



കേരളം केरल KERALA

H 356154

TRUST DEED

Presentant

V.Ummer



Declaration of is made at **THIS DEED OF TRUST EXECUTED ON**
this 23rd day of November Two Thousand Twelve at Perinthalmanna
by Mr.V.UMMER,Aged 49 years, S/o.Hassan Haji, Business,
Residing at Valiyathodi House, (House No.2/481 ID FQJ 3280815)

V. Ummer

No. 18910 Value Rs 1000

Valiyathodi Ummer Kunnakkam

23.11.2012

Doc No 419 / 12

P. SATHIA NADHAN
S.I.O. VENDOR
PERINTALMAN A

Presented in the Office of the Sub Registration Perintalman after affixing the photograph and this impression of the presentant under Section 32 A at 12.50 pm on the 27th day of November 2012 and paid a fee of rupees four hundred and three only by



Valiyathodi V. Ummer [Signature]

27th day of November 2012 Sub Registration

Execution admitted by P.A. Saseendran

Valiyathodi V. Ummer [Signature]

S/o Hassan Haji Business

Kunnakkam,
Idemthi Road

1. POOLAKKAPARAMBIL FAISALALI [Signature] S/o Mohammed Business
Kunnakkam.

2. AHOLIYATH. ABDUL MAJIED [Signature] S/o HAMZA

KOLI MANALAYA

27th day of November 2012 Sub
Registration P.A. Saseendran

Released to Presentant



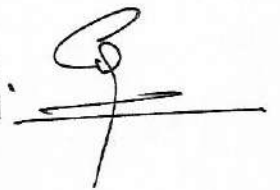
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Kunna kkvu Post, Malappuram Dt. PIN – 679 340 (Hereinafter called the SETTLER) with my full and free will and with all knowledge of what I am doing hereby.

WHEREAS I have long cherished desire for constituting a Charitable Trust with a sum of Rs 10,000.00/-(Rupees Ten Thousand Only) set apart for promoting Education for the needy people.

W. Ummel. 

18/11/22

NO. 18912 Value Rs 500

Vchye Shodi Ummar kunnakkalam

23.11.2012

P. SATHIA NADHAN
S.R.O. VENDOR
PERINTALMANNA

Registered as NO 419 of 2012
of Book W of No Lume 249
15 sheets 2nd sheet

Doc. No. 419 of 2012 of Book
Sheets 15 Sheet 2



AND WHEREAS the Settler hope that the said interests can be attained by devoting the said amount to the cause of best interest and consideration of the members of the whole community disregarding their caste creed or colour.

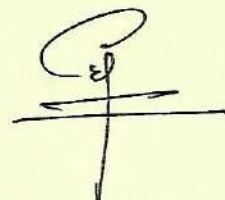
AND WHEREAS the Settler has constituted a Trustee Board consisting of persons named below, who have agreed to be and are willing to act as Trustees, for the purpose of carrying out the objects of the Trust in accordance with the provisions of the Trust as set forth hereunder

AND WHEREAS the trust shall be for public charitable purpose and the words "Charitable Purpose" mentioned herein shall have the meaning assigned to these words in section 2(15) of the Income-tax Act, 1961.

NOW THIS DEED WITNESSETH and the Settler do hereby declare as follows:

1.NAME OF THE TRUST: Mercy Trust for Education and Charity

2.TRANSFER: The Settler do hereby grant and set apart a sum of Rs.10,000/- (Rupees Ten thousand only) trustees designed below with and subject to the powers herein after expressly stated.

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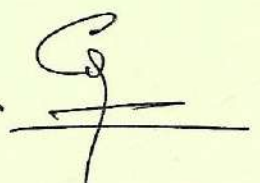
Doc. No. 469 of 2014 of 2014
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3. OBJECT OF THE TRUST:

a. The main objects :-

- i. To establish, develop and maintain Polytechnics, Engineering and Technical Institutions to impart Technical Education on charitable basis to the needy people without any caste, creed and creation.
- ii. To spread education in all fields and for achieving the said object to establish, maintain, run, develop and improve technical institutes, schools, colleges, nursing and/or other vocational institutions, industrial schools, Medical, Dental and/or other Technical Colleges, child welfare centers and/or such other Charitable institutions in India.
- iii. To establish, maintain and run students', sponsorships, scholarships and render other kind of aid to students including supply of books, stipends, medals and other incentives to the students.
- iv. To Improve quality of existing institutions through research, consultancy and intervention programs.
- v. To do charitable activities like relief to poor, medical relief and advancement of objects of public utility. Work towards the improvement of all classes of people through seminars, classes etc. of national importance
- vi. To carry on all similar and incidental activities for the advancement of Technical Education for the general public.

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Doc. No. 419 of 2022 of Dept
Sheets 15 - Sheet 4

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a. Other Objects :-

- i. To encourage social, cultural and charitable well being of Individuals and the society as a whole.
- ii. To function as much as possible for national integration, propagations of human thoughts, protection of rights of women and other backward people of the society.
- iii. To establish, maintain and support homes for the aged, orphans or other establishments for relief and help to the poor, needy and destitute people, orphans, widows and aged persons.
- iv. To help girls in indigent circumstances for the conduct of their marriage.
- v. To render all services required for the benefit, upliftment and prosperity of all sections of people without any discrimination of caste and creed.
- vi. To start development programmes in association with local bodies and other nonprofit organizations.
- vii. To spread education to the physically handicapped and disabled or mentally retarded persons and to provide education food clothing and other help.
- viii. To assist, establish, maintain or give donations to sanatoriums, maternity and child welfare centers and other clinics in Rural and/or Urban areas, and to assist/promote family welfare programs and other such social programs.
- ix. To establish, maintain, run, develop, improve, extend, grant, donation, for and to aid and assist in the establishment, maintenance, running, development, improvement and extension

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Uncl. No. 419 of 21/2 of Book
Sheet 15 Sheet 5

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of hospitals, clinics, dispensaries, scan/counseling centers and all other similar institutions and afford treatment to alleviate human sufferings as well.

x.To assist, establish, maintain or give contribution and aid to dispensaries, hospitals and other institutions rendering medical aid.

xi.To give medical aid to the poor and deserving people without any cast creed and creation.

xii.To helps the people suffering from natural calamities, epidemics and other diseases.

4. a) BOARD OF TRUSTEES:

- 1)Mr.V.Ummer,(Chairman),Aged 49 Years,Business S/o.Hassan Haji,Valiyathodi (House),Kunnakkavu. PO, Malappuram. Dt, Pin-679 340
- 2) Mr. Anas.V, (Vice Chairman),Aged 37 Years, Business,S/o.Mara kkar (Late),Valiyathidi (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
- 3) Mr. Faisal Ali.P, (General Secretary),Aged 35 Years, Business S/o.Mohammed,Poolakkaparambil (House), Elad.PO, Malappuram.Dt, Pin-679 340
- 4) Mr. N. Shamsudheen, (Joint Secretary),Aged 40 Years, Business, S/o. Kunhalavi,Naduvakkattil (House),Kunnakkavu.PO,Malappuram.Dt, Pin-679 340
- 5) Mr. AbdulNazar (Treasurer),Aged 45 Years, Business,S/o. Abdu Haji ,Madala (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340

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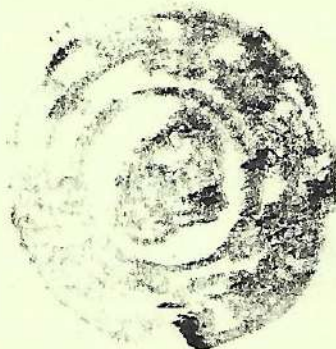


Doc. No. 419 of 2002 of Board
Sheets 15 of 6

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- 6) Mr. Shemim P.K, Aged 37 Years, Business,S/o.Usaankutty, Pacheerikuth (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
 - 7) Mr. Yakoob Iqbal,Aged 44 Years, Business,S/o.HassanHaji, Valiya thodi (House),Kunnakkavu. PO, Malappuram. Dt, Pin- 679 340
 - 8) Mr. N. Suhaib, Aged 44 Years, Business,S/o. Saidali .N, Naduva kkattil (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
 - 9) Mr. Abdul Kabeer Rifai,Aged 44 Years, Business,S/o.Unneen, Mundukattil (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
 - 10) Abdussamad,Aged 30 Years, Business,S/o. Mohammedkutty (Late),Purayath (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
 - 11) Kunhimammed, Aged 35 Years, Business,S/o.Hamsa, Kootampara (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
 - 12) M.Khaleel Abdul Jaleel,Aged 46 Years,Business,S/o.Kunha mmu,Madala (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
 - 13) Adam Abdul Malik, Aged 44 Years, Business, S/o. Abdu Haji (Late), Madala (House),Kunnakkavu.PO,Malappuram.Dt, Pin- 679 340
- b) According to the circumstances and necessity of occasions as felt by the board, the Trust is empowered and authorized to enlarge its strength by nominating members from outside at any time, subject to the condition that such nominations shall be supported by 2/3 of the total members of the governing body of the trust.

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Index No. 419 of 2002 of Books
Sheets 15 - Part 7

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c) The members of the trust shall meet at least once in every year within nine months from the end of the financial year. The notice for calling such meeting shall be served to the local address of the trust member before 15 days of such meeting. The quorum for such meeting shall be $1/3^{\text{rd}}$ of the total members of the trust.

5.GOVERNING BODY:

The trust members shall elect a five member governing body for the smooth conduct of the day to day matters of the trust.

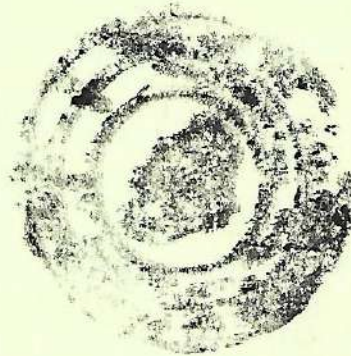
6.DURATION OF THE GOVERNING BODY:

The governing body constituted as clause no. 5 will be for a period of two years and shall be reconstituted before the end of two years for the date of the constitution of the governing body. The decisions of re-constitution of the governing body shall be approved by the majority of members of the trust members present at the meeting. Any vacancy in the body occasioned by death, resignation, dismissal or otherwise shall be duly filled up by nominating members from outside by the remaining trustees, the nominee having been honest and trust worthy, with a majority of the total members of the governing body.

7. OFFICE OF THE TRUST

Office of the trust shall be at Kunnakkavu, Malappuram Dt and the governing body shall have power to shift the office to any other part of Kerala State or open sub offices in such places as are deemed fit by the Board for the smooth functioning of the Trust.

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Doc. No. 419 of 2002 of Book
Sheets 15 - 28

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8.FUNCTIONS OF THE GOVERNING BODY

The governing body shall govern, manage and administer the trust and trust properties to the best interest of the trust and its beneficiaries, discharge the duties with due care and ability and fulfill the purposes herein described with utmost sincerity.

9.AREA OF OPERATION

The objects/ activities of the trust shall be carried out only in India

9A.TRUST FUND

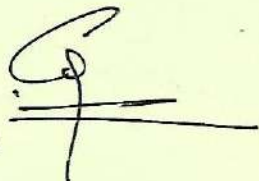
The Trust General Fund is Ten Thousand Rupees Contributed by the Settler

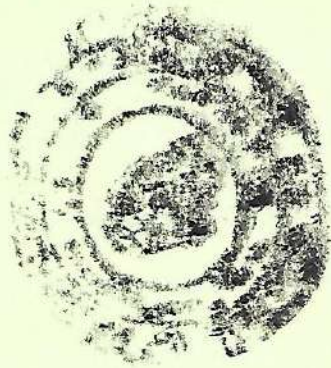
10.POWERS OF THE GOVERNING BODY

1.The governing body shall approve an annual budget for the ensuring financial year categorizing the heads of income and expenditure. But the Board is at liberty to expend unspent amount of one category to the other according to importance, urgency and circumstances.

2.The governing body shall have power to accept the Trusteeships or managements of any other trusts or endowments and such trusts, or endowments shall be administered under the provisions of this deed in addition to any other agreeable directions made by the donor of such trusts or endowments.

3.The governing body shall have the power, subject to the approval of the 2/3rd members of the governing body, to do charitable activities along with other charitable organizations

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Doc. No. 419 of 204 of 1908
Sheets 15 of 9
Sheet

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having similar objects or to accept aid from such organizations for the smooth conduct of the trust.

4.The governing body shall appoint the necessary staff, employees and other officials for the functioning of the trust and shall have the power to decide all matters relating to such appointments and other relevant factors in connections with the same.

5.The governing body shall have power to acquire, accept or receive all endowments, gifts, grants, donations and any other contributions of any sort, movable or immovable made to this trust by individuals, groups, families, organizations or associations whether incorporated or not or by any Governmental State, Central or Foreign and all such endowments gifts, grants, donations and contributions would be considered as part of this trust properties and their managements, income and expenditure shall be unconditionally carried on as per the provisions of this deed.

6.The governing body shall not have the power to sell the properties of the Trust or any part thereof except in cases of unavoidable necessity and circumstances for purchasing more beneficial properties, movable or immovable, and no such sale or transfer of the trust property shall be made by the trustees without the prior sanction of the Chairman. But the governing body shall have the power to pawn, pledge, mortgage or lease the board properties to borrow and to raise funds and loans for the purposes

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Doc. No. 419 of 2002 of Docs
Sheets 15 Sheet 10

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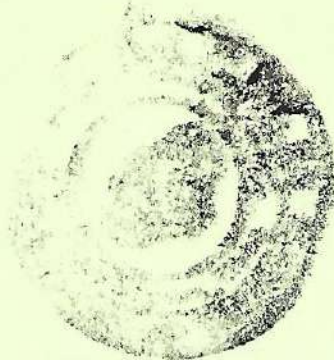
of this Trust and no such sale, pawn, pledge or mortgage or lease shall be valid unless made after the decisions of the board by 2/3 majority of its existing strength.

7.The governing body shall deposit the funds of the trust in such bank or banks as is or are decided by the board in the name of the trust and unless and until otherwise decided by the board the chairman and secretary of the board shall have power to negotiate and operate jointly on such bank accounts by issuing joint signed cheques or bills and drawing amounts more than the annual budgetary estimate without the special sanction of the governing body.

8.The governing body, if and when deemed fit by them, may delegate their responsibility, rights and powers as defined in the clauses of this deed (by a 2/3 majority of its total strength) to execute committee elected from among them of not more than three members including the Chairman of this Trust. The board of trustees shall have the right to suspend or terminate the said executive committee at any time of their choice by the same majority.

9.Chairman Of The Governing Body :- Mr. UMMER .V shall be appointed as the First chairman of the Trust for two years or until he resigns whichever happens earlier and after that the board shall elect one among its members as the chairman who will hold

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Dist. No. 419 of 2001 of Dist
Sheets 15 Sheet 11


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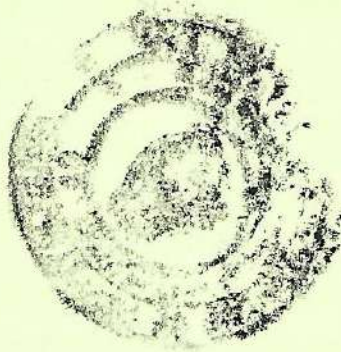
office for two years or the tenure of the governing body at that time whichever earlier and thereafter leaving the post for new elections, there being no bar for the vacated chairman for re-election. In addition to the Chairman one Vice Chairman, One Treasurer, One Secretary and One Joint Secretary shall be elected among the governing body members for the assistance of the Chairman in his duties. The governing body, if deemed necessary, can change the chairman at any time by passing a resolution at the meeting of the governing body.

10. The Chairman will preside over the Board meetings, supervise the functioning of the Trust and give necessary directions to the proper administration of the Board and shall represent the Board in all actions, civil, criminal and revenue and in all offices of the Government, Central, State or foreign, including income-tax and sales-tax offices and before all or any appellate authorities of such offices, unless and until decided otherwise by the Board.

11. Casting Vote Of Chairman:- Where the members of the Board in session is equally divided in voting, the Chairman will have the right of casting vote and the finality of the matter in dispute will be decided accordingly.

12. Treasurer :- A treasurer of the Trust for two years and shall be appointed from the existing governing body members and the treasurer so appointed shall be responsible for the maintenance of the accounts including the preparation of the annual budget.

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Doc. No. 419 of 2802 of Book
Sheets 15 Sheet 12

C

13. **General Secretary** :-A General Secretary of the Trust for two years and shall be appointed from the existing governing body members and the General Secretary so appointed shall be responsible for the day to day administration and management of the trust, maintenance of minutes, reports and convening of meetings etc.

14.The governing body shall sit in session atleast once in every six months. The Secretary shall submit before the Board in every sitting the working report of the Trust and the budget for the next year in the primary session of the year.

15.The notice to the meeting shall be served to every member by registered post / Courier / E-mail before three days of convening the meeting.

16.The quorum of the governing body shall be three members present and all the decisions of the Board shall be in writing and by the majority of the members present. The members of the governing body shall not question the majority decision of the board. But the governing body will have its discretion to review its own decisions. In case one meeting of the governing body is postponed for want of quorum the second meeting shall be conducted with the trustees present, irrespective of quorum.

The minutes of every Trust meeting shall be recorded in the minutes book and is to be signed by the Chairman, which shall

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Doc. No. 419 of 2002 of Book
Sheets..... 15 Sheet 13

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thereafter be treated as evidence that the proceedings of that meeting were passed.

17. Any Trustee or Trustees whose act or/and behavior are found detrimental to the interests of this Trust may be dismissed by the governing body by a resolution approved by the majority of 2/3 of the total strength of the board.

18. AUDITING:- The accounts of the Trust shall be regularly maintained every year, the accounts shall be closed by 31st March and the same shall be audited by a qualified Chartered Accountant.

19. INVESTMENTS OF THE FUNDS:- The investments of the funds of the Trust shall be in accordance with the provisions of section 11(5) read with section 13 (1) (d) of the Income Tax Act

20. ACT APPLICABLE:- That the Trust is to be governed by the provisions of the Indian Trust Act (Act II of 1982)

21. IRREVOCABILITY:- This Trust is an irrevocable Trust

22. REGULATIONS:- By a majority of 2/3 of the trustees, the board shall have power to frame regulations, helpful and ameliorative to the conduct and running of the Trust but the regulations so framed shall be in no case be derogative or circumventing the directions of this deed.

23. AMENDMENT OF RULES AND REGULATIONS:- The rules and regulations of the Trust may be amended or altered after obtaining approval by 2/3 of the members present and as may be

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Doc. No. 419 of 2002 of Book
Sheets 15 Sheet 14

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necessary form the Commissioner of Income-tax or such other appropriate authority under the law for the time being in force and any amendment or alteration so made shall be deemed to form part of the original Trust deed.

24.UTILISATION OF THE INCOME:- The income of the Trust shall be utilized solely towards the objects of the Trust and that the fund, assets shall not be utilized for payments to author/ trustees/ members by way of profit/ interest / dividend

25.CESSATION:- In the event of cessation of the Trust the same shall be merged with other Trusts having same and/or similar objects or with the Central Government

IN WITNESS WHERE OF I Ummer.V, have signed this deed of trust on the day, month and year first above written in presence of the under mentioned witnesses at Perinthalmanna

1. Pookkatt Rakketai Pillai
S/o P. Kamalam Po Patahikara 679322

2. Seetham Alathal Radhul Chs
S/o Radhul Chs Thalungarabom.

Prepared Computer typed and manuscript portion written by Pookkatt Radhakrishnan
LNo.MDA 181.MSA 80 S/o P.Kamalam
Po.Patahikara Pin 679322

Not of Corrections Nil.

U. Ummer V. Gay



Doc. No. 419 of 2002 of Book 4
Sheets... 15 ... Sheet 15

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