

APEX EDUCATIONAL & CHARITABLE TRUST

This Trust made the 14th days of January 2005 between.

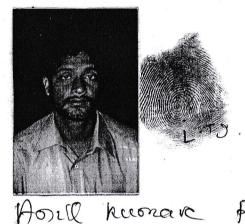
Apex English Medium School represented through its Secretary Anil Kuamr Ray, Aged -32 yrs.S/o- Adwaita Prasad Ray, At - Sitaleswar, P.O/P.S/Dist - Jajpur (Here in after called as the Founder/Managing Trustee//Settien).

1. Gati Krushna Nayak, Aged - 32 Yrs, S/o -Gagan Chandra Nayak, At- Olaga, P.O- Aradi, Dist:-APEX ENGLISH MEDIUM SCHOOL Bhadrak.

m-Director Apex English Medium School

A every 2 6 Quenion 5202 April numan AJIZUR RAHEMAN KHAN STAMP VENDER D. S. R. OFFICE. JAJPUR LOFY Presented for registration in the Office of the District Sub-Recipter, Jajpur botween 10.A. Marad 2: 30 P.M. the feet units? on 14th 55. J. 000, 2000 B Anel Roman Ray S AD Waita pracador R W of Setalecontor P.O. Jay Pr Pros P.S. JCipur. by protection cultivation (with P. P. Lize Liver P) Runwar xecutant.) REGISTERING OFFICE, April human Rece EXECUTION IS ADMITTED BY THE **JAJPUR** bt ABOVE ANIX K Aoril heenarc Reary 翻 PROKAN KUMOR Nohest S/Comparenter place parage has 14.1 (P. Lepon) PROFESSION CHURCH Surver REGISTERING OFFICE **JAJPUR**





2. Adwaita Prasad Ray, Aged - 65Yrs, S/o- Late Lokanath Ray. At/Po-Banka Muhan, Dist - Bhadrak 3. Ajit Kumar Ray (Adv.) Consultant. S/o- Adwaita Prasad Ray. At - Aparti Bindha P.O/Dist - Bhadrak .< 4. Sashi Bhusan Bindhani Aged- 32Yrs, S/o- Late Bhagirathi Bindhani At/Po-Binjharpur. Dist - Jajpur. 5 5. Anjan Kumar Ray, Aged - 29Yrs, S/o - Sri Adwaita Prasad Ray. At- Sitaleswar P.O./Dist/P.S.-Jajpur Smt. Alaka Ray, Aged - 27Yrs, W/o- Sri Anil Kumar 6. Ray, At- Sitaleswar, P.O./Dist/P.S. - Jajpur

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(Herein after called as the trustees)

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Whereas the founder is a social worker & Founder Secretary of the Apex English Medium School managing committee. The Apex English Medium School (here in after called as school) is the absolute owner of properties more particularly described in schedule 'A' & 'B' annexed hereto. Managing committee of the said school is looking after the schedule 'A' & 'B' properties on behalf of the school. Managing committee of the school in its general body resolution Dt 24th. March Rock felt necessity of creating a trust board under Indian Trust Act for running and managing the school smoothly for the education of children in the educative and vocational pursuits. And humave

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Managing committee has empowered its founder secretary Sri, Anil Ku. Ray to create a trust and endowing the properties of the school described in schedule 'A' & 'B' and to set aside schedule 'C' property & Rs. 10,000/from his own pocket and each trustee will pay Rs. 2,000/ - for the purpose of running & managing the school smoothly for the larger interest of the students studying here. After the registration of trust deed the managing trustee and trustees will pay such amount as general body of managing committee in its resolution dated. <u>D1244th.March Acc</u> passed.

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Whereas the founder in desires of endowing the said properties for the running the school.

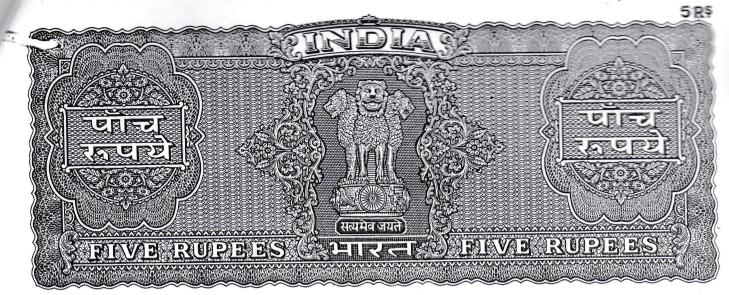
And where the Trustees have agreed to carry out the trust herein created.

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Now it is hereby agreed as follows :-

1. SHORT TITLE AND COMMENCEMENT.

- a. This constitution shall be called the constitution of the APEX ENDUCATIONAL AND CHARITABLE TRUST, LALITESWAR NAGAR, JAJPUR.
- b. It shall be deemed to have come into force from the dt. 1415. Jappung 2005.....

2. OBJECTS :-

 To open, run and continue the Apex English Medium School or any other educational institution for the education of Arts, Science & Culture and Vocational pursuits and to develop character of the students as well as to educate them physical culture etc.

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 To establish and maintain a boarding house for the students who receive education in the school. ADIU RUDIANC

- To open and establish new schools anywhere in Orissa under its supervision and management.
- d. To promote education.
- e. To strive for welfare of the youth.
- f. To take up such other activities in the field of education and culture as the trustee decide from time to time.
- g. To run and managing the sick schools or institution.

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4. NAME & CHARACTER OF THE TRUST :-

The trust board shall be called 'Apex Educational and Charitable Trust" for managing the 'Apex English Medium School', Laliteswar Nagar, Jajpur & any other school that would be established or managed from time to time. Kuman

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The trust board shall be a permanent body until it is dissolved by the trustees and would be registered as a trust under Indian Trust Act and shall sue an**s** sued in that name.

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5. PLACE OF FUNCTION :-

The place function of the institution and its Trust Board shall be at Laliteswar Nagar, At/P.O./P.S./Dist - Jajpur. It may changed in future if circumstances so demand.

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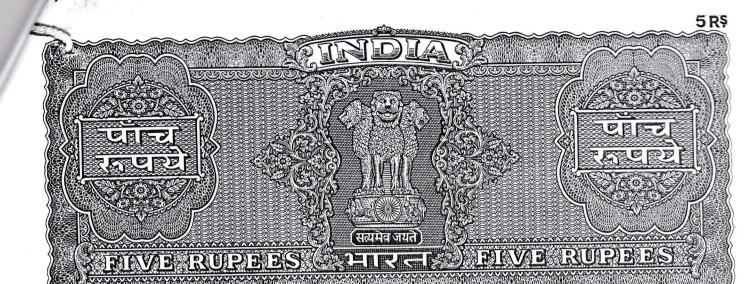
6. THE NAMES, ADDRESSES, DESIGNATION, OCCUPATION & SIGNATURE OF TRUSTEES :-

The names, addresses, designation, occupation & signature of the trustees to whom the management of the affairs of the 'Apex English Medium School' is entrusted as per resolution dated 20.04.204 as specified in schedule below.

| SI. | Name | Address | Designation | Occupation | The Association |
|------------------------------------|--------------------------------------|---------------------|---------------|------------------------|-----------------|
| 1. An | il Kuamr Ray | Sitaleswar | B.com | Secretary | |
| | ti Krushna Nayak waita Prasad Ray | Olaga Sitaleswar | B.com B.A. | Business Rtd. Govt. | |
| 0.7 10 | | | | service | C |
| 4. Ajit Kumar Ray Aparti Bindha | | | M.A.L.L.M | Advocate | 1 |
| 5.Sashi Bhusan Bindhani Binjharpur | | | B.A. | Teacher | . (|
| 6.An | jan Kumar Ray | Sitaleswar | B.A. | Business | |
| 7. Sr | mt. Alaka Ray | Sitaleswar | B.A,B.E.D | Principal | (· · |

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7. RULES OF APEX EDUCATIONAL AND CHARITABLE TRUST :-

The rules of Apex Educational and Charitable Trust for management of Apex English Medium School is as follows :- kumar Ro

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- This rules may be called as the rules of the Apex Educational and Charitable Trust for management of Apex English Medium School.
- ii) **DEFINATION :-** In these rules unless the context requires otherwise :-
- a. Trust Board means & includes all the members of 'Apex Educational and Charitable Trust.'
- b. "Trustee"means and includes the members of the Trust Board.
- c. "Managing Trustee" means and includes the trustee on whom the management of the Apex Educational and Charitable Trust and Apex English Medium School is entrusted and in whose direction and supervision all works of the schools as well as the board will be carried on.
- d. 'Board' means trust board.
- e. 'School' means Apex English Medium School.

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8. <u>COMPOSITION OF APEX EDUCATIONAL AND</u> CHARITABLE TRUST :-

The trust board comprising all the trustees on whom the management of affairs of the Apex English Medium school is entrusted. Aoril Aumare

i) MEMBERSHIP OF TRUST BOARD :-

- a. No stranger to the family of the present can be a member of the trust board at any cost.
- b. The founder shall be the managing trustee during his lifetime and after his death the eldest major son of his family shall be the managing trustee. If the son is minor or of unsound mind lunatic then widow of the founder will be managing trustee till the child becomes major or of sound mind. The moment when the widow remarriage she will be disqualified as a trustee. If no such person stated above are found then elected member from the trustees would be the managing trustee.

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c. Trustee will be as trustee till his/her life and after his/her death the eldest son of his family will be the trustee. If that child is minor or unsound mind or lunatic then he would be a trustee after he becomes major or sound mind, till then widow/ husband of the deceased trustee would be the trustee.

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ii) CESATION OF MEMBERSHIP :-

A person shall cease to be a trustee of the trust board if :-

a. He dies resigns, becomes unsound mind.

b. He is removed by two - third (2/3 members of the trust board.

iii) MEETING OF TRUST BOARD :-

The trust board shall ordinarily meet thrice in a year and managing trustee may convene the meeting at any time. The meeting will be presided by the eldest member present in the meeting. 1/3 member of the trust board will form quorum. All the decision of the trust board will be binding to all.

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9. OFFICE BEARERS OF THE SCHOOL / TRUST :-

i) The office bearers of the school/ trust shall have as follows :-

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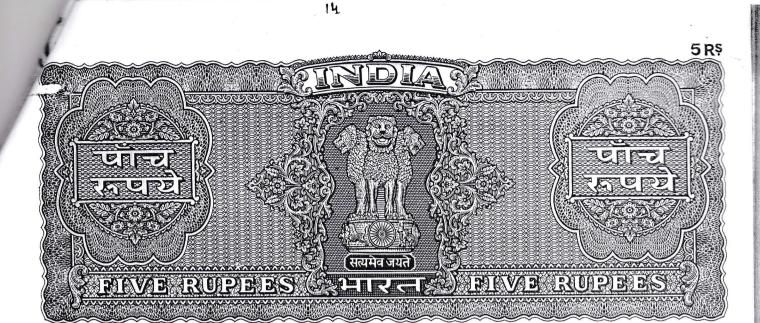
- a. Managing Trustee
- b. Consultant
- c. Trustee
- Any other office bearers as the trust board may consider by its resolution passed by 2/3 members present subject to quorum.
- Managing trustee may constitute any committee at any time for smooth running of the school and its affairs and can approve any one guardian committee of the school if constituted by the guardians.

iii) MANAGING TRUSTEE

Powers and duties of the managing trustee :-

- Managing trustee is the chief executive officer of the school.
- No one except him can convene the meeting of the trustee.

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- d. Record the minutes of the meeting and be in over all charge of the records, documents and assets of the trust & school.
- e. Prepare the required reports of the school.
- f. Co-ordinate & execute the programs undertaken by the school.
- g. Represent the school's trust & civil or criminal proceeding and sue and sued on behalf of the school in all matters relating to the school/ trust.
- h. Deposit all amounts from the said account for any purpose which he thinks just & proper for the school. But he will be accountable to the trustee for the expenditure undertaken by him.
- i. Maintain cash books other allied records of accounts.
- j. Collect donations grants etc. from various sources.
- k. He may take any action against any employee of the school.

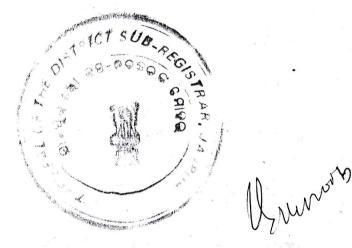


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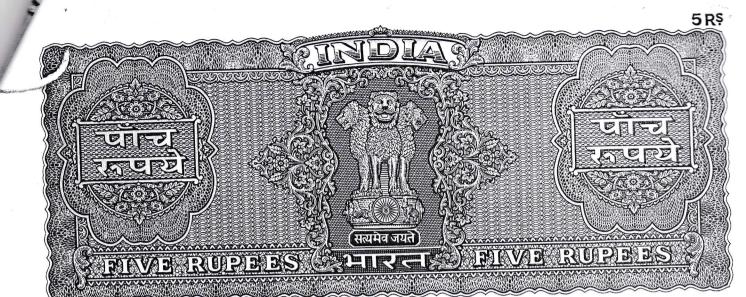
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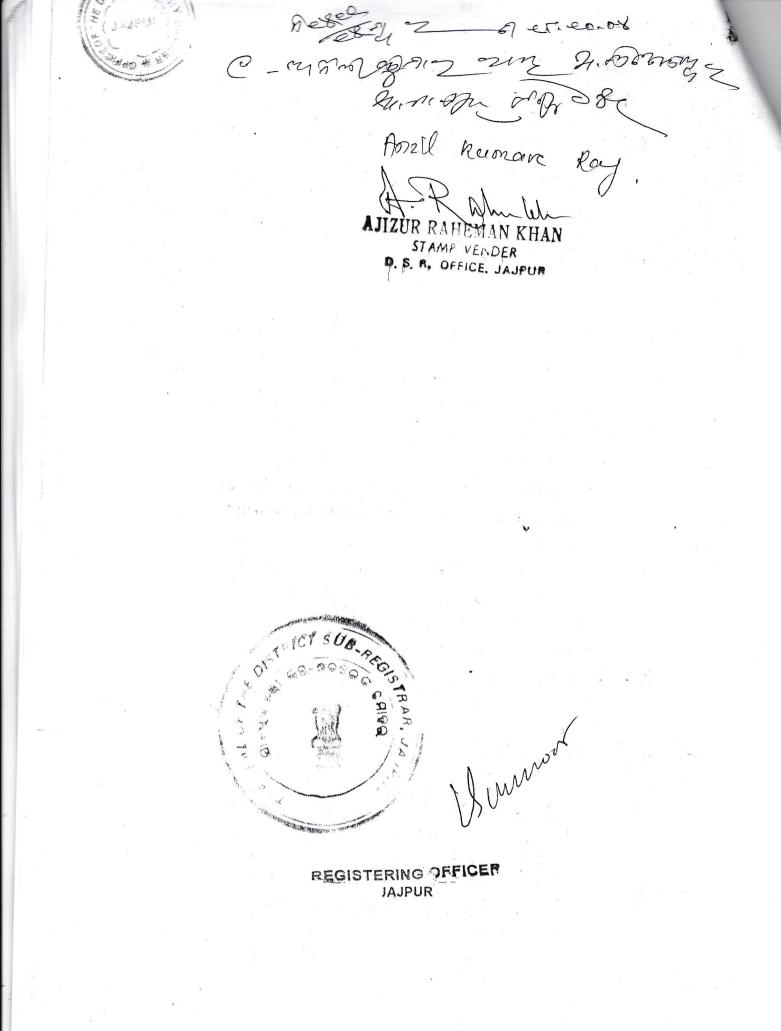
I. All the correspondence to and on behalf of the school, trust, would be made in its name.

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- m. All the appointment of employee will be made in his name.
- n. He may make any agreement with any person on behalf of the trustee for the benefit of the trust/school.
- He will take all decision not arbitrarily but in democratic way.
- p. The trust will bear boarding, lodging, traveling, telephone, medical & other incidental expenses of the managing trustee & his family.
- iv) TRUSTEE
- a. The trustee may use scheduled property for any legal purpose and in manner as they like.
- b. The trustee shall employ such staff as they think necessary for giving arts and craft education to the students as well as to develop their physique and character on such salaries as they think fit and re place them whenever they think necessary. The trustee shall also employ and remove any employees without any assigning any reason but not the consultant.





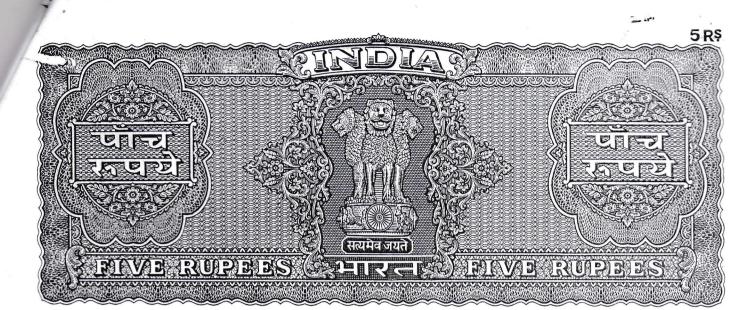
c. Out of the income of the trust fund the trustees shall defray the expenses for the erecting building of the school and Boarding House, but if the income is insufficient the trustee for that purpose may use such portion of the corpus of the trust fund as may be necessary.

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- d. The trustee shall have the power to borrow money on the trust property and to alienate the trust property for necessary.
- e. The trustees may invest the surplus fund in their hands in such securities, as they deem fit.
- f. The trustee may call for the account from managing trustee in the meeting.
- g. The trustee may seek explanation regarding the affairs of the trust/ school in the meeting.
- v) CONSULTANT
- a. He will advise the managing trustee any legal and administrative matter.
- b. Any dispute relating interpretation, real meaning and intent of any of the clause of this trust deed, opinion of the consultant is final.

c. He will get Rs. 5,000/- (five thousand rupees) only towards monthly traveling allowance.

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10. FINANCE & AUDIT :-FUND:-

The funds of the trust board or any institution with whom it deals with to be operated in the trust board's account in any nationalized bank.

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AUDIT :-

The account of the trust board shall be audited annually by a trustee selected for the purpose in trust board meeting.

AMENDMENT :-

Any rules and regulation of the trust board can be amended by the approval of 2/3 trustees of the trust board present in the meeting for the purpose.

11. Trustee in their meeting may take any decision not contradicting the objects of the trust. Trustees may frame any rules and regulation, not been incorporated herewith, for smooth running of the school. In case there is a difference of opinion between the trustees the decision of the majority of the trustees relating to the trust shall be binding and be effectual and shall be carried out.



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12. In case of failure of the trust for want of its objects or trust having become impossible of performance, the trustee shall move the court for applying the remaining trust fund for similar objects.



- The trustees shall in no case be liable for any loss to the trust estate unless the trustees are guilty of fraud.
- 14. No part of the trust fund, either the corpus or the income there from shall be utilized for any other object than that of the trust hereby created.

15. OPENING OF NEW SCHOOL :-.

This trust can open itself or allow to anyone to open any educational institution in any place of Orissa, in the name of 'Apex English Medium School' with the condition.

- That this trust board will have fully control and governance over the management of the newly proposed institution.
- That this trust board will have right to appoint any employee of the newly proposed school. Newly proposed school can't appoint one without the approval of this trust board.

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iii) The management of the newly proposed school will sue or sued in its name and this trust board will not the liable for any misdeed, conduct or mismanagement of the newly proposed institution.

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- iv) That the trust board will not bear any loss arising out of the management of the any institution.
- v) That the newly proposed institution will have to pay to this trust such percentage money as time to time fixed by this trust out of total revenue collection. This payment is for goodwill and academicals assistance of this trust.
- vi) That this trust can dissolve the newly proposed institution or its management or both without assigning any reason.
- vii) That except these conditions this trust can enter into any contract with the management of the proposed institution.

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16. SCHEDULE OF TRUST PROPERTY

<u>Schedule - A</u> : Mouza - Baidyarajpur, P.S. No. - 197 (1) Khata No.- 204, Plot No. - 123, Ao. 06.8 % Ao. 07 Decimal. (2) Khata No. - 261, Plot No. - 125, Ao. 02.2 Decimal

(3) Khata No. - 53, Plot No. -124 Ao. 05 Decimal Total - Ao. 14 Decimal.

Boundary of the property

N - Plot No - 132 and 126 S - Ansidar (Nilakantha Behera & others) E- Plot No. - 139 W - Claimant.

<u>Schedule -B</u> : Assets of the school. (i.e. Furnitures, Almirah, etc.) <u>Schedule -C</u> : Three Computers, Four Almiraha

Read over content of the trust Deed found correct.

Aoril Muonaie Rey /14/01/05witness O SE Preakader Kumerer Mohents - Pracer house Jena Ar Garagere. Polord (As-Jeffer at 14/01/05 Jeiger 3) 14/104 Dictation Drafted and Computerised typed by me. Jajpm 31 14.1.05 APER ENGLISH MEDIUM SCHOOL Des pamitra Des Advocate, Jajour De L.N- 1744/97

Charman-cum-Director Apex English Medium School JAJPUR