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#### TRUST DEED

V. P. Nandakumar(Executent)



MANAPPURAM FOUNDATION

THIS DEED OF TRUST is declared in the place of V/104, Manappuram House, Valapad P. O. Thrissur = 680567 of Kerala State, India, on 24th day of October 2009 by :-

- 1. V. P. Nandakumar
- 2. Sooraj Naadan
- 3 Jyothi Prasannan

Manappuram Geetha Ravy Public School

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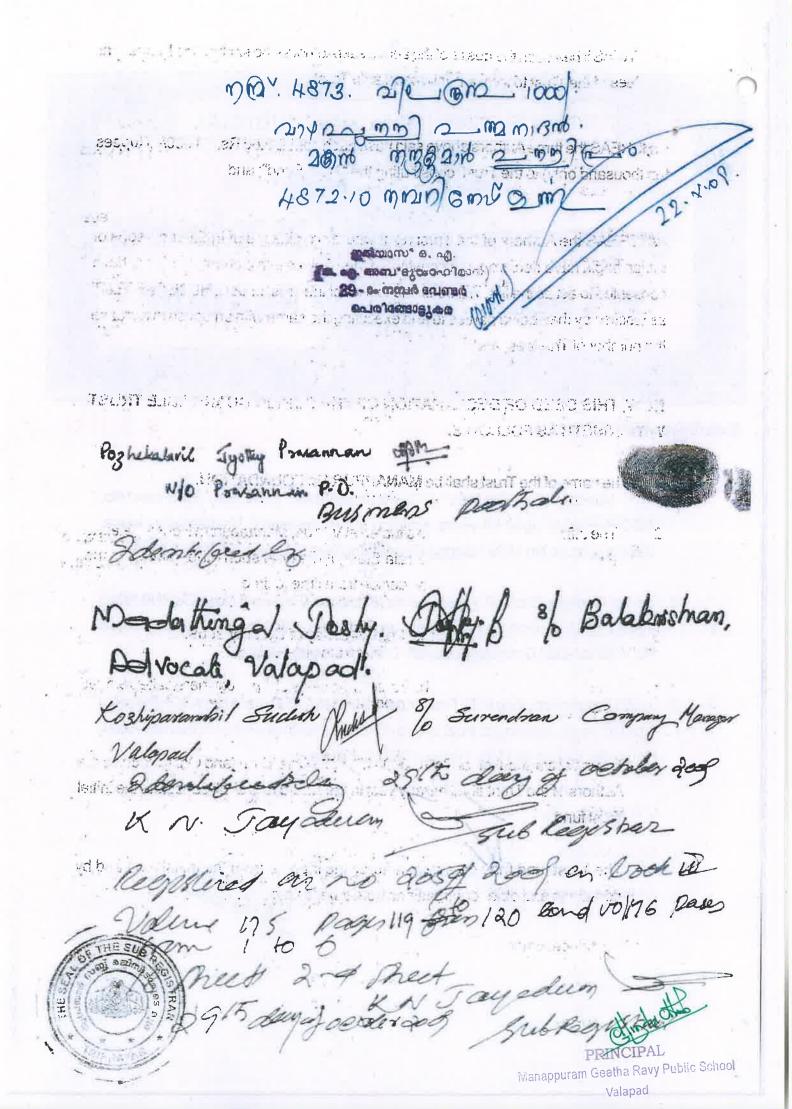
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- V. P. Nandakumar, S/o Late V. C. Padmanabhan, Business, (Ran card No. ABGPN8092A) aged 55 years, residing at "Padmasaroj" Vazhappully House, Valapad, House No. V/59 Valapad Gramapanchayath Thrissur, District, Kerala.
- Sooraj Nandan, S/o V. P. Nandakumar, Business (Pan card No. AGUPN0463E)
   aged 28 years, residing at "Padmasaroj" Vazhappully House, Valapad, House
   No.V/59 Valapad Gramapanchayath Thrissur District, Kerala.
  - 3. Jyothi Prasannan, W/o P. D. Prasannan, Business (Pan card No. AJCNP9044L) aged 52 years, residing at Puzhekadavil House, Poothole Post, Civil Lanes Road, House No. XVIII/449 TMC Thrissur District, Kerala
  - 1. V. P. Nandakumar
  - 2. Sooraj Nandan
- 3. Jyothi Prasannan

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Manappuram Geetha Ravy Public School

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WHEREAS it has been the desire of the above said Authors who shall be the Permanent Trustees of the Trust to form a public charitable Trust,

WHEREAS the three Authors above said have each contributed Rs. 10,000/- (Rupees ten thousand only) to the Trust, constituting the "Trust Fund"; and

WHEREAS the Authors of the Trust all of whom are citizens of India or persons of Indian origin have declared and constituted themselves into a charitable Trust, have consented to act as the first Trustees and to accept the Trust under THESE PRESENT as testified by their being parties to and executing the same with an option to increase the number of Trustees; and

# NOW, THIS DEED OF DECLARATION OF THE PUBLIC CHARITABLE TRUST WITNESSETHAS FOLLOWS:

- 1. The name of the Trust shall be MANAPPURAM FOUNDATION.
- The office of the Trust shall be situated at V / 104, Manappuram House, Valapad P.O. Thrissur - 680567 of Kerala State, India or at such other places as the Board of Trustees herein may decide from time to time.
- 3. The Trust shall come into effect from 24th day of October 2009.
- The Trustees shall constitute the Board of Trustees of the Trust (hereinafter referred to as "Board").
- 5. The initial contribution of Rs 10,000/- [Rupées One Thousand Only] made by the Authors of the Trust shall hereby vest in the Board and shall constitute the initial Trust fund.
- 6. The Trust fund may be augmented by the income from the initial fund and by denations and other contributions from time to time.

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## The objects or the Trust are as under

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 The funds of the Trust shall not be applied for any purpose, other than the objects and other statutory requirements.

8. The objects of the Trust are as under:

A) To promote social services by establishing and / or maintaining hospitals, and taking over, clinics, old age homes, dispensaries, medical camps, rehab ilitation centers, children's welfare centers, natural health centers, nutrition centers and / or providing monetary or other help and assistance for the relief of destitute.

- B) To establish and maintain institutions intended for advancement of social welfare and physical well-being of the general public.
- C) To provide food, shelter, clothing, drinking water, medical care, medical awareness and education for the needy.
- D) To provide financial or any other assistance towards relief and rehabilitation of the populace affected by calamities like cyclones, earthquakes, epidemics, fire, famine, floods, war, riots, etc.
- E) To promote education among the public, set up institutions for imparting education in all fields, and to organize seminars, workshops, conferences, meetings and public lectures.
- F) To manage endowments and grant scholarships or other assistance to mentorious or deserving students to pursue their studies.
- G) To establish, maintain and run boarding houses and other similar institutions for students.
- H) To provide, promote and contribute to the overall development and well being of the community through focusing on women empowerment and rural upliftment by promoting livelihood programmes and providing employment opportunities.

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- To create awareness on various social, moral and economic issues affecting the society or the country at large, and to direct this awareness in researching and developing innovative means for generating resources and to channelise these resources to people and projects.
- J) To accept donations, grants, presents and other offerings from individuals, institutions and Governments, and to deal with the same for the purpose of the Trust.
- K) To adopt or take over any other Trust or any Society registered under the Societies Registration Act or under similar statutes with objectives similar to that of this Trust.
- L) To purchase and maintain movable and immovable properties necessary for carrying out the objectives of the Trust.
- M) To engage in any other activity that will be conducive to the objectives of the Trust.
- In the case of winding up / dissolution, the net funds would be transferred to institutions having similar objects and enjoying exemption u/s.11 of the Income TaxAct, 1961.
- 10. The funds of the trust shall be deposited as per section 11(5), 13 (1) (D) of the Income Tax Act, 1961.
- 11. The activities would be confined to the territory of India.
- 12. The activities would be purely charitable / philanthropic in nature and not motivated for profit.
- 13. The funds of the Institution would be utilized only towards the objects and no portion of it would be distributed in any manner to the Trustees or persons defined in Section 13(1)(c) of the Income Tax Act, 1961.

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- 14. The Trust shall be managed and administered by the Board.
- 15. For the removal of doubts it is hereby declared that this Trust, its objects and its implementation shall not be for the benefit of any particular caste, creed, religion or community as such. Also the Authors or the Trustees or their family members shall not derive any personal benefit out of the Trust fund.
- 16. All acts and proceedings of the Trust shall be taken and conducted in the name of the Trust.
- 17. This Trust is irrevocable.

#### ANNEXURE TO THE TRUST DEED

#### A. INTERPRETATION

In the Deed of Trust and in these Articles, the following words or expressions shall have the meaning as assigned hereunder:

- "The Trust" shall mean Manappuram Foundation, constituted by this Deed and by any other Deed varying or modifying the same as herein provided;
- 2) "The Trustee" shall mean the first Trustee appointed hereby and the Trustees appointed from time to time by the Board of Trustees, and also include the permanent trustees appointed under the clause 7 (ii)
- 3) "The Trust Property" shall mean the initial Trust fund of the Trust which is a sum of Rs 30000/- [Rupees Thirty Thousand Only] handed over by the Authors to the Trustees and shall include the following. At present the Trust has no other movable or immovable properties owned.
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- I. Donations received from the public
- II. Movable and immovable properties and assets settled on the Trust by any person.
- III. Movable and immovable properties and assets acquired or purchased by the Trustee, using the Trust funds
- IV. Grants-in-aid received from the Government or any local authorities or any other organization, or any person.
- V. All moneys borrowed by the Trustees for the purpose of or in the administration of the Trust.
- 4) "Income of the Trust Fund" shall mean and include the dividends, interest, rents, surplus and any other income of the Trust fund.
- 5) "The Board" shall mean the Board of Trustees.

## B. ADMINISTRATION OF THE TRUST

1. NUMBER OF TRUSTEES

The number of Trustees in the board at any time shall not exceed 12.

#### 2. PERMANENT TRUSTEES

(a) The Permanent Trustees of the Trust created hereby are:

1.V. P. Nandakumar, S/o Late V. C. Padmanabhan, Business, (Pan card No. ABGPN8092A) aged 55 years, residing at "Padmasaroj" Vazhappully House, Valapad, House No. V/59 Valapad Gramapanchayath Thrissur District, Kerala.

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- Sooraj Nandan, S/o V. P. Nandakumar, Business (Pan card No. AGUPN0463E) aged 28 years, residing at "Padmasaroj" Vazhappully House, Valapad, House No. V/59 Valapad Gramapanchayath Thrissur District, Kerala.
- Jyothi Prasannan, W/o P. D. Prasannan, Business (Pan card No. AJCNP9044L) aged 52 years, residing at Puzhekadavil House, Poothole Post, Civil Lanes Road, House No.XVIII/449 TMC Thrissur District, Kerala
- (b) The permanent Trustees shall be for their life unless they voluntarily resign.

#### 3. SECRETARY

- (i) The Board may appoint a full time Secretary / Director of the Trust either from amongst themselves or from outside to conduct the day to day affairs, management and administration of the Trust.
- (ii) He or she shall be subject to the supervision, control and direction of the Board. The Board may from time to time delegate such of its powers as provided in this Trust Deed or the articles annexed thereto as are deemed necessary, proper and/or expedient for carrying on the objects, purposes and concerns of the Trust.
- (iii) The Board shall reserve the right to revoke any of the powers granted to him/her at its will and pleasure. The powers so delegated by the Board to him/her can also be further delegated by him/her to such employees as authorized by the Board.
- (iv) He/she may exercise all such powers as may be delegated of the Trust and do on behalf of the Trust all such acts as may be exercised and done by the Board provided such powers or acts are not required by any statute or by these articles to be exercised or done only by the Board.
- (v) He/She shall not be personally liable for acts, deeds and things done and for such money, stocks, funds and securities actually received in the ordinary course of carrying out the objects and purposes of the Trust after exercising such judgment usually expected from a man of ordinary prudence.

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(vi) The Board may from time to time fix the remuneration payable to him/her which may be either in the nature of a monthly remuneration or in any other manner as deemed fit by the Board.

#### 4. MANAGING TRUSTEE

- The Board may from time to time appoint one of their body to be a Managing Trustee from the Permanent Trustees either for a fixed term or without any limitation as to the period for which he/she is to hold such office on terms and conditions as they deem fit and delegate such powers to him or her and appoint another in his or her place.
- (ii) The powers so delegated to the Managing Trustee may be further sub delegated by the Managing Trustee to such person/s that he thinks fit if the resolution of the Board delegating such powers so authorize the Managing Trustee.
- Trustee, for the time being, such of the powers exercisable(i)exercisable under these presents by the Board as they may think fit, and may confer such powers for such time and to be exercised for such objects upon such terms and con ditions, and with such restrictions as they think expedient and they may confer such powers either collaterally with or to the exclusion of and in substitution for all or any of the powers of the Trustees in that behalf, and may from time to time withdraw, revoke, alter or vary all or any of such powers and may also allow the Managing Trustee to delegate such powers to such persons as he deems fit.
- (iv) The Managing Trustee shall not be personally liable for acts, deeds and things done and for such money, stocks, funds and securities actually received in the ordinary course of carrying out the objects and purposes of the Trust after exercising such judgment usually expected from a man of ordinary prudence.
- (v) The Managing Trustee shall be the Chairman for all meetings of the Board.

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### 5. POWERS OF BOARD

The Board of Trustees shall have the following powers:-

## (a) ADMINISTRATION

To manage, administer and control the Trust Fund, properties and institutions belonging to the Trust or under its management and all activities in connection with the Trust.

## (b) POWER OF ACCUMULATION

To accumulate the whole or part of the income of the Trust subject to the provisions and orders of the Income Tax Act, as amended from time to time.

## (c) POWER TO INVEST

To invest the monies of the Trust in such forms and modes of investment or deposit as the Trustees deem fit subject to the guidelines specified in the Income Tax Act, as amended from time to time.

## (d) SALE OF SECURITIES OF TRUST

If the Trust funds are invested in shares of any company or in any other securities, and as and when the Board decide it may dispose of or sell such investments.

## (e) TOACCEPT DONATIONS

To accept upon such terms as deemed fit, any grants, donations and contributions in cash or in kind of any property or asset of any nature from any private or public Trust, institutions, foundations, government, company, firm, societies, sangams, persons, etc., provided always that the terms upon which such donations or contributions shall be accepted are not in any way be inconsistent with or repugnant to the objects of these presents.

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## (f) TO MAKE DONATIONS

To make donations or contributions from income of the Trust and/or Trust fund whether in cash and/or other than cash and/or in kind and/or for that purpose use any property of the Trust, to and for any other Trust fund or institutions on such terms and conditions deemed fit but not in contravention of the public charitable purpose set out by the Trust created by these presents.

## (g) TO DEAL WITH TRUST PROPERTIES

- I. To acquire immovable or movable properties for the Trust and likewise the power to sell, lease or mortgage of otherwise deal with such properties.
- II. To let any immovable properties forming part of the Trust fund for any term of years or in perpetuity and to sell, exchange and purchase immovable properties upon such terms and conditions as deemed fit.
- III. To keep the movable and immovable properties from time to time forming part of the Trust fund in good repair and duly insured and to make additions, alterations and improvements to the property or properties forming part of the Trust fund and to develop the same in such manner as deemed fit and proper.
- IV. At all times, to sell or otherwise dispose of or gift any property forming part of the Trust fund up on such terms as deemed fit and proper and after obtaining all the necessary approvals from legal authorities wherever required.

## (h) TO BORROW

To borrow moneys from time to time upon such terms, conditions and securities as deemed fit and proper and to mortgage the whole or any part of the Trust fund as security for the repayment of the loans borrowed for the purposes of the Trust.

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#### (i) TO OPEN AND OPERATE BANK ACCOUNTS

To open, operate and maintain in the name of the Trust or in the name of any institutions run by the Trust, by any person/s as decided by the Board, any bank account or accounts with any bank or banks and all income and expenditure shall be routed through such account or accounts.

#### (j) SUITS, ACTIONS, COMPROMISE, ETC

To apportion the Trust fund and to compromise or compound all actions, suits, or other proceedings and all differences and demands and refer any such differences or demands to arbitration and to adjust, settle and approve all accounts relating to the Trust fund and to execute releases and all documents necessary.

#### (k) TOAPPLYTRUSTFUNDSTHROUGHOTHER CHARITABLE TRUSTS OR INSTITUTIONS

To pay any sum for such purposes to any charitable Trust or institutions duly registered or approved or recognized by the authorities in law for the purpose of section 80G of the Income Tax Act and/or other sections and provisions dealing with or covering the objects or part thereof of this Trust without being bound to see to the application thereof, subject to necessary permission required under any law for the time being in force relating to public charitable Trusts.

## (I) TO APPOINT SECRETARY AND OTHER OFFICERS

To appoint fit and proper person or persons as secretary/Director and other officers, employees and agents to assist them in the administration and management of the Trust activities and the application of Trust fund on such terms and conditions as deemed fit.

## (m) TO MAKE RULES AND REGULATIONS

To make, amend or rescind rules and regulations for the management of the Trust and all matters concerning the conduct of the meeting of the Trustees provided that such

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rules and regulations shall not be repugnant to the provisions hereof or effected against the purpose of the Trust or be inconsistent therewith.

## (n) TO ENGAGE PROFESSIONALS

To employ solicitors, advocates or legal advisors and other persons for carrying out the purposes of the Trust or the management thereof.

Without prejudice to the generality of the provisions of contained above, the Board may exercise such powers as necessary for the purposes of the Trust.

#### 6. NO PERSONAL LIABILITY OF TRUSTEES:

The Trustees shall not be personally liable for acts, deeds and things done and for such money, stocks, funds and securities as they shall actually receive in the ordinary course of carrying out the objects and purposes of the Trust after exercising such judgment usually expected from a man of ordinary prudence.

#### 7. APPOINTMENT AND TERM OF OFFICE OF TRUSTEFS.

- (i) The Authors may appoint people of eminence as Trustees and fix the terms of their appointment for three years. The Authors also has the power to remove any such additional Trustee and appoint another in his / her place. They can also be re nominated if the Authors so desires.
- (ii) Vacancies in the Board of Trustees, arising from death or otherwise of the Permanent Trustee/s may be filled by the Board by inducting their successors or nominees elected by such respective Trustee/s as the case may be, who are not disqualified clause 8 under the ANNEXURE TO THE TRUST DEED.

#### 8. VACATION OF OFFICE

The office of the Trustee other than Permanent Trustees shall be vacated

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- a. If he dies or is found lunatic or becomes of unsound mind
- b. If he files a petition for a receiving order or if a receiving order is made against him or if he compounds with his creditors
- c. convicted for a criminal offence involving moral turpitude
- d. If he resigns by giving notice in writing under his hand at the office of the Trust.

#### 9. FILLING UP OF VACANCIES

The vacancy that occurs in the office of Trustees may be filled in by the Board by appointing a new Trustee in his/her place.

#### 10. BOARD OF TRUSTEE'S MEETINGS:

- a. The Trustees shall ordinarily transact their business in a duly convened and assembled meeting of the Board, which should take place at least once in every quarter.
- b. A meeting of the Board may be convened by the Managing Trustee or any person authorized in this behalf by the Board by giving at least seven day's notice to all the Trustees.
- c. A meeting of the Board shall be called on any day and at any place and time.
- d. Urgent business may be transacted by a resolution to be circulated among the Trustees for including their opinion in writing as to the matter or matters under consideration. A resolution in writing, signed by all the Trustees of the Board shall be as valid and effectual as if it had been passed at a meeting of the Board duly convened and held.

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e. All expenses for conducting meetings including traveling expenses etc would be met out of the Trust funds

#### 11. NOTICE OF MEETING OF THE BOARD

- a. Notice of every meeting (other than an adjourned meeting) shall be delivered to each Trustee at his usual place of business or residence or through e-mail at least seven days before the meeting.
- b. Every such notice shall state the place, day and hour of meeting and general nature of the business for which the meeting is convened.
- c. The accidental omission to give notice of the meeting to or the non-receipts of such notice by any Trustee shall not invalidate the proceedings or any resolutions passed at the meeting.

#### 12. QUORUMS

One third of the total number of the Trustees or two which ever is higher, shall make the quorum. No business shall be transacted at any meeting unless quorum is present.

#### 13. VOTE OF TRUSTEE

- a. All matters or questions arising at any meeting shall be determined by a majority of the votes given by the Trustees present and voting at the meeting.
- b. Each Trustee shall have one vote and in the case of an equality of votes, the chairman of the meeting shall be entitled to a second or casting vote.

#### 14. MINUTES OF THE MEETING OF THE BOARD

 Minutes shall cause to be maintained of each meeting of the Board by making entries thereof in books kept for that purpose. Every page of the minutes should

1. V. P. Nandakumar

2. Sooraj Nandan

3. Jyothi Prasannan

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สาสันยาสตัวยายรังกลอดกา การปฐมณะ (สตรองช่วย ประวาศตอกโลย (สาสันยา 1915 - 15 ประวา สามรณิชัยสุด ที่ £ล. / เม่เอรอ. น่าทุกการการการการสามายและเลือดที่ (สาส. 1980)แม้อยู่

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be initialed by the Chairman of the meeting or the Chairman of the next meeting, who shall sign the last page of the minutes of the meeting with the date.

- b. The minute's book shall contain the following items, amongst others:
  - Recording all appointments of officers made by the Trustees;
  - II. Details of all resolutions and proceedings at the meetings of the
  - III. Board and of all circular resolutions passed from time to time;
  - IV. Names of the Trustees present at the meeting; and
  - V. In the case of each resolution passed at the meeting, the names of the Trustees, if any, dissenting from, or not concurring in, the resolution.

## 15. MAINTENANCE OF ACCOUNTS AND OTHER RECORDS OF THE TRUST

Proper books of account shall be kept at the office of the Trust, recording all the income and expenditure assets and liabilities of the Trust. The books of accounts shall be placed before the Board once in every quarter and shall be audited every year by a Chartered Accountant appointed from time to time by the Board.

The accounting year of the Trust shall be twelve months starting from April 01 to March 31 every year.

16. GENERAL

## (a) ARTICLES MAY BE CHANGED OR ALTERED

Subject to approval by the Permanent Trustees, the Board of Trustees shall have the power by simple majority in that behalf to modify, enlarge or terminate any of the

1. V. P. Nandakumar

2. Sooraj Nandan

3. Jyothi Prasannan

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objects and purposes of these presents or any other power or provisions of these presents without however affecting in any way the general object and purposes of the Trust.

## (b) POWERS TO DETERMINEALL QUESTIONS OF DOUBT OR DIFFICULTY

It shall be lawful for the Board of Trustees to settle and determine all matters of interpretation of THESE PRESENT as 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 Trusts and powers of THESE PRESENT and any such settlement or determination shall be valid, binding and conclusive and shall not be objected to or re-opened upon any ground whatsoever.

#### (c) INDEMNITY

There shall be blanket indemnity for all Trustees, employees, secretaries and other officers, for the time being of the Trust against all charges, losses, damages and expenses which they or any of them may incur or expected to incur for any act done in the ordinary course of carrying on the objects or purposes of the Trust except in cases where such charges, losses, damages and expenses are through their own willful neglect or default. If any suit or other proceedings of any kind are brought to bear on any of these functionaries by anyone, the same shall be defended by the Trust out of the Trust funds, whether such action is brought to bear during their relationship with the Trust or after the severance of such relationship.

This Trust deed signed at Valapad Village Palliprom Desom and intended to register before Sub-Registrar Ofice Thriprayar

Solemnly affirmed on this 24th day of October 2009.

1. V. P. Nandakumar

2. Sooraj Nandan

3. Jyothi Prasannan

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#### **Authors of the Trust**

- 1. V. P. Nandakumar
- 2. Sooraj Nandan
- 3. Jyothi Prasannan



Witnesses:-

1. K.S Sudeesh

S/O Kozhiparambil Surendran, Valapad Village Pallipram Desom

P.O. Valapad Beach - 680567

2. M.B Joshi

S/O Madathinkal Balakrishnan, Valapad Village Pallipram Desom

P.O. Valapad Beach - 680567

Prepared by M.B Joshi

Advocate, Roll Number. K.324/04

S/O Madathinkal Balakrishnan, Valapad Village Pallipram, desom

P.O. Valapad Beach - 680567

Document is computer printed.

Note of correction :- Nil.

1. V. P. Nandakumar

2. Sooraj Nandan

3. Jyothi Prasannan



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