



TRUST DEED

THIS DEED OF TRUST EXECUTED ON THIS THE 22ND DAY OF JUNE 2002 BY AND BETWEEN.

Mrs. Ponnammam Mithew, W/o Late Mr. Jayaraj, aged 57 years, residing at No.91, I Cross, Nanjappa Garden, Kalyanagar Post, Bangalore - 560 043.

Hereinafter called the AUTHOR OF THE TRUST and the FIRST TRUSTEES (which expression shall unless repugnant to the context or meaning thereof be deemed to include the survivors of them and the Trustees or Trustee for the time being of these presents and the heirs, executors administrators of the last survivor of them).

Whereas the above SETTLOR is desirous of irrevocably settling the sum of Rs. 1,000/- (Rupees One thousand only) (hereinafter called as the TRUST FUND) by creating a public Charitable Trust for the benefit of general public in fulfillment of the aims and objects described in clause 4 of this Trust Deed.

NOW THIS DEED OF TRUST WITNESSETH AS FOLLOWS:

- 1) The Trust shall be called the "LOVEDALE FOUNDATION"
- 2) In pursuance of the said desire and in consideration of the premises aforementioned and for carrying out such desire to constitute a Charitable Trust the Settlor do hereby confirm and declare that she has settled upon the trust the said sum of Rs.1,000/- (Rupees one thousand only) and all their respective right, title, interest, claim and demand into or upon the said sum of Rs.1,000/- (Rupees One thousand only) UNTO THE TRUSTEES TO HAVE AND TO HOLD the said sum of Rs.1000/- upon the Trust and subject to the Trust powers, provisions, agreements and declarations hereinafter declared and contained and concerning the same.

[Signature]

2. *[Signature]*
RAJESH

3. *[Signature]*
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- 3) The office of the trust shall be at No.91, I Cross, Nanjappa Garden, Kalyanagar Post, Bangalore - 560 043 or such other place or places as may be decided by the Trustees from time to time.
- 4) The aims and objects of the trust shall be
 - a) Establishment and running of shelter homes for aged people, orphan children, destitutes, women and such other needy and downtrodden people.
 - b) Establishment and running of rehabilitation centres.
 - c) Establishment and running of schools and educational institutions for children, adults and mentally and physically handicapped.
 - d) Any and all other objects including medical relief and other activities of general public utility.
- 5) The Trustees shall stand possessed of the Trust Fund hereby conveyed and settled upon and apply the same for Charitable purposes only.
- 6) The Trust shall be a Public Charitable Trust and the benefits of the Trust shall ensue to the public without distinction of age, caste, creed, religion, gender or otherwise.
- 7) The funds and properties of the trust consists of
 - (a) The sum donated by the Settlor of the Trust.
 - (b) Any sum of money which may be allotted from time to time to the trust by the Settlor.
 - (c) Donations and Endowments in cash or kind from philanthropists from the public or institutions are in sympathy with the aims and objects of the trust.
 - (d) Grants that may be received from philanthropists, Central and State Governments, Municipalities, Corporations, Panchayats and other Autonomous Bodies constituted by the Central or State Governments or Quasi Governments, institutions or any other public or private institutions and or organisations.
 - (e) Properties, movable or immovable, which may be acquired by the trust, by purchase, exchange, lease, gift or any other mode.

1. *Prakash*

2. *Amr*
08-10-2011

3. *Varshi*



- 8) The funds and income of the Trust shall be solely utilised towards the fulfilment of the objects and no portion of its shall be utilised for payment to TRUSTEES by way of profits, interests, dividend etc.
- 9) The trustees shall have power to deposit the trust moneys or any portion thereof in any nationalised bank or banks either by way of fixed deposit or in current/savings bank account. The savings bank account or current accounts shall be operated by Managing Trustee under his single signature, or along with such other trustee or other office bearer as may be decided by the Board of trustees from time to time.
- 10) The Trustees shall have power to utilise the Trust Fund in such manner as may be conducive for raising as much income as possible to the Trust. However, such investment should be made in conformity with the provisions and requirements of the Income Tax Act, so that the Trust will be eligible for exemption from Income Tax and for registration as a Charitable Trust under the said Act.
- 11) The Board of Trustees shall have power to call in and convert into cash the Trust Properties and realize any or all of the securities and investments and to reinvest them in such manner as is consider to be in the best interest of the trust.
- 12) The Trustees shall in their absolute discretion make such expenditure out of the income arising from investment including the aforesaid immovable properties as in necessary and reasonable for proper administration of the trust and the income remaining after such expenditure shall be applied to the objects of the Trust. The Trustees shall also have power from time to time to declare the whole or the portion of the surplus income, if any, resulting after meeting the administration expenses and objects of the trust to be the part of the trust fund and thereupon the amount so declare shall form part of the Trust Fund and be treated henceforth as such.

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2. *Mik*
RAJESH.

3. *Leishi*



- 13) The Trust shall be governed by a Board of Trustees, the Board of Trustees shall consists of not less than 2 members not more 12 members. The Trustees may co-opt to the Board of Trustees, if necessary, but at no time shall exceed a total number of 12.
- 14) (a) If the Trustees hereby constituted or any of them or the Trustees appointed as hereinafter provided shall die or desire to be discharged or refuse or become incapable to act or is adjudicated insolvent or convicted of a criminal offence involving moral turpitude and punished with imprisonment, then the surviving or continuing trustee for the time being may subject to the provisions of clause 12 to appoint any person or persons in the place of the Trustees or Trustee so dying, desiring to the discharge or insolvent or convicted of a criminal offence and punished with imprisonment as aforesaid.
- (b) The Trustees may subject to the provisions of clause 14 appoint any person or persons as additional trustee/s.
- 15) The Trustees may elect one among them as Managing Trustee of the Board of Trustee who shall hold the office for such period as may be decided upon by the Trustees.
- 16) (a) The Trustees may also elect one among them as Executive Trustee who shall discharge all those functions as may be delegated to him by the Trustees.
- (b) The Trustees shall also elect or nominate one among them as Treasurer who shall discharge all those functions of a Treasurer as may be delegated to him by the Trustees.

1. *Prakash*

2. *Mishra*
K. N. JESH.

3. *Chand*



17) The First Trustees of the Board hereby constituted by this Trust deed are

- 1) K.M. RAJESH
- 2) JAYANI VARMA

They shall hold office for a term of 10 years the Trustees other than those above mentioned who are co-opted to the Board of Trustees as per clause 13(b) supra shall hold office for a term of 3 years or such period as they may be appointed for by the Trustees.

18) For the accomplishment of the objects of the Trust, without prejudice to the generality of any powers hereby or by law conferred or implied or vested in the Trustees, the following powers and authorities are hereby expressly conferred on the Trustees that is to say

- i) To approach for collaboration with any organisation of similar objects in India or abroad in the areas of upgrading information technology, environmental improvements, education, training, development, upliftment of poor and needy and other objects of the trust.
- ii) To buy, acquire, purchase, construct, hire or take on lease any immovable or movable property for all or any of the purposes of the said trust at such price, cost of rents and on such terms and conditions and for such period and with or without option for renewal as the trustees may think fit.
- iii) To let out, lease, demise, mortgage, charge or give on leave or license, hire or sell any property belonging to the trust for such rent or compensation or consideration and on such terms and conditions and for such terms as the trustees may think fit.
- iv) To appoint, or reappoint, dismiss, terminate or discharge the services of any executive, official, clerks, caretakers, attendants and other employees on such commission or other remuneration, salary, fees, wages and on such terms as the trustees may think fit.

1. *Prakash*

2. *Rajesh*
RAJESH.

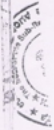
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6. At the end of the day, the day 02/02/23

- v) To set up one or more committees for the day to day management and administration of any institution under their supervision and control. The Trustees shall be entitled to frame the conditions and regulate the procedure of such committee and to delegate such powers, as they may consider proper, appropriate and necessary. Any one or more trustees may nominate persons other than themselves.
- vi) To borrow or raise any money that may be required by the trust for the purpose of its objects upon such terms as may be deemed advisable and in particular by the issue of bonds, debentures, bills of exchange, promissory notes or by mortgage or charge of all or any part of the immovable or movable assets belonging to the trust.
- vii) To establish and support or aid in the establishment or support of funds or trusts calculated to benefit employees, or ex-employees (or their dependants) of the trust or any institutions maintained by it.
- viii) For the benefit of the trust to become member of any other body, or body of persons, association of persons, institution, societies and bodies corporate including companies limited by guarantee.
- ix) To do all such other lawful things as may be incidental to or conducive to the attainment of the objects of the trust.

19. In the execution of the powers of the investments hereby or by law conferred upon the Trustees no Trustee shall be liable for any loss to the Trust Fund arising by reason of any investment made in good faith nor shall any trustee hereof be liable for any loss to or in respect of the trust fund unless such loss shall be attributable to his own dishonesty or willful commission of an act known by him to be a breach of trust.

- (a) The first meeting of the Board of Trustees shall be held within four months from the date of this trust and shall be summoned by at least 7 days notice in writing and shall be held at such time and place as shall be specified in such notice and such meeting shall be the first meeting of the Board of Trustees. Thereafter the Trustees may meet together for the dispatch of the business, which shall take place once in 3 months and adjourn or otherwise regulate their meeting and proceedings as they may think fit.
- (b) The Managing Trustee shall and in his absence any member of the Trust Board by the members, shall preside over such meeting. The decisions at the meeting shall be by majority vote and in case of a tie, the managing trustee/presiding member shall have a casting vote.



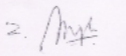
1. *[Signature]*

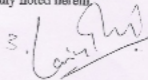
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RAJESH.

3. *[Signature]*

- (c) A resolution passed without any meeting of the trustees and evidenced by writing under the hands of the majority of the trustees shall be as valid and effectual as a resolution duly passed at a meeting of the trustees held in accordance with the provisions of these presents.
- (d) The quorum at a meeting of the trustees shall be two and the meeting of the board shall ordinarily be held at the office of the trust unless specifically stated in the notice of meeting. The Managing/Executive trustee shall call for the meeting of the board by intimating in writing the time, date and place of the meeting and agenda to all the members of the board, at least a week in advance of the meeting date. The Managing/Executive Trustees shall call for a meeting of board, if any three members of the board call for such a meeting by requisition, within fifteen days from the receipt of such requisition.
- (e) The Trustees shall keep or cause to be kept proper books of accounts and they shall be closed by 31st March of every year in which all receipts and expenditure relating to the trust fund and any other institutions maintained. The books of accounts, documents of title of properties held by the trust, bills, vouchers and all other books, documents and papers relating to the trust shall be kept at the office of the trust and shall be open to inspection by any trustee, on reasonable notice during office hours of the trust.
- (f) The trustees shall each year cause to be made and prepared all proper accounts of receipts and expenditure in connection with the management of the trust fund and other institutions for the proceeding year showing separately relevant heads of receipts and expenditures.
- The accounts shall be duly audited by a qualified Chartered Accountant of a firm of qualified Chartered Accountants at least once in every year and the Auditors shall be appointed for this purpose.
- (g) The statement of payments and receipts, income and expenditure and of the statement of affairs/Balance Sheet be drawn up at the end of the said year and shall be presented along with the report of the auditors before the board of trustees at the meeting of trustees held after the audit report is given by the auditors.
- (h) Resolutions passed and entered in the minutes book relating to the trust shall be conclusive evidence of the facts and matters duly noted herein.

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RAJESH.

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- 20. The trust shall through its trustees open such current, savings or such other deposit accounts in the name of the trust with such bank or banks as the board of trustees may from time to time decide in this behalf to deposit the trust funds in such account or accounts and the bank accounts shall be operated either by Managing/Executive Trustee along with treasurer jointly on behalf of the trust.
- 21. It shall be competent for the board, from time to time, to make rules and bye-laws, not inconsistent with the express provisions of this deed, as the board may deem fit to facilitate the management in achieving the aims and objects of the Trust. The board may from time to time, appeal, alter, amend, rescind or add to such rules and bye-laws with the prior approval of the commissioner of Income Tax.
- 22. a) In all the transactions, the trust may be represented by its Managing Trustee or Executive Trustee.
 b) The trust shall sue and be sued in the name of its Managing/Executive Trustee.
- 23. Every Trustee shall be indemnified from out of the funds of the trust against all losses or expenses incurred in the discharge of his duties as a trustee or an office bearer except it happened through his willful negligence or dishonesty.
- 24. It is hereby declared that may one trustee duly authorised by the board 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.
- 25. It is hereby specifically agreed and declared that any trustee being a Lawyer, Doctor, Accountant, or other person engaged in any profession shall not be paid professional or other charges for the time expended and acts done by him in connection with and relating to the trust created hereof.

1. Rajesh

2. Rajesh
RAJESH.

3. Rajesh

A. Rajesh