



18759
19.2.2001
P. Madalaimuthu
R. Ganesh Kumar
ம. ல. 2. எண்: 1/1996
கமரப்பாளையம்,
தமிழ்நாடு.

TRUST DEED

THIS INDENTURE made on this 26th Day of February 2001 between Mr. P. Madalaimuthu, Son of Mr. Periannan, aged about 48 years, residing at No.172, J.K.K.Nataraja Nagar, B.Komarapalayam, Namakkal District - 638 183 hereinafter called " THE SETTLOR " which expression shall unless it be repugnant to the subject or context hereof mean and include his executors, administrators, legal representatives and assignees of the ONE PART and,

- 1. Mr.P.Madalaimuthu, Son of Mr.S.Periannan, aged about 48 years, residing at No.172, J.K.K.Nataraja Nagar, B.Komarapalayam, Namakkal District - 638 183.
- 2. Mrs.M.Lourdhamary, Wife of Mr.P.Madalaimuthu, aged about 44 years, residing at No. 172, J.K.K. Nataraja Nagar, B.Komarapalayam, Namakkal District - 638 183.
- 3. Mr.M.Vincent Amalaraj, Son of Mr.P.Madalaimuthu, aged about 24 years, residing at No.172, J.K.K.Nataraja Nagar, B.Komarapalayam, Namakkal District - 638 183, hereinafter called " TRUSTEES " Which expression shall unless repugnant to the subject or context hereof mean and include the survivor of them and all such persons as are or may be duly appointed as Trustees under the provisions contained in these presents and the Trustees or Trustee for the time being of these presents of the OTHER PART

WHEREAS the settlor has been desirous of establishing a public Charitable Trust for the objects hereinafter mentioned ;

WHEREAS the settlor with a view to give effect to the said desire constituted a trust, appointed the Trustees named above numbering 1,2 and 3 as the First Trustees of the Trust and the trustees have consented to act as Trustees ;

[Signature]

P 96 / 2001
123/01 (41/3)
P. 383/01
Document No. 123 of 2001
of Book 4 Contains 8
Sheets 1 Sheet
Sub Registrar
Presented in the office of the
Sub Registrar Komarapalayam
and fee of Rs. 100/- paid
Between the hours of 10.11
on the 26th February 2001.
Execution Admitted by
Left thumb
S/o Periannan 172, J.K.K.
Nataraja Nagar B. Komara
Palayam.

Identified by:
A. S. S. ...
R. ...

26th February 2001
Sub Registrar
Registered as 123 of 2001
of Book 4 Volume 106 Page 219 to 226
21.9.2026
qth march 2001

WHEREAS prior to the execution of THESE PRESENTS, the settlor transferred and delivered to the Trustees a sum of Rs.1000/- (Rupees One Thousand only) in cash with a view to vest in the Trustees to form a Nucleus of a Fund for the above named Trust to start with;

WHEREAS it is the intention of the Settlor to give the Trust such further financial aid or property as he may deem fit from time to time for the purpose of the Trust.

NOW THIS INDENTURE WITNESSETH AND IT IS HEREBY AGREED AND DECLARED AS FOLLOWS:

1. The settlor hereby declares that the aforesaid sum of Rs.1000/- (Rupees One thousand Only) and all further donations and contributions and any other property that may hereafter be given, transferred to the Trust by the settlor or others and the interest, rent, dividend, profits, and other income thereof (hereinafter referred to as The Trust Property) shall be held upon by trust for the objects and purposes hereinafter mentioned and subject to the powers and provisions hereafter declared and contained of and concerning the same.

NAME OF THE TRUST:

2. The Trust hereby declared and constituted is a public charitable Trust and shall be known as "ANNA NAYAKI TRUST" with its headquarters at Komarapalayam, Namakkal District.

REGISTERED OFFICE OF THE TRUST

3. The Registered office of the Trust for the time being, shall be situated at the following address.

No.172, J.K.K.Nataraja Nagar,
B.Komarapalayam,
Namakkal District - 638 183.

and the Board of Trustees may shift the Registered Office of the Trust to any place from time to time as and when they decide to do so.

OBJECTS OF THE TRUST:

4. The objects of the trust are as under:

a) The trust is established as a secular, educational, social and charitable non-political, non-profit organisation for promoting Education and Social welfare for the benefit of the public irrespective of their caste and creed with the social emphasis for fostering communal harmony among all sections of the society and no activities of the trust shall be carried on outside India.

b) To promote education and for this purpose to establish, maintain, run, develop, and to aid and assist in the establishment improvement, maintenance, running and extension of all kinds of educational institutions, whether general, technical, vocational, professional or of any other description whatsoever for the welfare and upliftment of the General Public without any restrictions as to caste, community or creed, and to institute and award scholarships for study, research and apprenticeship and to grant donations for all or any of the above said purposes.

b *[Signature]*

c) To establish, takeover or acquire and maintain and manage Orphanages, schools, colleges and other educational institutions, hostels, libraries for imparting general education especially for the young people.

d) To establish, take over, acquire and maintain and manage clinics, dispensaries, laboratories, nursing homes and hospitals in order to give relief to the sick and the suffering and to run health center and health care programmes in order to provide preventive and curative physical and psychological health care for poor people and to impart them health and physical education with special emphasis on nutrition, sanitation and public hygiene.

e) To establish, take over, acquire and maintain and manage creche for children with opportunities for their pre-schooling at the creche; and to operate counseling center for the victims of drug and alcoholic addiction and to run homes to take care of the orphans, widows, runaways and destitute during their old age.

f) To extend financial and other aids in the nature of scholarships, medicines, clothes, occupational assistance and ceremonial expenses associated with the rites of passage (birth, marriage, death, etc.,...) for the benefit of the deserving poor, destitute and disabled, irrespective of their race, caste, creed, religion, community or sex but with special emphasis on serving the weaker sections of the society after duly screening them and keeping a watch and check over the proper utilisation of the help, opportunity or grant.

g) To award stipends to students to enable them to pursue their studies and to award prizes to students for general proficiency or for proficiency in any subject or language.

h) To act as a channel for exchange of information, ideas and experiences and to conduct meetings, seminars, training programmes, and conferences.

i) To seek, where necessary, co-operation of other welfare agencies and to receive funds, donations or gifts in cash or in kind from them and apply the same in accordance with the objects of the trust.

j) To promote all manner of activities through which the weaker and ailing sections of society can enrich their lives, economically, socially, spiritually and culturally.

k) To initiate, maintain, and manage a substantial fund for the fulfillment of any or all of the object by:

1) Seeking, obtaining, collecting, channeling donations and subscriptions and organising fund collection campaigns individually or collective through the trustees

2) receiving funds or other gifts in cash or kind from individuals, organisations, societies, or any other body or associations or persons in accordance with law

3) doing or getting done, all such acts and deeds as may be necessary to convert into cash all or any of the donations subscriptions or gifts received in kind.

b *[Signature]*

l) To carry out all such deeds and things which are incidental to or necessary for the promotion of the above mentioned objects.

m) To establish and run charitable dispensaries, Hospitals, Clinics, medical camps and centers to give medical relief to poor and mostly backward people.

n) The objects detailed herein above shall be independent of each other and the Board of Trustees hereunder constituted may from time to time apply the funds of the Trust in carrying out all or any of the aforesaid objects of the Trust as it may in its absolute discretion think fit.

DONATIONS AND CONTRIBUTIONS:

5. The Trustees shall have power and discretion to accept upon such terms as they shall think fit, any donations, grants, subscriptions, aids and contributions from the Founders and from any other agencies, corporations, organisations, institutions, individuals whether they be in cash or in other movable or immovable property for the purposes of the Trust. PROVIDED ALWAYS that the terms upon which they shall be accepted shall not in any way be inconsistent with or repugnant to the provisions contained in these presents and the objects of the Trust. The Trustees, shall apply such donations, grants, aids, subscriptions and contributions for all or any of the object of the Trust keeping in view the intentions of the donors.

INVESTMENTS:

6. All moneys which shall not immediately be required for current expenses shall be invested by the Trustees in investments and Securities authorised by law for the investment of Trust funds and in particular in any of the modes specified under section 11(5) read with section 13(1)(d) of the Income-tax Act, 1961 and any amendment made in the provisions of the Said Act from time to time.

7. All properties and investments belonging to the Trust shall be vested in the name of the Trust.

NUMBER OF TRUSTEES:

8. The number of the Trustees shall be not less than two and not more than Ten. The following are the First Board of the Trustees who shall administer the affairs of the Trust.

- 1. Mr. P.Madalaimuthu - Chairman cum Managing Trustee
- 2. Mrs. M.Lourdamary - Trustee
- 3. Mr. M.Vincent Amalraj - Trustee

CHAIRMAN CUM MANAGING TRUSTEE:

9. The first named Trustee Mr.P.Madalaimuthu, shall be the Chairman cum Managing Trustee.

[Handwritten signature]

APPOINTMENT AND REMOVAL OF TRUSTEES:

10. The Chairman of the Trust shall have the power to appoint additional trustees provided that the total number of trustees for the time being shall not exceed Ten. Vacancies among the Trustees may be filled up by the Chairman except to the office of the Chairman.

11. Each of the Trustees appointed under provisions of these presents not being the Chairman of the Trust shall hold office until he is removed by the Chairman of the Trust or he resigns voluntarily.

POWER OF THE TRUSTEES:

12. The Trustees shall have all powers necessary or incidental for effectively carrying out the objects of the Trust.

13. Subject to the general provisions of the Trust and without prejudice to the general and specified powers conferred upon the Trustees by the other provisions contained in these presents, the Trustees shall have the following powers also.

i) To apply the Trust moneys and properties for fulfilling one of some of the objects of the Trust in preference to the other objects:

ii) To decide the nature, objects and functions of the institutions to be established by the Trust and to decide whether and if so which existing institutions may be taken over by the Trust or to which financial aid may be given to achieve the objects of the Trusts.

iii) In case if it is decided to render financial or other aid to any person or institution to decide what terms and conditions should be complied with by such person or institution, consistent with the objects of the Trust.

iv) To determine the terms and conditions on which any donations, subscriptions, scholarships or prizes are to be given by the Trust:

v) To expand the funds of the trust in such manner as they shall consider most beneficial for the purpose of the Trust.

vi) To acquire any property in exchange for some other property or partly for such exchange and partly for other consideration and to sell, demise, lease, give out on lease and/or license, give in exchange, transfer, surrender, dispose of, take or give for hire, pledge, hypothecate or mortgage the property movable or immovable for the time being belonging to the Trust in such manner and on such terms as the Trustees may deem fit

vii) To enter into any contract on behalf of the Trust

viii) To borrow or raise money for the purpose of the Trust at such rates of interest and upon such terms as may be agreed to and to draw, make, accept, discount, execute and issue cheques, promissory notes, and other negotiable or transferable instruments

11

[Handwritten signature]

ix) To make and from time to time to repeal, add or alter regulations:-

- a) as to the management of the Trust and affairs thereof:
 - b) as to the duties and remuneration of any officers or servants of the Trust:
 - c) as to the conduct of any of the matters or things within the powers or under the control of the Trustees provided that the same shall not be inconsistent with the provisions in these presents and repugnant to the provisions of Section 2 (15), 11, 12, 13 and 80(G) of the Income-tax Act, 1961 and any amendment made in the provisions of the Said Act from time to time
- x) to institute, conduct, defend, legal proceeding by or against the Trust and its trustees and to settle out of court, compromise or compound all suits, actions and other proceedings and all differences or demands to arbitrations and execute releases and to settle and approve all accounts without being answerable for any loss occasioned thereby
- xi) To appoint, employ, and dismiss managers, secretaries, clerks and other staff, workers and agents required for the management of the affairs of the Trust, and
- xii) to do all such lawful things as may incidental to, or conducive to the attainment of the objects of the Trust.

PROCEEDING OF THE TRUST:

14. The Trustees shall hold of such meetings as may from time to time be necessary considering any matter connected with the Trust. These meetings may be held at such places as the Chairman may decide.

15. The Trustees may make rules for regulating their meeting not being inconsistent with any provisions contained in these present and they may make rules for passing any resolutions by circulation among Trustees and the Trustees may repeal or alter any rules made pursuant to this clauses.

16. A meeting of the Trustees may be called by the Chairman with not less than seven days notice in writing specifying the date, place and time of such meeting and the nature of the business to be transacted at the meeting. The notice shall be sent by post or delivered to every Trustee. The accidental omission to give notice to or the non-receipt of notice by any Trustee shall not invalidate the proceeding at any such meeting. With the consent of all the Trustees a meeting may be convened by such shorter notice and in such manner as the Trustees may think fit.

17. In the matter of investing or exercising the borrowing powers or selling or disposing of any of the assets of the Trust, the decision of the Board of Trustees at a meeting shall be necessary.

18. The Chairman of the Trust shall preside as the Chairman at every meeting of the Trustees, but if the Chairman of the Trust is not present at any meeting, the Trustees shall choose one amongst them to be the Chairman of the meeting.

Signature

:7:

19. On any matter in which there is no unanimity of opinion among all the Trustees the decision of the majority shall prevail. If there are only two Trustees their unanimous decision shall be necessary. In case there is an equal divisions of votes where even number of trustees attend the meeting, the chairman of the meeting shall have an additional casting vote.

19. A minute book shall be maintained in which shall be recorded the proceeding of every meeting of the Trust and it shall be signed by the Chairman of the meeting.

20. The continuing Trustee or Trustees may act notwithstanding any vacancy in their body.

21. All acts done by the Trustees or any of them or by any person acting on the instruction of any Trustee shall notwithstanding that it be afterwards discovered that there was defect in the appointment of any Trustee or that any Trustee was disqualified, be as valid as if every such person had been duly appointed and was qualified to be a Trustee.

22. Any Trustee may at any time with the consent of all his co-trustees delegate all or any of his duties or powers to any other person or persons, whether such persons or persons is/are a co-trustee or Trustees or not. However, the meeting of the Trustees shall be attended by the Trustees themselves.

23. The Trustees may appoint any Trustee or other person to attend to or carry out any special function connected with the management of the affairs of the Trust.

24. The Trustees shall be entitled to reimbursement of all expenses including boarding, lodging, all traveling and out of pocket expenses incurred by them for the purpose of the Trust or attending the meeting of the Trustees.

CUSTODY OF DOCUMENTS:

25. The Chairman cum Managing Trustee for the time being shall have the custody of all deeds and documents of title relating to Trust properties and investments and the books of account and other records relating to the Trust and shall be responsible for the same.

26. All income, subscriptions and pecuniary donations of the Trust and income from investments shall be paid into a banking account or accounts with any scheduled bank which the Trustees may determine unless immediately needed for the purpose of the Trust. The Bank account or accounts may be operated by the Managing Trustee and one other Trustee to be nominated by the Managing Trustee either individually or jointly. Also the said bank account/accounts may be operated by any person or persons authorized in writing by the Chairman cum Managing Trustee.

MANAGEMENT OF THE TRUST:

27. With a view to carry out the objects of the Trust here-in-above mentioned and to augment its funds and to administer them the Managing Trustee shall have the power to appoint committees or sub-committees from among the Trustees and assign duties and seek suggestions for the purpose of working of the Trust.

Signature

ACCOUNT AND AUDIT:

28. The Trustees shall keep proper books of accounts of all the income and expenditure of the Trust and shall prepare an Income and Expenditure account and Balance Sheet for every year as on last day of March.

29. The accounts of every year shall be audited by a Chartered Accountant or firm of Chartered Accountants who shall be appointed for the purpose by the Trustees and the audited accounts shall be placed at a meeting of the Trustees which shall be held before the end of the succeeding year.

30. No income or funds of the Trust shall be utilized either directly or indirectly for the benefit of the Trustees. The Income and Funds of the Trust will be solely utilized towards the objects of the Trust and no portion of it will be utilized for payment to trustees by way of profit, interest, dividends etc and benefits of the Trust shall be open to all irrespective of caste, religion, sex etc.

RESIDUARY:

31. This trust is IRREVOCABLE at any time and under any circumstance.

32. All amendments and modifications to this TRUST DEED shall be carried out only with the approval of the Commissioner of Income-Tax.

33. In the event of the happening of any impossibility or impracticability in carrying out of the objects of the Trust aforesaid, the properties appertaining to the Trust shall be transferred to another public charitable Trust or society with similar objectives which has been registered under the Income tax Act 1961 but in no case shall the assets of the Trust be divided among the Trustees.

IN WITNESS WHEREOF the SETTLOR hereto have signed this instrument on the day month and year first above mentioned.

[Handwritten signature]

Signatures:

[Handwritten signature] - 50 US 27, 23/1/1961

S. Lakshmi 50 27/1/1961

[Handwritten signature]

K. SIVARAJU,
B. G. ... 655183,