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Brotherhood Education Trust

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REGISTRATION ADMITTED BY  
KAMARAJ AVENUE  
ADYAR, MADRAS-20

*[Handwritten notes:]*  
24/5/2022  
Meehan  
29/10/22

REGISTERED  
34/11/2022  
SUB-REGISTRAR  
NEELANGARAI

DEED OF DECLARATION  
OF TRUST OF BROTHERHOOD  
EDUCATIONAL TRUST

THIS DEED OF DECLARATION OF TRUST made this on 25th day of July, One Thousand Nine Hundred and Ninety Four by

Rev. ANTON CRUZ, 58, University Colony, Palavakkam, Madras-600 041 aged 43, herein referred to as Author of the Trust.

WHEREAS the Author is interested in promoting Education, moral and physical well being of all people without distinction of Caste, Creed, Race, Religion or Social Status.

NAME

I. The Name of the trust shall be "BROTHERHOOD EDUCATION TRUST"

SUB-REGISTRAR

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989/H

Document No. 199 of Book  
 Contains \_\_\_\_\_ Sheets  
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 Sub-Registrar

presented in the office of the Sub-Registrar  
 of Adyar and fee of Rs. \_\_\_\_\_ Pak  
 between The Hours of \_\_\_\_\_  
 on the \_\_\_\_\_ by \_\_\_\_\_

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EXECUTION ADMITTED BY  
 LEFT THUMB



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508, University Colony  
 Palavakkam Ms 41

IDENTIFIED BY

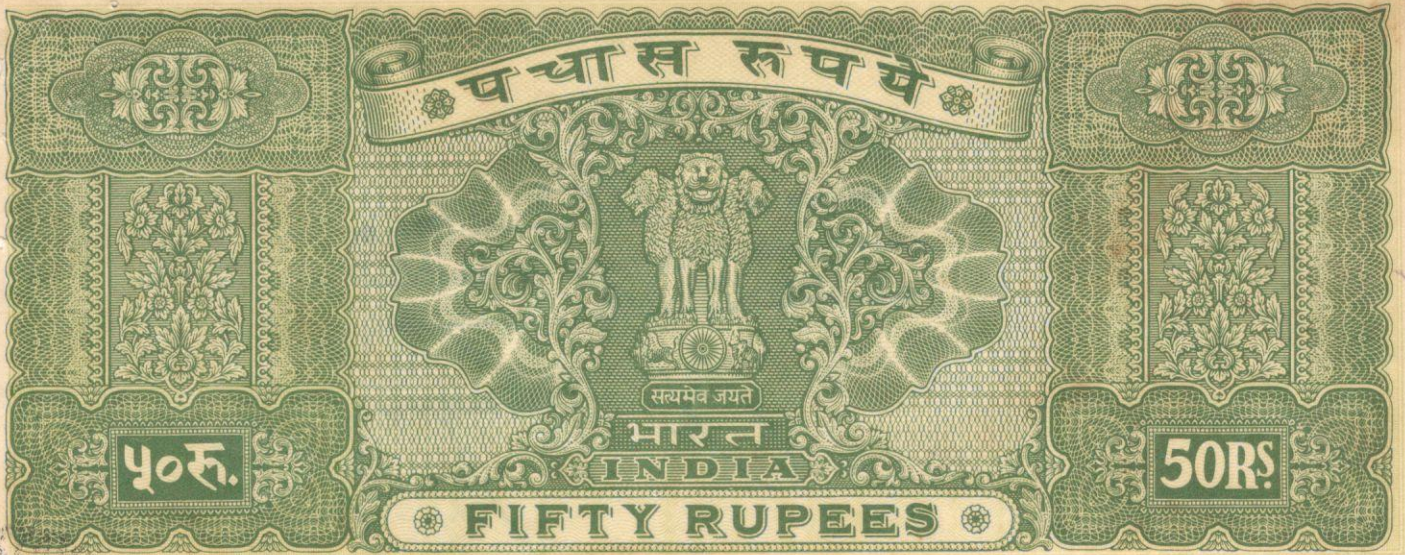
A. Jesintha . 50, university colony, Palavakkam Ms-41

S. Soma Sundarams /o *[Handwritten notes]*  
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SUB-REGISTRAR



Brotherhood Education Trust

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STAMP VENDOR  
L. NO 1924/82  
KAMARAJ AVENUE  
ADYAR, MADRAS-20

OFFICE

II. The Registered Office of the Trust shall be for the present 1/21A, Bharathi Nagar, First Street, Palavakkam, Madras 600 041 and shall function at such premises as may be arranged and notified by the trustees from time to time.

III. The Income thereof from the trust shall be exempt under section 10 (22) 11,12 & 13 of the I.T. Act of 1961 (as amended from time to time) and the corresponding provision of the Gift Tax act 1957 subject to the generality of the foregoing.

IV. THE OBJECTIVE OF TRUST

The purpose for which the trust is established is to create institutions of excellence for education purpose to develop body, mind and soul of children irrespective of sex, race, religion, caste, community and creed.

- a) The provision of establishing, managing and maintenance of creches, nursery schools, primary schools, high schools, higher secondary schools, industrial schools, technical and training schools, colleges and vocational institutes etc.
- b) To appoint teachers and all other staff needed at all levels for the institutions and activities of the trust including the personnel needed to the management and administration of the trust and to do all other things necessary and incidental to the carrying out of the educational purpose of the trust as the trustees may deem fit.
- c) The trust shall have the powers to purchase or sell lands, properties and all other equipments and paraphernalia needs for all the institutions from time to time to gather collect and realise monies, to construct and erect buildings and structures and to demolish them or portions thereof to invest monies in banks and securities.
- d) To fill, alienate, lease give out on lease or licence, mortgage, charge, pledge, hypothecate transfer, surrender, dispose of and/or otherwise deal with all or any of the properties, funds and assests of the trusts as the Governing Board of the trust deems fit.
- e) To charge and receive from the students, pupils, trainees, boarders, such fees, rates and charges as prescribed and normally received and to receive, accept, hold, expend, administer and use any gift, bequest, grant, donation or foundation, in kind or money or any property and to raise monies by fetes and entertainments for the promotion of any of the objects of the trust.

- f) to educate, train and assist financially or otherwise to educate and train general or specialised in India or abroad personnel for the purpose of the trust and to meet the extra expenses of the members going abroad in the course of attending specialised and/or refresher courses in education in India and abroad.
- g) To advise and implement ways and means, measures and schemes for the welfare of the staff and employees employed in the institutions and the activities of the trust and the personnel engaged in the administration and management of the trust.
- h) To help, aid or assist financially or otherwise the institution or activities forming part of the trust and to give financial help to other institutions with similar objectives.
- i) To produce, print, publish, circulate pamphlets, periodicals, journals and other materials for advancing and propagating the objectives of the trust.
- j) To provide necessary forum and other facilities for conducting seminars, workshops, public debates, discussions on matters connected with the objectives of the trust.
- k) To establish, maintain, manage and administer vocational institutions, promoting technical training such as tailoring, carpentry, printing, agricultural farming, dairying computer training and other technologies on a non profitable basis.
- l) To accept on such terms and conditions as may be decided by the trustees from time to time donations, subscription, aids, and contributions from Government Agencies, Government authorities, Corporate Firms,

Companies, Associations or other persons, charitable an or other organisation whether they be in cash or in the form of movable or immovable property for the purposes and objectives of the trust.

- m) To acquit, by purchase, gift, settlement will or otherwise any property, whether movable or immovable or to acquire any right for the purpose of the trust.
- n) To sell, give on lease, mortgage or otherwise transfer any such property, or rights vested in the trust.
- o) To construct, maintain or alter any building or undertake allied works necessary to carry out the objects and purpose of the trust.
- p) To fill, improve, manage, develop, exchange, lease or let under lease or sublet, mortgage or dispose of, turn into account or otherwise deal with all, any or any part of the property of the trust as the trustees may decide from time to time to fulfill the objectives of the trust.
- q) To invest and deal with all monies of the trust not immediately required in specified investments as per provisions of Sec.13 (1) (d) read with Sec. 11 (5) of the Income Tax Act 1961 as amended from time to time.
- r) To borrow money for the purpose of the trust with or without security from banks financial institutions and others and also to offer as security any movable or immovable property or other funds or properties of the trust.
- s) To take over establishments, maintenance and management of other institutions with similar objectives of the trust.

- t) To purchase, construct and otherwise acquire and hold properties including land and building for the purpose of the trust.
- u) To donate or transfer movable or immovable properties to any trust or other corporate bodies registered under Societies Act. Companies Act or any institution that the trustees may consider from time to time to achieve the objectives of the trust.
- v) The income and funds of the trust shall be solely utilised towards the objectives of the trust and no portion of it shall be utilised for payment to trustees by way of profit, interest, and dividend.
- w) the trust shall not carry on any activity with the intention of making a profit.
- x) The trust shall not carry on any activity outside the taxable territories of India and the trust funds shall be invested in accordance with the provisions and rules of the Income Tax act 1961 as amended from time to time.
- y) All the objectives of the trust shall be carried out without any motive for profit and that the benefits of the trust are open to all irrespective of community, caste, creed, sex, religion etc.
- z) To do all or any other things as may be conducive to or necessary and are incidental for the advancement and attainment of the afore said objectives of the trust.
- V. The trust is a public charitable trust and the benefits of which will ensure to the public without any discrimination of sex, community, caste, race, religion and creed etc., and the trust shall be irrevocable.

## GOVERNING BOARD

VI. The affairs of the trust shall be managed by the trustees from time to time being and the trustees are hereby empowered to form smaller committees for the efficient management of their specialised activities. The day to day management of the trust shall be managed by a Governing Board comprising of the trustees and other co-opted members from various fields of expertise with a total number not exceeding 15 members.

## OFFICIAL YEAR

VII. The Official year of the trust shall be from 1st April to 31st March, every year.

## MANAGEMENT OF TRUST

✓ REV. ANTON CRUZ

Managing Trustee

58, University Colony,  
Palavakkam, Madras-41

✓ Mrs. JASINTHA ANTON

Trustee

58, University Colony,  
Palavakkam, Madras-41

✓ Fr. A. MICHAEL

Trustee

Tamilnadu Social Service Society  
35-B, Marshingpet Road  
Tiruchirapalli-620 001.

VIII. The affairs of the trust shall be so carried on that the dignity of the individual and brotherhood of all people are recognised that the institutions managed by it are made available to all sections of the people.

The maximum number of trustees shall not be more than seven. The trustees may formulate such rules and regulations as are necessary for the convenient and proper running of the institutions of the trust.

A trustee may resign, renounce, retire his trusteeship by giving one month notice by writing to all the other trustees. No person shall hold or continue to hold office or be appointed as a trustee and he/she shall be vacated ipso facto.

- a) If he/she is convicted for an offence involving moral turpitude.
- b) If he/she resigns trusteeship.
- c) If he/she is adjudged as insolvent.
- d) If he/she is found to be of or become a person of unsound mind.
- e) If he/she dies in office.

The trustees shall appoint a Governing Board of eminent and competent persons besides them to assist them in their efforts to fulfill the objectives of the trust in the day to day management. They shall have all powers for efficient management of the trust. The Administrative Secretary of the Trust shall be the Executive Secretary of the Governing Board.

The day to day management of the trust shall rest with the Governing Board of the trust. The Governing Board shall be constituted by the trustees by nominating eminent persons in the field of administration, management, education, finance etc. for a period of 3 years along with them. The Governing Board shall elect

among themselves the undernoted office bearers, for the effective management of the trust.

- a) Chairman
- b) Vice Chairman
- c) Executive Secretary
- d) Secretary (Administration)
- e) Secretary (Projects)
- f) Treasurer
- g) Dy. Treasurer

The Governing Board shall meet as and when necessary and record the proceedings of the meeting in a Minutes Book incorporating the minutes and resolutions in regard to the manner in which the affairs are to be conducted, the particular purpose/purposes for which the money may be spent from time to time. The quorum for the meeting of the Governing Board shall be 1/3rd with a minimum of 5.

All or any of the duties and powers vested in and exercised by the majority of the Governing Board members for the time being and any action or decisions of the majority shall be as valid and effective as would have been done by all the trustees.

Any resolution circulated to the members of the Governing Board for the time being and passed on circulation shall be as effective as are passed at a duly constituted meeting of the Governing Board and shall be ratified in the subsequent meeting confirming the resolutions passed by circulation.

All decisions of the Governing Board shall be taken by a majority vote and in case of equality of votes, the chairman of the meeting may exercise his casting vote.

## CORPUS OF THE TRUST

IX. The sum of Rs.1000/- (Rupees one thousand only) donated by Author and Founder of the trust shall form the corpus of the trust. The funds and any other properties whether movable or immovable which the trustee may from time to time receive for the augmentation of the trust funds and donations for the general purposes connected with the object of the trust not circulated to impede the due working of the trust arising from subscriptions, donations, bequests, or from any other source whichever and also of any investment for the time being representing the same, hereinafter called the trust fund. The funds and income of the trust shall be solely utilised towards the achievement of the objects and no portion of it shall be utilised for payment to trustees by way of profit, interest, dividends, salary, remuneration except out of the pocket expenses and conveyance expenses incurred by them in the course of discharging their responsibilities as trustees/members of the Governing Board.

## MANAGEMENT OF FUNDS

X. With a view to carrying out the objectives of the trust hereinafter mentioned and to manage and administer the trust funds and without prejudice to the generality of any powers hereby or by law conferred or implied or vested with Governing Board. The Governing Board shall have the following powers.

- a) To apply and use the funds for all or any of the objects of the trust and or accumulate the surplus. Unaffected portion of income and interest of the same, subject to the provisions of the Income Tax Act 1961, as amended from time to time, relating to the

accumulation of income and investment thereof. The funds of the trust shall be invested in the modes specified under the provisions of the Income Tax Act 1961 governing charitable trust and Indian Trust Act.

- b) To invest the funds from time to time in such a manner as may be permitted under the provisions of Income Tax Act and to dispose of, alter, or vary the investments from time to time to realise the investment.
- c) To receive any money or other movable or immovable amounts in any shape or forms or gifts of donation to hold the same as the corpus fund and to apply it for furthering the objects of the trust.
- d) To compromise, compound, abandon, submit, to arbitration or otherwise institute any action and suits, proceedings, claims or other things whatsoever, arising out of the administration of the trust fund, and to enter into give, execute and do such agreements, instruments and compositions, arrangements, releases and all other things as may seem expedient without being liable or responsible for any loss occasioned by any act or things so done by them in good faith.
- e) To receive, collect or realise or cause collection of realisation of all income that accrue or become due on all or any investments and to grant receipts and discharges to the donors to obtain exemption under Income Tax Act.
- f) To open account or accounts with any bank or banks and operate on the said accounts jointly or otherwise by any two or more amongst themselves as they deem fit and proper.

- g) To borrow money for the purpose of the trust with or without security from banks, financial institutions and others and also to offer as security any movable or immovable property or other funds or properties of the trust.
- h) To acquire or to dispose of this, mortgage, hire, lease or otherwise movable or immovable tangible or intangible properties and rights and benefits and to manage the same.
- i) To represent the trust in all Courts, original and appellate or before judicial or quasi judicial authorities and other authorities, departments of government, semi government or local authorities.
- j) To sign and verify all pleadings, memoranda of appeal, petitions and applications of all kinds, and to engage lawyers and other professionals and to take all such other necessary steps.
- k) All legal proceedings any or against the trust shall be instituted in the name of the trust through its Executive Secretary.
- l) Every trustee and the Executive Secretary of the trust shall be indemnified from out of the funds of the trust against all losses or expenses incurred in the discharge of his duties except such as has happened through his lawful negligence or dishonesty.
- m) The Treasurer of the trust shall cause regular accounts to be maintained of the moneys, properties, income and expenditure of the trust and get the same audited by a competent auditor every year.

- n) It shall be open to the Governing Board of the trust to spend as much sum of money as they may there be necessary each year for the purpose of the trust and wind up its balance of expenditure on the following year as set out above at such place/places as the members of the trust may from time to time consider to be of special audit.

#### AMENDMENTS

- XI The trustees by majority shall have the power to alter or amend the provisions of this deed of trust, amend the rules and regulations of the trust provided that such alteration or amendment shall not be in constraint with the objectives of trust as well as the provisions of the Income Tax Act 1961 governing the charitable trust provided further that the amendments to the trust deed shall be carried out only with the approval of the Commissioner of income Tax/Director of Income Tax (Exemptions)
- XII The Executive Secretary or any one of the trustees shall be duly authorised by the Board of Trustees and shall have power to execute any document required to be registered under the law and it is further declared that such document shall be deemed to have been properly executed by the trust.

#### DISSOLUTION OF THE TRUST

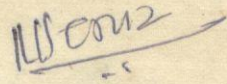
Should at any time all the trustees for the time decide that the purpose for which the trust has been created is no longer being fulfilled or the necessity for the same has ceased to exist on any account or that no useful purpose is served by continuing the trust then and in that event the trustees shall be at liberty to dissolve the trust and the assets that remain after the

satisfaction of all the debts and liabilities of the trust shall be transferred to some other public charitable institution society or body with similar objective and recognised and registered with the Commissioner of Income Tax, to be determined by the trustees for the time being. Under no circumstances any portion of the assets of the trust remaining on that date shall be distributed among the trustees.

In witness whereof, the founder and author of the trust have herein set their hands on the day, month and year at the place as mentioned above written trust deed in the presence of the undernoted witnesses.

1.

Jesi

  
FOUNDER

A. Jesintha

58 - university colony


Palavakkam

2.

Ms-41

S. 

( S. SEIKAR,

  
Prepared by, A. S. JAYAKUMAR  
D.W.L. No: A-1050/MS/S/1984  
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25, Kamaraj Avenue, Adyar, Ms-20