

196/ 8/ 40/ 92

30 Rs.



Stampable under Rule 21 (not stamped to
or does not require Stamp duty) on
Indian Stamp act, 1899, Schedule I, No.....

Fee Paid

Distt. Sub-Registrar
Darjeeling

Dated 8/11/19 98

Rs. 7=00

Ambir Singh Gurung

DEED OF TRUST

THIS DEED OF TRUST is made the 2nd day of November
One Thousand Nine Hundred Ninetytwo

BETWEEN

SRI AMBIR SINGH GURUNG son of late Manohoj Gurung,
resident of Village Bijanbari, P.O. Bijanbari, P.S. Pul Bazar,
District Darjeeling hereinafter referred to as the SETTLOR

which expression unless excluded by or repugnant to the
context mean and include the Settlor his heirs, executors,
administrators, legal representatives and assigns of the
ONE PART

AND

contd...2...

8167

21/1/92

Amber Singh Gung, Bijnanpur

30

Amber Singh Gung



presented for registration on the 2nd day of October 1992 at the Sub-Registry Office, Darjeeling

Amber Singh Gung

Signature of Presentant

District Sub-Registrar
Darjeeling

Occupation is admitted by *Amber Singh Gung*
Son of *Sh. Manohar Gung*
of *Bijnanpur*
Thana *Pool Bazar*
District *Darjeeling*
by Cause *Family*
Representation *subvoter*

admitted by *B. K. Prasad*
Son of *B. Das*
of *Dist. Court*
Thana *9*
District *Darjeeling*
by Cause *Family*
by profession *officer*

B. K. Prasad

Amber Singh Gung



B. K. Prasad
District Sub-Registrar

Ambir Singh Gurung

- (1) DEO PRASAD BHAR son of Late Gour Chandra Bhar, resident of B.T.College, Darjeeling Town, P.O., P.S. and District Darjeeling.
- (2) SHRI AMBIT SINGH KHATI son of late Lal Singh Khati
- (3) SHRI ASHOK KUMAR MARDA son of late Satya Narayan Marda
- (4) SHRI RAJINDRA KUMAR RATHI son of late Ram Swarup Rathi
- (5) SHRI OM PRAKASH GUPTA son of Shri Ram Narayan Gupta
- (6) SHRI LAXMI NARAYAN DUDHANI son of Shri Ph^ysr^{aj} Dudhani
- (7) SHRI T. NUM son of late Ragay NUM and *Adi*
- (8) SHRI AMBIR SINGH GURUNG son of late Mandhoj Gurung, Nos. 2 to 8 being residents of Village Bijanbari P.O. Bijanbari, P.S. Pulbazar, District Darjeeling all hereinafter collectively and severally referred to as the TRUSTEES which expression shall mean and include the Trustees and each of the Trustees and their successors in office and assigns of the OTHER PART

WHEREAS the Settlor is desirous of creating a Trust in the name and under the style of DR. S. RADHA KRISHNAN MEMORIAL CHARITABLE TRUST amongst others for the purposes of



Board's Single Query

- a) To impart education to the Children in all the streams including on Science, Art, Culture and Morality with reverence to age old Indian Culture and tradition.
- b) To inculcate the sense of discipline, Self realisation, dignity of labour and patriotic feeling amongst the students.
- c) To provide for medical and other reliefs to the need people.
- d) To help aged physically handicapped and indigent people and students and for that purpose to establish old age homes, vagarant homes, students day homes orphanges etc.
- e) To spread and propagate brotherly feelings amongst the different sections of people.
- f) To educate people on health , sanitation family welfare, environment and other social welfare activities.
- g) To promote cultural activities and for preserving the traditional cultures of different people.
- h) To run educational institutions and take over management and ownership of the existing Vidya Jyoti Academy at Bijanbari with all its assets and liabilities.

Ambia Singh Garg

- i) To start new educational institutions and hospitals, dispensaries and undertake other health and education programmes.
- j) To Co-Operate with government, Local Bodies and other public or Private bodies to solve the social, educational, cultural and health problems of the common people.
- k) To collect Govt. grants, subsidies etc. and to receive gifts donations, etc. from the people for the purposes of the Trust.
- l) To own and sale properties including immoveable properties for better and efficient functioning of the purposes for which the Trust has been formed
- m) To negotiate and accept loan from Banks, individuals etc. for further development of the purposes for which the Trust has been created and for that purpose if required to encumber the properties of the Trust. AND

WHEREAS the Settlor desirous of creating a Trust with respect to the properties as described in the Schedule below for the purposes as stated hereinabove and also to hereinafter appesring

NOW THIS INDENTURE WITNESSETH that the settlor hereby conveys transfers and assigns to the Trustee the properties described in the Schedule hereunto annexed TO HOLD THE

Ambar Singh

the same to the use of the Trustees upon the following Trusts namely :-

- a) To name the Trust as DR, S. RADHAKRISHNAN MEMORIAL CHARITABLE TRUST with now power to change the name at any time.
- b) To have the office of the Trust at Village Bijanbari , P.O. Bijanbari, P.S. Fulbazar, District Darjeeling with power to change the officel the Trust to any other Place for the better and more efficient running of the Trust affairs provided the Trustees by majority decision agrees to such change in address.
- c) The Original Trustees shall hold office for life provided they do not become functus officio disqualified for the reasons as stated hereinbelow.
- d) The Original Trustees shall have the power to nominate another person as a Trustee in his or their place during their life time in his or their place and/or line of him or them as the case may be but such nominated Trustee shall have no such power to nominate any trustee as being enjoyed by the original Trustees.
- e) The Trustees including the original Trustees may vacate him or their office by resignation.

Amelia Leigh Perry

- f) Any vacancy created in the Board of Trust by death, resignation, disqualification and/or being expelled and/or ceasing to be a Trustee shall be filled in by the majority of the remaining Trustees decided and/or elected in a meeting specially called for the purpose.
- g) Any trustee shall cease to be a Trustee if he absence from three consecutive meeting without any leave from the Board of Trust.
- h) The Trustees shall amongst themselves elect president, Vice- President, Secretary and Accountant Cum Treasurer.
- i) If any Trustee including the original Trustee is declared an Insolvent or is convicted in a Court of Law in an offence of moral Turpitude the said Trustee will automatically cease to be a Trustee.
- j) The Board of Trustees in a meeting shall have the power to expel a Trustee including the original Trustees by a resolution passed with ~~simple~~ ^{two} majority of the members present in the meeting for any act of offending Trustee which is prejudicial to purposes for which the Trust has been created or is found otherwise unfit to remain a Trustee.
- k) The quorum of a meeting for the Trustees shall be 50% of the Total numbers of Trustees and resolutions will be passed by simple majority in the meeting except in the case of ~~expulsion~~ ^{expulsion} of a Trustee for which Special

- l) Trustees shall not have any power to invest surplus money available in the Trust fund in any Scheme other than Government Security and/or Bonds or in fixed deposit with any nationalised Bank or in any other scheme which may be floated by such nationalised Banks.
- m) No body can be elected a Trustee unless he or she as the case may be makes a donation of atleast Rs. 2000/- Towards the Trust fund and the Trustees shall have the power to increase the amount of said minimum donation.
- n) The Trustees shall have the power to increase the number of Trustees to the maximum number of fifteen.
- o) For which no provision has been made in this Trust Deed, the Trustees shall have all the other powers as provided for in the Indian Trust Act or may be provided for in its succeeding Act.
- p) Accounts will be audited within four months from the end of Account year which will be 1st. April to 31st. March of the next year.

AND IT IS HEREBY agreed and provided for that in the event of the Trustees being unable to run the Trust the public and/or the beneficiaries shall have the power to move the Court for reconstitution or for forming a Scheme for running the object of the Trust and/or to merge the Trust to some other similar trust or Government agency.

AND IT IS HEREBY agreed and declared that the Trustees herein appointed or to be appointed in future as hereinafove provided shall subject to the limitations as stated hereinabove shall have full power at any time to sell transfer alienate or convert any one or more of the properties of Trust which is now at their disposal or may be acquired hereafter and to convert the proceeds in other properties and other Government securities and bonds as are prescribed by law.

IN WITNESS WHEREOF THE SAID AMBIR SINGH GURUNG has hereto signed at Darjeeling the day and year first above written in presence of :

WITNESSES :

Ambir Singh Gurung.

AMBIR SINGH GURUNG
SETTLOR

1. *B. B. Rai*
2. *Belam Gurung.*

SCHEDULE ABOVE REFERED TO

Rs. 21,000/- (Rupees Twentyone Thousand) only

in cash donated by the Settlor.

DRAFTED BY ME & TYPED IN MY
OFFICE.
Barha
ADVOCATE DARJEELING

Ambir Singh Gurung.



Registered in

BOOK No. I
Volume No. I
Page No. 71 to 74
Being No. HC
For the Year 1995



[Handwritten Signature]
District Sub-Registrar
Darjeeling