul Borah

9) Shri Ratul Borah.

s/sr Paru Konwar

10) Smt. Paru Konwar.

TRUSTEES

Identified by,

s/sr J.K. Chongmai
Advocate, Sibmangal.

Handwritten signatures and stamps at the bottom of the page.