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#### exaflis staft Government of Karnataka

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- ನೊಂಡಣೆ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department ·8365: 510. 2/-

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#### TRUST DEED

THIS INDENTURE OF TRUST executed on this 16<sup>th</sup> day of February 2017 (16/02/2017) by Sister Chris, D/o Sebastian M.J., aged about 58years, presently residing at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru — 560 077, the incumbent Superior General of Carmelite Sisters of St. Teresa, (Hereinafter referred to as the "SETTLOR" which term wherever the context so requires or admits shall mean and include her legal heirs, successors, executors, administrators and assigns) of One Part

#### and

- Sister Chris, D/o. late Sebastian M.J., aged about 58 years, presently residing at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru - 560 077.
- 2. Sister Josephette, D/o. late Denis Nazareth, aged about 75 years, presently residing at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru 560 077.
- 3. Sister Gloria, D/o. late Francis, aged about 61 years, presently residing at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru 560 077.
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Sr. Carmela\_\_\_

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#### รสารผรี สรารป Government of Karnataka

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ನೋಂಡಣಿ ಹಾಗೂ ಮುಜ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department · 2545 : T.A. 2/-

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ಶ್ರೀಮತಿ Sister Chris D/o. Late. Sebastian, M. J. ಇವರಿಂದ ಹಾಜರ ಮಾಡಲ್ಪಟ್ಟಿದೆ

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ಬರೆದುಕೊಟ್ಟಿದ್ದಾಗಿ ಒಪ್ಪಿರುತ್ತಾರೆ

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2	Sister Josephette D/o. Late, Denis Nazareth (ಬರೆದುಕೊಡುವವರು)	1		Andogehide.

H.B. HABINI Senior Sub-Registrat K.R. Puta, Europatora

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#### รีกาเรียมีสายาติ Government of Karnataka

ದಸ್ತಾವೇಜು ಹಾಳೆ Document Sheet





### ಸೋಂಪಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

ಬಿಲೆ: ರೂ. 2/-

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- 5. Sister Mary Betty, D/o. Devassy, aged about 55 years, presently residing at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru 560 077.
- 6. Sister Christabelle, D/o. late Augustine, aged about 61years, presently residing at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru- 560 077.
- 7. Sister Mercykutty Cyriac Carmela, D/o. late P. L. Cyriac, aged about 54years, presently residing at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru- 560077.

(Hereinafter called "THE TRUSTEES" which expression shall unless repugnant to the context or meaning thereof be deemed to include the survivors or survivor of them and the trustees or trustee for the time being of these presents and their heirs, executors and administrators of the last surviving trustee, their or their assignees) of the other part;

WHEREAS THE SETTLOR above named has been desirous of creating and establishing a Public Charitable Trust.

AND WHEREAS THE SETTLOR above named has settled a sum of Rs.1000/- (Rupees one thousand only) as a fund, in favor of the TRUSTEES upon Trust with a view to give effect to her desire of creating and establishing a Trust for the purpose of undertaking public charitable activity for the benefit the public, for the objects set out in this trust deed and for fulfillment of which, the terms and conditions are more particularly set out hereunder.

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4	Sister Prasanna @ Mary Thomas D/o. Late, Thomas, K, M, (ಬರೆದುಕೊಡುವವರು)			Se l'easime
-5	Sister Mary Betty D/o. Devassy (ಬರೆದುಕೊಡುವವರು)			Sr Belly
6	Sister Christabelle D/o. Late. Augustine (ಬರೆದುಕೊಡುವವರು)			Scolle
7	Sister Mercykuttly Cyriac Carmela D/o. Late. P. L. Cyrlac (ಬರೆದುಕೊಡುವವರು)	A		Sh Camels

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#### รีสากแร่ สีชากับ Government of Karnataka

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ಸೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

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**AND WHEREAS THE TRUSTEES** named are willing to accept the office of the Trustees for the purpose of carrying out the wishes of the **SETTLOR** of the Trust under the provisions and directions set forth herein, so as to enable to pursue its vowed objects.

The **SETTLOR** hereby further declares and directs that the Trust Fund and all other properties both movable and immovable to be hereafter acquired or received as gifts in pursuance of the objects of the Trust, including the income thereof shall be held IN TRUST by the Trustees for all or any of the Trust Purposes or Objects set out below and none of the Trustees will at any time be individual owner of any properties of the Trust.

#### NOW THIS INDENTURE WITNESSETH AS FOLLOWS:

#### I. SETTLEMENT:

The party of the first part, the settlor, does hereby settle the sum of Rs. 1,000 /- (Rupees One thousand only) in Trust, with the name and for the objects hereinafter stated, by delivering the said amount in cash which the party of the other part, the Trustees, have accepted the receipt of which they do hereby acknowledge, to hold the same in and to the Trustees with the powers and obligations as provided hereinafter.

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#### まわす疑ぎ がおっそで Government of Karnataka

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ನೋಂದಣೆ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department ಚಲಿ: ರೂ. 2/-

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H.B. HARIAI dan d Senior Sub-Registrar K.R. Pura, Bangahara



Designed and Developed by C-DAC, ACTS, Pune

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#### ชีพาริษัช พิชาริป Government of Karnataka

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#### ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

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#### II. NAME:

The name of the Trust shall be "Carmel Teresa".

#### III. PLACE:

The Principal office of the Trust for the time being shall be at St. Teresa's Generalate, Geddalahalli, Kothanur P.O. Bengaluru — 560 077, with the power given to the Trustees to shift the same to any other place as they may agree on. The area of operation of the trust shall be within the territory of India, subject to compliance of Income Tax Act, 1961 as amended/substituted from time to time the activity can be extended outside India.

#### IV. CREATION OF TRUST:

- 1. The Trustees named above shall be the first Trustees and have given their consent to be appointed as the Trustees and as token thereof they have set their hands to this Instrument.
- 2. The Trustees do hereby agree that they shall hold and stand possessed of the 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 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

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ಈ ದಸ್ತಾವೇಜು ಹಾಳೆಯನ್ನು ಕರ್ನಾಟಕ ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ ಕರ್ 152 ಮುನೋಮು 2003 ದಿನಾಂಕ 09–05–2003ರ ಪ್ರಕಾರ ಮುದ್ರಿಸಲಾಗಿದೆ.

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#### ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

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ಕರ್ನಾಟಕ ಸರ್ಕಾರ ನೋಂದಣೆ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ <sub>.</sub> Department of Stamps and Registration

ಪ್ರಮಾಣ ಪತ್ರ

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ಶ್ರೀಮತಿ Sister Chris D/o. Late. Sebastian. M. J. , ಇವರು 1000.00 ರೂಪಾಯಿಗಳನ್ನು ನಿಗದಿತ ಮುದ್ರಾಂಕ ಶುಲ್ಕವಾಗಿ ಪಾವತಿಸಿರುವದನ್ನು ದೃಡಿಕರಿಸಲಾಗಿದೆ

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ದಿನಾಂಕ : 16/02/2017

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Designed and Developed by C-DAC "ACTS Pune.

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#### ಕರ್ನಾಟಕ ಸರ್ಕಾರ Government of Karnataka



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ನೋಂದಣೆ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ Registration and Stamps Department

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Trust for the Object set out herein with and subject to the provisions and conditions hereinafter contained in these presents.

- 3. The benefits of the Trust shall be open to all irrespective of caste, creed, religion or gender.
- 4. The funds and the income of the Trust shall be solely utilised towards the achievement of the Objects and no portion of it shall be utilized for the benefit of the Trustees by way of profit, interest, dividend etc. However, expenses incurred to discharge the duties of the trustee /remuneration for specific service rendered as employee/professional reasonable to qualification and experience shall be met from the Trust fund.

#### V. OBJECTS OF THE TRUST:

The objects of the Trust are:

a. Education- To establish, to support and to promote the advancement of educational activities in all its branches particularly establish Schools, Colleges, HRD centres and Skill Training centres, Technical institutions, Professional colleges, maintain- run, develop, improve, extend aid in the maintenance, improvement and extension of educational institutions being schools and colleges in various disciplines including incidental and ancillary educational activities like educating street children, students hostels, training and

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education institutions for the development and skill training of youth, institute studentship, scholarship, stipends, medals, prizes, etc. to help and encourage deserving students and to provide monetary aid to students, scholars, teachers for the purpose of and towards imparting and pursuing of education.

- b. Relief to the poor- To establish and support Homes for the aged, the differently abled, Children, destitute and street children; HIV/AIDS centres, Empowerment of women and Children especially girls, Prison Ministry, Women in distress, women's group, Migrant workers, Crèche, Balwadi and Victims of natural calamities, accidents and violence.
- c. Medical relief- To begin, to support, and to promote, other life promoting activities like establishing Health care centers, Mobile clinics, Alternative medicines, Nursing schools at different levels, Training of Home Nurses, Hospitals, Palliative care centers.

# d. Other objects of general public utility:

i. to acquire property for the sole use for public good by making it available for public purposes as for example, housing a library clinic, crèche and/or as a community hall to be available for public use as training classes, seminars, discourses and other public functions for benefit of the community in general.

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- ii. To undertake any other activity incidental to the above activities but which are not inconsistent with the above objects.
- iii. To do all such other lawful acts and deeds as are essential or conducive to the attainment of the objects of the trust.

PROVIDED the Trust may assist/donate the other TRUST to carry out the various objects mentioned in the objects clause in such manner and to the extent the Trustees may decide upon from time to time.

#### VI. BENEFICIARIES OF THE TRUST:

The benefits of the trust will be available to the members of the public without any distinction of caste, community, gender or creed.

#### VII. PROPERTIES OF THE TRUST:

- A. The Trust properties shall consist of:
  - 1. The amount transferred by the SETTLOR as mentioned above towards the Corpus Fund of the Trust.
  - 2. Any cash, kind, properties, movable and immovable that may be acquired by purchase or otherwise and all manner of rights, title or interest in or over any property movable or immovable.
  - 3. All additions and accretions to the Trust properties and the income there from.

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#### ৰ্বকাদ্ধৰ মহাদ্ব Government of Karnataka

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- 4. All donations, gifts, legacies or grants, in cash or kind accepted by the **TRUSTEES** upon Trust.
- B. The properties of the Trust shall be utilized for the objects set forth herein above and subject to the provisions and conditions herein mentioned.

# VIII. NUMBER OF TRUSTEES, APPOINTMENTS, RETIREMENTS, REMOVAL AND THEIR TERM IN THE TRUST:

- 1. The Trust will be managed by a Board of Trustees consisting of not less than 7 (seven) Trustees and not more than 13 (thirteen) Trustees. The Trustees appointed and named in this deed will be first Trustees and they shall automatically form the Board of Trustees.
- 2. The first Managing Trustee shall be the SETTLOR. After the vacation of office by the first Managing Trustee the remaining TRUSTEES shall elect one among them as Managing Trustee.
- 3. The General Council of Carmelite Sisters of St. Teresa (for short "CSST"), a religious congregation founded by Mother Teresa of St. Rose of Lima and elevated as religious congregation with Decree given by the Congregation of Propaganda Fide on 15<sup>th</sup> February 1951, shall have the power:

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a. To nominate the Trustees to increase the total number of Trustees up to the maximum number stated above and fixes their terms.

- b. To remove any Trustee, including Managing Trustee, from the Board of Trustees without assigning any reason, whatsoever.
- c. To nominate Trustee/Trustees to fill any vacancy in the Board of Trustees etc.
- d. To replace any existing Trustee by nominating a new Trustee.
- e. All the Trustees will be the members of CSST.
- 4. Any Trustee, including the Managing Trustee may retire from the Trusteeship hereof by giving one calendar month notice in writing of his or her intention to do so to the Board of Trustees and after the expiry of the period of notice; the TRUSTEE giving the notice shall ipso facto cease to be a Trustee of these presents.
- 5. All the Trustees, including the first Trustee /Managing Trustee shall hold office until they are replaced by General council of CSST.
- 6. 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 of Trustees, 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 of Trustees.
- 7. A Trustee shall automatically cease to be a Trustee and shall vacate the office of the Trustee on the happening of any of the following events:
  - i) By transfer, resignation, retirement or death;
  - ii) If she becomes of unsound mind;
  - iii) If she is adjudged insolvent or applies to be so adjudged;

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- iv) If she is convicted of any offence (other than an offence not involving moral turpitude) and is sentenced in respect thereof to imprisonment for not less than six month;
- v) If she is absent from India without permission of the other Trustees (which permission if granted will not be withdrawn) for a continuous period of more than six months; and
- vi) Any vacancies shall be filled up by the other Trustees by coopting suitable persons.

#### IX. POWERS OF TRUSTEES:

The Trustees shall have and may exercise all such powers, as in their opinion, shall enable them to carry out effectively all or any of the Trust Purposes. Without prejudice to the generality of the foregoing, the Trustees shall have the power:

- a. To purchase, hire, construct, take on lease or invest the Corpus of the Trust Fund or any part thereof in lands and movable and immovable properties, including buildings subject to clause 'g' below.
- b. To accept gifts, legacies in kind or in cash.
- c. To borrow moneys, with or without security, on such terms and conditions where applicable, subject to payment of interest or otherwise as the Trustees may consider necessary or desirable.

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- d. To sell, mortgage, charge, lease, hire, invest or transpose the Trust investments, movable and immovable properties.
- e. To open bank accounts and generally deal with the Trust Fund or any part thereof as the Trustees may consider necessary or desirable.
- f. To raise additional funds for augmenting the Corpus of the Trust Fund, if necessary, through appropriate programmes to support the Trust Objects.
- g. To accumulate the income of the Trust for eventual application of · the Trust objects pending which to invest the accumulation strictly in accordance with the relevant provisions of the Income-tax Act, 1961 and particularly in accordance with S.13(1)(d) and 11(5) of the said Act as amended, substituted or modified from time to time.
- h. To employ persons to assist the Trustees in carrying out the Trust purposes and to fix their remuneration and perquisites.
- i. To lend the Funds of the Trust for promoting its objects.
- j. To sell, alter, vary, transpose, enter into joint venture developments, dispose, mortgage, alienate or otherwise deal with any property, movable or immovable, comprising the Trust Fund or any investments representing the same and to reinvest the same in any manner as the Trustees may think fit.
- k. To let out or lease any immovable property comprised in the Trust Fund for such period and at such rent on such terms and conditions as the Trustees think fit.
- I. To appoint, suspend, dismiss or otherwise deal with the staff required for the administration of the Trust, to frame rules relating to their salaries and other benefits and generally to exercise all powers ancillary and incidental to effectively carry out the objects of the Trust.
- m. The Trustees shall have power to make and rescind rules and regulations for the management and administration of the Trust.

n. To contribute to other institutions of similar nature or aims.

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# ইফান ধর্ম স্থানির বিজ্ঞানির বিজ্ঞান

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#### X. INVESTMENTS OF THE TRUST:

The Fund of the Trust shall be invested in the modes specified under the provisions of Section 13(1)(d) read with section 11(5) of the Indian Income-tax Act, 1961 as amended, substituted or modified from time to time.

#### XI. MEETING OF TRUSTEES:

The TRUSTEES shall hold meetings at such intervals as they may decide. The quorum at each such meeting shall, for the time being, be FIVE. Decisions at meetings shall be taken by majority vote unless otherwise provided herein. The Managing Trustee shall preside at all the meetings.

# XII. POWERS AND DUTIES OF THE MANAGING TRUSTEE:

- a. The Managing Trustee shall attend to the day to day affairs of the Trust and shall exercise such powers and perform such duties as the Trustees may vest in her from time to time. She may be assisted by one of Trustees.
- b. The Managing Trustee is specifically authorized hereby to open and operate any type of account with any of the Scheduled/nationalized Banks in India. However, on being duly authorized by her any two-person acting jointly may also operate such accounts. The Managing Trustee is also authorized to open and operate the investments of the trust. However, on

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being duly authorized by her any two-person acting jointly may also operate such investment.

# DECISIONS BY CIRCULATION BY TRUSTEES:

The Trustees may also take decisions by circulation of Trust matters approved by a majority of Trustees, after the matters to be so decided have been circulated to all the Trustees, then in India.

#### REIMBURSEMENT OF EXPENSES/REMUNERATION TO TRUSTEES: XIV.

- a. The Trustees shall be entitled to receive and be paid out of the Trust Fund all out of pocket expenses, including travel, conveyance and other expenses, reasonably and legitimately incurred by them in connection with Trust matters and incurred for attending any meetings of TRUSTEES or any committee thereof.
- b. If any Trustee is called upon to render any regular service including service as employee for the Trust then compensation can be paid to such Trustee and such compensation should be reasonable and commensurate with the level of remuneration that she could have obtained if she had rendered such services to any other trust or organization so that it will be acceptable under Income-Tax Act, 1961.

#### NV. AMENDMENTS TO THE TRUST DEED:

Subject to irrevocability of the Trust, any of the terms of this INDENTURE may be varied, extended or amended from time to time by an instrument in writing under the hands of the Trustees to be approved by them at a meeting convened for that specific purpose.

If any alteration/s or amendment/s is/are necessary, the same shall be affected through supplementary Deed/Deeds and these shall be read together with the main Trust Deed,

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PROVIDED no variation, extension or amendment shall be valid if it is repugnant to the provisions of S.2 (15), 11, 12 & 13 of the Income-Tax Act, 1961, as amended, substituted, or modified from time to time.

Provided further that the trust applies and gets registration under 12AA of the income tax act, any amendment/modification of its objects thereafter should either conform to the condition of 12AA registration or trust should seek fresh registration under 12AA of the income tax as required under 115TD of the income tax act.

# XVI. ACCOUNTS OF THE TRUST FUND:

- a. The Trustees shall maintain proper and regular accounts and such books of account shall be kept at the office premises.
- b. Each Trustee shall have the right to inspect such books of account during office hours.
- c. The annual accounts shall be audited by a Chartered Accountant or a firm of Chartered Accountants who shall be appointed by the Trustees.
- d. The financial year shall comprise twelve months from 1 April of one year to and including the 31 March of the next following year, provided that the first financial year of the Trust shall commence from the date of these presents and ending March 31 of next financial year.

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# XVII. RULES AND REGULATIONS OF THE TRUST:

For the proper conduct of the affairs of the Trust, the Trustees shall have the power to frame or alter and implement Rules and Regulations which shall be consistent with these presents herein provided.

XVIII. IRREVOCABLE: This Trust is irrevocable.

# XIX. DISSOLUTION OF THE TRUST:

If the **TRUSTEES** shall be unanimously of the opinion that the Trust be dissolved, such dissolution shall be effected by an instrument in writing under their hands and if, after all the debts and liabilities of the Trust have been paid or provided for, there shall remain any assets, the same shall be transferred to some other trust or association having aims or objects which in the unanimous opinion of the Trustees are similar to all or any of the Trust Purposes and which is registered under Section12A/12AA/80G of the Income-Tax Act, 1961 as amended, substituted or modified from time to time.

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IN WITNESSES WHEREOF THE PARTIES HERETO HAVE SET THEIR HANDS ON THE DAY, MONTH AND YEAR FIRST ABOVE WRITTEN.

1. Sister Chris

- TRUSTEE

2. Sister Josephette

-TRUSTEE

3. Sister Gloria

-TRUSTEE

'4.' Sister Prasanna

Sister Mary Betty

-TRUSTEE

-TRUSTEE 6. Sister Christabelle -TRUSTEE

7. Sister Mercykutty

Cyriac Carmela

- TRUSTEE

Sr. Carmela

NO.40, 5th Mn 7th Co. Garya nalgan, 13, Loo e-32

NO.48 Blas, RINAgen, Dinnin MnRd, RINAgen, B'Lose-32

Abymoan J B.Sc, B.Com., M.A (Pol. Sc),

M.A (Pub.Adma), LL.B., Advocate,

No.48, 1st Cross, Dinnur Main Road, RT Nagar Post, Bangalore - 32 tel: (080) 23430192