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भारतीय गैर न्यायिक

बीस रुपये

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Rs.20

TWENTY
RUPEES

INDIA NON JUDICIAL



SSA



00AA 374060

Sri Sureshwar Mohanty,
Sri Bibekananda Mohanty,
Nimarpada, Dist-
Khurda, 5.12.05

CT 1-2
Siddheswar Mohanty is
attested
5.12.05

CT 1-2
Bibekananda Mohanty is
attested
5.12.05

TRUST DEED

THIS DEED OF TRUST is made this 05th day of December, 2006 by (1) **SIDDHESWAR MOHANTY**, aged about 27 years, son of Sri Bibekananda Mohanty of Siriadei, Balakati, Khurda, PIN- 752100, Orissa and (2) **BIBEKANANDA MOHANTY**, aged about 60 years, son of Achutananda Mohanty of Siriadei, PO- Balkati, PS- Baliana, Dist- Khurda, (hereinafter called the "Authors / Settlers of the Trust").

1. Sri Sureshwar Mohanty
5.12.05
2. Sri Bibekananda Mohanty
5.12.05

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- the Board of Trustees may deem fit for the benefit of the students of all castes and communities, both from the India and other countries.
- (b) To enter into technical and financial arrangements with national and international agencies and institutions for exchange of scientists, study tours, training in specialized area of science and technology, conducting joint projects, providing technical assistant in the establishment of scientific institutions and for other matters consistent with the aims and objectives of the Trust.
- (c) To work for the improvement of the standard of social welfare activities in the State and the Nation.
- (d) To make planning and development of Institutionalized Education in accordance with the directives given by the competent authorities of the Education Department, Director of Technical Education and / or other Govt., Departments, Universities in Orissa / other state in India from time to time.
- (e) To establish libraries, reading rooms, audiovisual aid centers, reference, index libraries and any Technical Study facilities for the benefit of the local area.
- (f) To arrange study tours in and outside Orissa.

Chakrabarty Gyan
Biswananda Mohan
Nirupama Devi

Dr. Bala Ghosh
Dr. Brajendra Bhausa

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- (g) To take such action as may be necessary to carry n activities f the Trust with other Trusts and Organizations with similar objectives.
- (h) To assist, subscriber, co-operate with or affiliate with any other Trust / Society / Institutions whether incorporated or similar to do and enter into agreement with such organizations as aforesaid for the fulfillment of its objectives.
- (i) To finance and made arrangements for finance to and from persons or bodies carrying out any of the above objectives of the Trust out of funds, properties and equipments of the trust or by borrowing or raising funds in any manner as advisable under rules for the attainments of the above objectives.
- (j) To establish newly or by taking over provide, endow, equip, furnish, maintain, develop, control, manage and conduct hospitals in all or any of their departments and functions for providing medical, surgical and nursing care of treatment for indoor and out door patients, and such other institutions, as the Board of Trustee may deem necessary or convenient for any of its purpose, all of which are charitable and not an activity of profit.

Gajendra Mohanty
Prabir Kumar Mohanty
Nimipama Devi

Dr. B. B. Bhusan Mohanty
Dr. B. B. Bhusan Mohanty

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- (k) To bring out, encourage and develop the inventive and research facilities of the pupils and teachers and to afford opportunity for research work in all sciences and field of Engineering.
- (l) To take such steps by personal or written appeals, or by advertisement otherwise, as may be deemed expedient, for the purpose of publishing the functions and activities of the Trust, or of procuring contributions to the funds of the Trust in the shape of donations, subscriptions or otherwise to make, enact, alter, amend, repeal, re-enact and enforce rules and regulations from time to time for the management and conduct of the work, business, departments, offices and affairs of the Trust, and in respect of officers, staff, personnel, students, visitors and others connected with the trust or any of its works, institutions, activities of functions.
- (m) To negotiate and enter into the agreement with any government, University, Municipality or any other public or private authority which may seem conducive or beneficial, improved or rendered more efficient, work or activity of the Trust.
- (n) To purchase, take or lease or in exchange or otherwise acquire any movable or immovable property which may

Chaitanya Mohan
S. Misra Nanda Mohan
Nisipam Devi

Dr. B. B. Bhattacharya
Dr. B. B. Bhattacharya

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be deemed necessary, expedient and desirable for any of the objects of the Trust.

- (o) To borrow money or receive money or deposit upon such terms, funds and assets of the Trust, as the Board of Trustees shall deem necessary or expedient for the objects of the Trust.
- (p) To enter into and carry out arrangements for joint, working or for amalgamation, with any other association, society, institution or Trust, having objects within the objects of the Trust.
- (q) Generally to do all such other things as are deemed incidental or conducive to the attainment of all or any of the above objects.
- (r) The Trust shall be for the benefit of the institutions to be created by this Trust, and the institutions so created by this Trust shall be only beneficiaries.

TRUST FUND :

- (a) The Chairman-cum-Managing trustee and Secretary-cum-Managing Trustee shall stand possessed of the said Trust fund upon Trust and also to receive any income or interest, dividends thereof and voluntary contribution, donation and gifts and in the first place to

Girdhar Mohan
Prabha and a son
Nirupama Devi

21- Bilkish Bheem Mohanty
22- Brahmamula Ashwath

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reimburse themselves (other Trustee) or pay and discharge all the costs, charges and expenses incurred in or about incidental to the administration or execution of the Trust of powers vested by these presents and also all outgoing, taxes, rates, assessments, dues, duties, lies and other taxes payable in respect thereof and the cost of meeting of ordinary repairs to any immovable property if for the time being subject to the trusts of these presents and subjects thereto upon trust to apply the residue of the said interest, dividend and other income and at their discretion to utilize the whole or any part of the corpus of the Trust fund for charitable services in India including (i) relief to the poor, (ii) promotion of education, culture, literature, art and science and (iii) medical relief as per definition of "Charitable purposes" in section 2(15) of the Income Tax Act, 1961 as the Trustees may think fit and in such manner as the Trustees may think and for one or more such charitable purposes as aforesaid to the exclusion of one or more as the Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee may think fit so as not to violate the provisions of Income Tax Act, 1961.

Signature of Mr. B. B. Bhusan Mohanty
B. B. Bhusan Mohanty
Nimajana, Orissa

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Provided that the said income as well as the corpus of the Trust fund shall be utilized only towards charitable purposes as aforesaid in India and any accumulation of income shall also be made and deemed to be made for application to such charitable purposes as aforesaid in India in accordance with the provisions of Income Tax Act., 1961.

(b) Without prejudice to the generality of the foregoing objects or purposes but subject to the aforesaid, it is declared that the Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee shall each year jointly utilize the income of the Trust and may at tier discretion at any time and form time to time utilize the trust fund in or towards any one of the objects of the trust as mentioned in Cl. I.

(c) There shall be maintained all accounts of the Trust regularly, the accounts shall be audited by an auditor every year.

POWERS AND FUNCTIONS OF THE CHAIRMAN-CUM-MANAGING TRUSTEE AND SECRETARY-CUM-MANAGING TRUSTEE :-

Girdharpada Mondal
Nisargaanda Mondal
Nisargaanda Mondal

Dr. B. B. Mondal
Dr. B. B. Mondal
Dr. B. B. Mondal

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- (a) The Management and affairs of the Trust shall vest in the Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee who will represent the Trust or its institutions before all courts and authorities, and exercise such powers as is necessary for conducting the affairs of the Trust, or its institutions, with powers to nominate and whose decision in all matters shall be final.
- (b) To decide all questions arising in the administration of the Trust hereof and including all questions relating to the interpretations of those presents, the administration of any institutions maintained by the Trust or concerning anything or any matter relating to or connected with or arising out of these presents or the operation thereof. The decision of the Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee on all or any of the matters aforesaid shall be final.
- (c) To appoint and dismiss and reappoint executives, teaching staff, officials, Engineers, Doctors, nurses, clerks, care takers, attendants and other employees on such salary and on such terms as they may think fit.
- To delegate by power of Attorney or otherwise by way resolution, to any trustee or any other person or persons, powers and authorities implied by law or conferred by

Signature of Member,
Biswananda Mohy
Nimbanan, Dera

41- Balha Shuman Mahapatra
02- Bala Mahapatra, Bala

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statue or vested in the Trustees, the Trustee(s) shall, however, not be held liable or responsible for the acts or defaults of any such persons but only for their own respective acts and defaults.

(d) To deposit by way of safe custody and documents held by them relating to any property belonging to the Trust with any bank and to pay any sum payable in respect of such deposit.

(e) The Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee and Member Trustee is hereby authorized to invite or accept donations of money, shares, debentures, bonds and other movable or immovable properties from the Author / Settler or any one else by way of gift, grant, legacy, or otherwise on such terms and conditions as they may think fit not being inconsistent with the terms and conditions of these presents and such donations shall be made by the Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee as accretion and augmentation of the Trust fund.

(f) Whenever necessary the Chairman-cum-Managing Trustee or the Secretary-cum-Managing Trustee may up to retire or otherwise will have power to nominate his

Signature of Mr. Nandini
Prabhananda Mishra
02 - Bhubaneswar State Niyampana D. N.

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successor to be noted in the resolution of the board of Trustees and the successor so chosen will have all rights and liability like any other trustees. Such nomination may be changed from time to time.

- (6) The Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee shall be solely responsible to purchase, construct, or hire or take on lease any immovable or movable property for all or any of the purposes of this Trust at such price, cost or rent and on such terms and conditions and for such period and with or without options for renewal as he deems fit. In case the immovable property owned by the Settler or Chairman-cum-Managing Trustees or Secretary-cum-Managing Trustee or, including the member Trustee, is taken on lease, the rent payable shall not exceed the fair market rent, as assessed by the local authority or fixed by a well recognized or well known real estate dealer of the locality.

- (7) Where the Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee in the purported exercise of the Trusts, discretions and power, hereby or by law conferred, act on the advice of any counsel, solicitor or other lawyer, engineer, surveyor, land or

41- Bishu Bhawan Mahapatra
42- Bishu Bhawan Mahapatra
Signature of Mahapatra
Bishu Bhawan Mahapatra
Nirupama Devi

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estate agent, actuary or broker, cashier or Accountants or expert, they or other trustee(s) shall not be responsible for any loss that may result from acting on such activities but he act of commission shall be deemed to be authorized and proper, and the advice shall operate to protect the Chairman-cum-Managing Trustee or Secretary-cum-Managing Trustee and the other Trustee(s) in the like manner as if the act or commission shall be deemed to be authorized and proper and the advice shall operate to protect the Chairman-cum-Managing Trustee and act of commission had been directed or authorized under an order of a Court of competent jurisdiction.

The powers so vested will be exercised by the Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee jointly or severally or singly wherever it is necessary and such exercise of power will not invalidate any transaction.

(16) The Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee are hereby vested with the power to open and operate Bank Accounts jointly in any Bank and borrow or raises any amount of money from the

Shriprasad Mondal
Biswananda Mondal
Nimipama Devi

W-1- Billew Bhawan Mondal
B-2- Biswananda Mondal

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Nationalized Banks or other as may be required by the Trust upon such terms as may be deemed fit by them.

- (j) The Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee are vested with the power to let out, lease, devise, mortgage, charge or license any property belonging to the trust for such rent or compensation and on such terms and conditions and for such period as they may think fit.

- (k) The Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee is vested with power to reimburse themselves or pay and discharge out of the funds or any property subject to the terms of these presents and income thereof, all expenses that may be incurred in or about the execution of the trusts and powers of these presents, including reasonable amount of traveling expenditure incurred for attending any activity of the Trust.

- (l) Upon any sale or other transfer by the Chairman-cum-Managing Trustee and Secretary-cum-Managing Trustee, under the power aforesaid, the purchaser or purchasers, transferee(s) dealing bona fide shall not be concerned to see or inquire whether the occasion of executing or exercising such power has arisen or whether

Girdhara Mondal
Prasenanda Mohy
Nirupama Devi

Mr. Bille Bhann Mohy
Dr. Prasenanda Mohy

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the provisions as to the appointment and retirement of trustees herein contained have been properly and regularly observed and performed except that the decision to sell the properties has been taken in accordance with these presents. Neither shall the purchaser or purchasers, transferee or transferees be concerned to see to the application of the purchase money, or other consideration or be answerable for the loss, misappropriation or non-application thereof. The purchasers shall get a valid title in respect of properties purchased in good faith from the Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee.

- (vi.) Subject to any mandatory provisions of any law for the time being in force and applicable to the Trust, the Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee shall invest all moneys which shall require investment in any investments or properties of whatsoever nature and whatsoever situate and whether involving liabilities or producing income or not or upon personal credit with or without security and in the manner authorized by law and the Income Tax Act, 1961 for the investment of the Trust funds and to call, convert for exchange such investments and properties,

Co-liquidator Mandat
Rishaxanda Mohan
Nirupama Devi

Mr. Ashim Chandra Mohanty
Mr. Rishaxanda Mohan

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(g) The Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee are vested with the power to decide all matters pertaining to admission of students of any Institute managed by this Trust. Their decision in this regard shall be final.

(h) To compromise, compound, abandon, submit to arbitration or otherwise settle any actions, suits, proceedings, debts, claims or things whatsoever arising out of the administration of the Trust fund, or any instruction maintained and for any of these purposes may enter into, give, execute and sign agreement, instruments, arrangements, releases and other things as may seem to them expedient, without being liable or responsible for any loss occasioned by any act or things so done by them in good faith as fully as in they were absolutely entitled to the Trust fund and the said institutions without being answerable for any loss, occasioned in good faith.

(i) Both the Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee will have all powers of Board of Trustees when the Board of Trustees are not in sitting in

Siddhanta Mondal
Biswajyoti Mondal
Nirupama Devi

11 - Golden Shrike
12 - Black-headed Flycatcher

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the meeting. They will exercise the powers of the Board of Trustees jointly.

POWERS AND FUNCTIONS OF THE BOARD OF TRUSTEE :-

- (a) The Trustees may meet together for taking decision as to the work of the Trust. Adjourn and or otherwise regulate their meetings and proceedings as they may think fit. A resolution passed by circulation without any meeting of the trustee(s) and evidenced by writing under the hands of the majority of the trustees shall be valid and effectual as a resolution duly passed as a meeting of the trustee(s) held in accordance with the provisions of these presents. In case there is more than one trustee, then the Board of Trustees will decide about the quorum depending on the number of trustees. Notes made in the Minute Book relating to the Trust shall be conclusive evidence of the facts and matters noted therein. The Trustee(s) shall keep receipts and expenditure relating to the Trust funds and of any other institutions maintained or run by it.
- (b) To delegate by power of Attorney or otherwise by way of resolution, to any trustee or trustees or any other person or persons, powers and authorities implied by law of conferred by statute or vested in the Trustees by these presents. The Trustee(s) shall however not held liable or

Co-ordinators of work
Priseva nanda mohan
Nirupama Devi
W-1-Balhar Shyam mohan
W-2-Balhar mohan Pradeep

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responsible for the acts or defaults of any such person or persons but only for their own respective acts and defaults.

- (g) To set up one or more Managing Committees / Governing Council from amongst themselves or other persons nominated by the Trustee(s) for the routine and day-to-day management and administration of any such institution under their ultimate supervision and control. The members of such committees / councils shall be nominated for a period not exceeding two years. The Trustee(s) shall be entitled to frame the constitution and regulate the procedure of such committee and to delegate to them such powers as he / they may consider proper and necessary. The Trustee(s) will also decide about the quantum of sitting fee and traveling allowance to be paid to the nominated Council / Committee members.
- (h) To frame such rules and regulations for the management and made administration of regulations set up by the Trust as think fit and to alter or vary the same from time to time and to make new rules and regulations provided that such rules and regulations shall in no case be inconsistent with the terms of these presents.

Co-ordinator Manoj
President Nanda Noms
Nisupama Dhar

W1- Balbir Sharma Mahanty
W2- Pradip Kumar Mahanty

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- (B) To appoint any advisory committee to help the Trustees in the management of the affairs of the Trust or may institutions maintained or run by it and the discharge of their duties on such terms and conditions as they may determine.
- (B) To transfer all the assets of the Trust fund to any other Trust or institutions having objects similar to those of this Trust in the event of the trustees unanimously coming to the conclusion that they are unable to continue to manage the affairs of the Trust.
- (B) To do all such other lawful things as may be incidental or conducive to the attainment of there objects of the Trust.
- (B) For the receipt of any moneys paid or any stock, funds or securities or other investments transferred to them in the execution of any of the Trust or powers hereof or for the purpose money paid to them, the Trustee shall effectually discharge the person or persons paying or transferring the same there from.
- (i) The Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee or other Trustees shall not be entitles to use or apply any Trust property or income thereof for her / their personal benefit in lieu of or for remuneration

Girdheshwar Mondal,
Mineriganda Mohy
Nimphama Devi

W-1-Badhu Bhawan Mohanty
W-2-Badhu Bhawan Mohanty



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(and assistance) of the services rendered or to be rendered by him / her or them for the Trust except what remuneration has been provided for in this Trust.

(b) Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee will implement the resolution passed by the Board of Trustees within the powers conferred upon him.

The Author / Settler of the Trust will have no power to revoke the Trust deed, and also he shall have no power to amend, alter and abridge the Memorandum of Association and Rules and Regulations which may prove to be repugnant to the provisions of Section (2(15) 11 to 13 and 20 G of the income Tax Act, 1961, and also powers of the Managing Trustee indicated in clauses 5 & 6 above or Board of Trustees indicated in clauses 7 above as provided in this Trust Deed.

The Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee will receive such monthly remuneration commensurate to services rendered by them as the Board of Trustees may decide from time to

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time and they will be entitled to suitable residential accommodation on payment as decided by the Board of Trustees.

The Chairman-cum-Managing Trustee & Secretary-cum-Managing Trustee shall be entitled from the Trust all secretarial facilities and other assistance for the due discharge of their duties and responsibilities.

This Trust will subsist as long as one or all the institutions created or established under this Trust would continue to exist.

The Trust hereby established shall be irrevocable.

TRUST IN HEREDITY :-

The present Trust Board shall continue to hold office till their retirement / resignation or death.

On the event of any of the Trustee retires / resigns or dies his / her nominee or heirs in the line shall automatically be inducted to the Trust Board and all trust property including assets and liability shall be vested on him / her as hereditaments.

Signature of Mr. Nisarga Nanda Mohan Nisarga Nanda Mohan Nisarga Nanda Mohan

Signature of Mr. Nisarga Nanda Mohan Nisarga Nanda Mohan Nisarga Nanda Mohan

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IN WITNESS WHEREOF, the parties hereto have set their respective hands and seals the day and year first hereinabove mentioned.

Signed sealed and delivered by the within named author / Settlor of the Trust, in the presence of

WITNESSES:

1. Badhan Chuson Mohanty
At P.O. Balasore
Dist - Khurda.
5/12/06

Badhan Chuson Mohanty
5/12/06
CHAIRMAN-CUM-
MANAGING TRUSTEE

2. Brahmananda Mohanty
At P.O. Balasore
Dist - Khurda.
5/12/06

Brahmananda Mohanty
5/12/06
SECRETARY-CUM-
MANAGING TRUSTEE

Nimbananda Mohanty
MEMBER TRUSTEE 5/12/06

CERTIFICATE

Certified that this deed of Trust is being dictated by me and typed by in my office and the executants are my client.

ADVOCATE
(B.N. Sahoo)