



It is document Consists of... 9 Sheets

First Sheet of Doct No... 434... of Book IV ✓
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THIS DECLARATION OF TRUST made this FIFTEENTH day of DECEMBER, Two thousand
(15/12/2000)

BETWEEN

(1) **MS. SUJATHA MUKERJEE**, wife of Mr. Abhijit Mukerjee, residing at Flat No. 2D, Kenilworth, 6, Gangadhar Chetty Road, Ulsoor, Bangalore 560 042; (2) **MS. SUNITHA VAIDYA**, wife of Mr. Ashutosh M. Vaidya, residing at No. P-55, Golden Enclave, Airport Road, Bangalore 560 017; (3) **MS. POONAM BIR KASTURI**, wife of Mr. Anand Kasturi, residing at No. 3490, 14th Main, HAL Ind Stage, Bangalore 560 008; (4) **MS. KALA DEVARAJAN**, wife of S. Devarajan, residing at No. R-56, Golden Enclave, Airport Road, Bangalore 560 017; (5) **MS. PRIYANKTHA IYENGAR**, daughter of Mr. R. Santhanam, residing at C/o. Personality Ltd., 123, West of Chord Road, Rajaji Nagar, Bangalore 560 008; and (6) **MS. SHRADHA PRABHU KUMAR**, wife of Mr. Samir Kumar, residing at No. 1141, 1st Floor, 13th Main, 1st Cross, HAL Ind Stage, Bangalore 560 008; (hereinafter called "the **SETTLORS**" (where the context so admits shall mean and include their successors and assigns) of the **ONE PART**

AND

Sujata Mukerjee
Sunitha

Poonam

Kala Devarajan

Priyanka

Shradha P. Kumar

Shradha P. Kumar

Kala Devarajan

Sujata Mukerjee
Sunitha
Poonam

2000-01

(1) MS. SUJATHA MUKERJEE, wife of Mr. Abhijit Mukerjee, residing at Flat No. 2D, Kentworth, 6, Gangadhar Chetty Road, Ulsoor, Bangalore 560 042; (2) MS. SUNITHA VADYA, wife of Mr. Ashutosh M. Vaidya, residing at No. P-55, Golden Enclave, Airport Road, Bangalore 560 017; (3) MS. POONAM BIR KASTURI, wife of Mr. Anand Kasturi, residing at No. 3490, 14th Main, HAL IInd Stage, Bangalore 560 008; (4) MS. KALA DEVARAJAN, wife of S. Devarajan, residing at No. R-56, Golden Enclave, Airport Road, Bangalore 560 017; (5) MS. PRIYANKTHA IYENGAR, daughter of Mr. R. Santhanam, residing at C/o. Personality Ltd., 123, West of Chord Road, Rajaji Nagar, Bangalore 560 008; and (6) MS. SHRADHA PRABHU KUMAR, wife of Mr. Samir Kumar, residing at No. 1141, 1st Floor, 13th Main, 1st Cross, HAL IInd Stage, Bangalore 560 008 (hereinafter called "the TRUSTEES" (which expression shall include the Trustees for the time being thereof) of the **OTHER PART** :

WHEREAS :

A. The Settlers have decided to establish a fund for the furtherance of welfare of underprivileged children and other public charitable objects and for such purpose has made over a sum of Rs. 40,000/- (Rupees forty thousand) only to the Trustees by way of initial contribution.

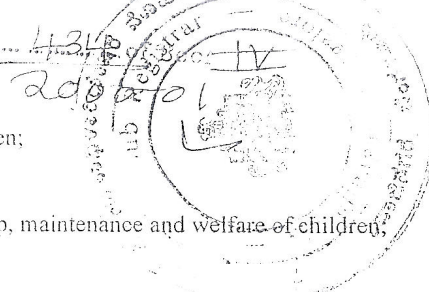
B. The Trustees have agreed to become Trustees and to hold and apply the said sum of Rs. 40,000/- (Rupees forty thousand) only and all income, additions, accretions, accumulations, gifts, contributions, subscriptions, donations and income to the said fund for welfare of underprivileged children and other public charitable purposes and subject to the trusts, powers and provisions contained in this Deed.

NOW THIS DEED WITNESSETH as follows :-

1. The Trustees hereby declare that they and the survivor or survivors of them or other Trustees or Trustees hereof for the time being will hold the said sum of Rs. 40,000/- (Rupees forty thousand) only made over by the Settlers to the Trustees as aforesaid and all income, additions, accretions, accumulations, gifts, contributions, subscriptions, donations, bequests and other moneys or properties as and when the same shall be paid to or vested in them and the moneys, investments and properties from time to time representing the same upon trust and hereinafter called the trust funds or properties, to apply the same for the welfare and relief of needy, poor and underprivileged children and for relief of the poor, education, medical relief and the advancement of any other object of general public utility and for such purpose (without restricting the generality of the foregoing objects) to do all or any of the following :-

(a) to attend primarily to the needs of all children in general without any distinction as to community, caste, race, sex, language or religion;

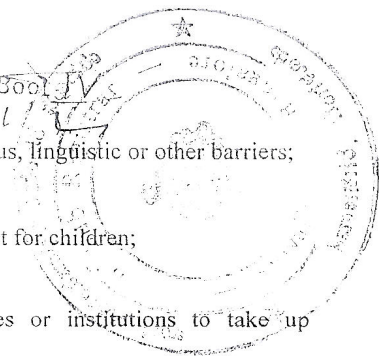
Sujata Mukherjee
Sunitha
Poonam
Kala Devarajan
Priyanka Iyengar
Shraddha P. Kumar



- (b) to strive for the health, welfare and upliftment of children;
- (c) to take all such steps as may be necessary for the upkeep, maintenance and welfare of children;
- (d) to educate or assist in the education, vocational training and all around development of children and for this purpose take all steps for the formation of appropriate forum and institutions and to acquire lands and buildings or develop places dedicated to educational and cultural progress of children;
- (e) to render assistance, financial or otherwise, to individual children and/or to all institutions or organisations which help the progress of children directly or indirectly;
- (f) to take up the rehabilitation of orphaned children;
- (g) to champion the cause of children in distress;
- (h) to take such relief measures as are necessary to help children in need;
- (i) to foster and develop natural love and affection amongst children and to take appropriate steps for the achievement of this objective;
- (j) to nourish and develop the personality of children;
- (k) to inculcate the spirit of co-operation, and good citizenship amongst children;
- (l) to award scholarship and fellowships in cash, in kind or in such other form or such terms and conditions as the Trustees may think fit for the purpose of undertaking, prosecuting and encouraging studies and research and development PROVIDED THAT such scholarships and fellowships shall be awarded to such poor and/or deserving students and scholars studying in schools, colleges, universities and other educational institutions in India or abroad and who cannot afford and have no means to prosecute the same;
- (m) to sponsor, assist and collaborate to create clinics, nourishment and health care centres for children;
- (n) to sponsor, assist and collaborate with schools, colleges, institutions and universities of the educational, scientific and cultural development of children;

Sybil Mukherjee
Secretary

Mashm
 K. D. Desai
 Pratiksha
 Shradha P. Kumar



- (o) to create centres of mutual understanding beyond national, religious, linguistic or other barriers;
- (p) to guarantee at least a modicum of social security and environment for children;
- (q) to create further Trusts, societies, associations, clubs, centres or institutions to take up specialised to take up specialised services for children;
- (r) to impart vocational and technical training to children and introduce children to the latest development in Science and Technology;
- (s) to encourage, promote, establish, facilitate institutions for studies and pursuit of literature, arts, medicine, science, agricultural crafts, history, technology, agricultural technology and technical education in all branches and research and development in all fields;
- (t) to develop or adopt villages or centres for children's progress, welfare or uplift;
- (u) to build a community of children and adults in a spirit of tolerance, respect for others with a positive feeling of solidarity and readiness to give mutual assistance;
- (v) to take advantage of collaboration of educationalists, social service personnel, protagonists of children's welfare from different countries;
- (w) to entertain exchange programmes of visitors into India and abroad and share the experience and knowledge of working in institutions dedicated to children or sponsor the visit of personnel to children's welfare conferences, exhibitions or institutions in any part of the world;
- (x) to contribute to the solution or problems of children in general;
- (y) to acquire and develop movable and immovable properties for all or any of the objects of the Trust for the benefit of children;
- (z) to do all such things as the Trustees may decide from time to time for the welfare of the Trust and in pursuance of the above objects of the Trust.

2. The Trust shall be known as " ASHWINI CHARITABLE TRUST " with power to the Trustees to change the name of the Trust if the Trustees so decide.

Sujat Mukherjee
Secretary
Prasanna
K. S. Desai
Prasanna
Shradha P. Kumar

2000-01
3. The office of the Trust shall be situated at Flat No. 2D, Kenilworth, 6, Gangadhar Chetty Road, Ulsoor, Bangalore 560 042 or at such other place as the Trustees may from time to time decide.

4. The benefits of the Trust shall be open to everyone irrespective of caste, creed or religion.

5. The First Trustees are :

- (a) Ms. Sujatha Mukerjee
- (b) Ms. Sunitha Vaidya
- (c) Ms. Poonam Bir Kasturi
- (d) Ms. Kala Devarajan
- (e) Ms. Priyanktha Iyengar
- (f) Ms. Shradha Prabhu Kumar

6. The number of Trustees shall not be less than three and not more than nine. The Trustees shall be Trustees for their life time but any trustee may resign by giving notice in writing to his co-trustees and shall also cease to be a Trustee if requested in writing by three-fourth of the remaining Trustees or the number nearest thereto. Appointment of Trustees either to fill up a vacancy or as additional trustee shall be by resolution of the Trustees.

7. The general management and control of the Trust for the purpose of managing the trust affairs and properties (which includes any business undertaking) and carrying out the objects of the Trust aforesaid shall be vested in the Trustees and without prejudice to the generality of the objects and powers above mentioned they shall have power to do all or any of the following things that is to say :-

- a) To enter into contracts and borrow money for the purpose of the trust and management of its properties and assets.
- b) To appoint officers and servants at such remuneration (if any) as they think fit.
- c) To receive grants, donations and subscriptions.
- d) To make such rules and regulations from time to time for the management and conduct of the affairs of the Trust and its properties and assets.

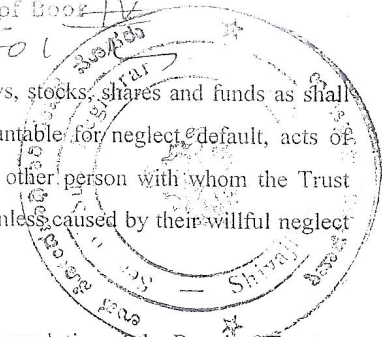
8. The Trustees will also have the following powers :-

- a) To apply the whole or part of the income or accumulation thereof or whole or part of the corpus of the trust properties for one or more of the objects of the Trust as the Trustees may from time to time determine.

Sujatha Mukerjee
Sunitha Vaidya
Poonam Bir Kasturi
Kala Devarajan
Priyanktha Iyengar
Shradha P. Kumar

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- b) To amalgamate the trust with any other trust or society for wholly public charitable purposes.
- c) To convert and get in the Trust Properties and/or to vary the investments for the time being.
- d) To invest and keep invested the Trust Properties either in the purchase or mortgage of immovable properties or in shares, debentures or other securities or by way of loans or deposits and investments whether authorised by the Indian Trusts Act, or not and to alter, vary or transpose such investments from time to time as the Trustees shall in their discretion think fit.
- e) To sell, mortgage, dispose off, alienate or otherwise deal with any property movable or immovable comprising the Trust Fund.
- f) To let out, demise any immovable property comprised in the Trust Fund for such period and at such rent on such terms and conditions as the Trustees in their absolute discretion shall think fit.
- g) To open accounts with any Bank or Banks, to operate such accounts and to give instructions to the Banks and to provide for opening and operation of such accounts by one or more of the Trustees or by one or more agents appointed by the Trustees.
- h) To adjust, settle, compromise, compound, refer to arbitration all actions, suits, claims, demands and proceedings regarding the Trust Properties or affairs.
- i) To appoint constituted attorneys or agents all or any of the powers vested in them under these presents and from time to time remove such attorneys or agents and to appoint other or others in his or their place.
- j) To appoint or make provision for the appointment of any person (including all or any of the Trustees) as Committee or Administrator or Managing Trustees or otherwise for the purpose of the administration of the Trust in such manner and subject to such rules and regulations as the Trustees may decide.
- k) To make vary alter or modify schemes rules and regulations for carrying out the objects of the Trust and for management of the affairs thereof and of running any institution in furtherance of the objects of the Trust and otherwise for giving effect to the objects of the Trust.
- l) To set apart the whole or part of the income or the corpus or part thereof for any of the objects of the Trust.

Ayā Mukhiyee
Smita
Mashm
Kalyan Desai
Piyaktha
Shradha P. Kumar



9. The Trustees shall be chargeable only for such moneys, stocks, shares and funds as shall actually come into their hands and shall not be answerable or accountable for neglect, default, acts of omission or commission of the other Trustees nor of any Bankers or other person with whom the Trust Properties or any securities may have been deposited or handed over unless caused by their willful neglect or default.

10. The receipt of a person authorised by the Trustees or a resolution of the Board of Trustees for any moneys paid or any property transferred or delivered to the Trustees in the execution of any of the trusts or powers hereof or for the purpose moneys of any property authorised to be sold shall effectually discharge any person or persons so paying or transferring or delivering.

11. The funds and the income of the Trust shall be solely utilised for the achievement of the objects and no portion of it shall be utilised for payment to Trustees by way of profit, interest, dividend etc. The Trustees will not be entitled to receive any remuneration as Trustees but may reimburse themselves of all expenses actually incurred by them in connection with the Trust or their duties relating thereto.

12. The Trustees may from time to time frame rules for the conduct of the affairs of the Trust and regulating the meeting of Trustees. In the absence of such regulations;

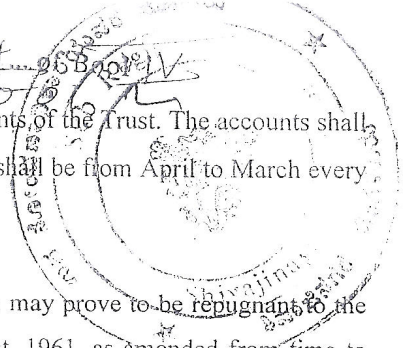
- a) All matters will be decided by majority and two Trustees shall form a Quorum for meeting of Trustees provided however if the number of Trustees falls below two then for purpose of appointing a Trustee one will be quorum.
- b) Any resolution passed without any meeting of the Trustees and evidenced in writing under the hands of three-fourths of the Trustees (or the number nearest thereto) shall be as valid and effectual as a resolution duly passed at a meeting of the trustees.

13. The existing Trustees may appoint one or more trustees at their discretion from time to time but in any case the total number of Trustees including the new Trustees to the appointed shall not exceed nine. Upon appointment of a new trustee or trustees the Trust Property shall vest in the new Trustees jointly with the Continuing or Surviving Trustees with the powers and subject to this Trust.

14. It is expressly declared and reiterated that no part of the Trust property or its income shall be applied for any purpose which is not a public charitable purpose in law and nothing shall be construed to authorise the Trustees to utilise the Trust assets or its income for any non-charitable purpose.

15. The funds 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 Income-tax Act, 1961, as amended from time to time.

Sybil Mukherjee
Secretary
K. D. Desai
Prakash
Shradha P. Kumar



16. The Trustees shall duly and regularly maintain all accounts of the Trust. The accounts shall be audited by a Chartered Accountant. The accounting year of the Trust shall be from April to March every year.

17. No amendments to the Trust Deed shall be made which may prove to be repugnant to the provisions of Sections 2(15), 11, 12, 13 and 80G of the Income-tax Act, 1961, as amended from time to time. Further, no amendment shall be carried out without the prior approval of the appropriate Commissioner of Income-tax.

18. The Trust shall be irrevocable. In the event of dissolution or winding up of the Trust, the assets remaining as on that date of dissolution shall under no circumstances be distributed among the Trustees, but the same shall be transferred to another charitable trust/society, whose objects are similar to those of this Trust, and which enjoys recognition under Section 80G of the Income-tax Act, 1961, as amended from time to time.

ALL the powers and provisions hereof shall be construed as being subject to the restrictions and limitations herein contained.

IN WITNESS WHEREOF the parties hereto have hereunto set their respective hands the day and year first above written.

SIGNED AND DELIVERED by the
Settlers at Bangalore in the
presence of :

(T.K. Datta)
Khatun & Co.
Advocates & Solicitors
22, Ulsoor Road
Bangalore - 560042.

Kallad
(KATHA.S)
Khatun & Co.
22, Ulsoor Road
Bangalore - 560042

Sujata Mukherjee
MS. SUJATHA MUKERJEE

Sunitha
MS. SUNITHA VAIDYA

Poonam Bir Kasturi
MS. POONAM BIR KASTURI

Kala Devarajan
MS. KALA DEVARAJAN

Priyanktha
MS. PRIYANKTHA IYENGAR

Shraddha P. Kumar
MS. SHRADHA PRABHU KUMAR

SIGNED AND DELIVERED by the

Trustees at Bangalore in the

presence of :

[Signature]

VIVITHA L. D'SOUZA

No. 2544 E BLOCK

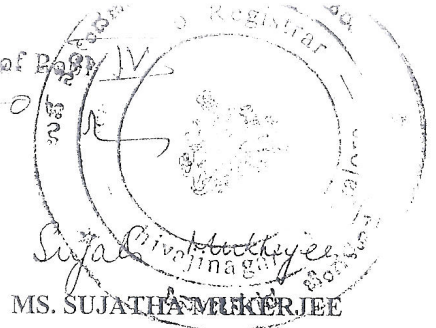
'PRASHANT'

SAHAKARANAGARA

KODIGE HALLI

B'LORE - 560 092

R P Bellubbi
Advocate
Mrs. Rajani P. Bellubbi
E-16/3, C.V. Raman Nagar
DRDO Township.
Bangalore - 560093



[Signature]

MS. SUNITHA VAIDYA

[Signature]
MS. POONAM BIR KASTURI

[Signature]
MS. KALA DEVARAJAN

[Signature]
MS. PRIYANKTHA IYENGAR

[Signature]
MS. SHRADHA PRABHU KUMAR

Drafted by
[Signature]
Advocate
KHAITAN & CO
Advocates,
22, Ulsoor Road,
Bangalore-560042