

TRUST DEED OF TERAPANTH YUVAK PARISHAD TRUST

THIS TRUST DEED is executed on this __ day of _____ 20__ by
TERAPANTH YUVAK PARISHAD, _____ hereinafter called
the Founder Parishad represented by its President Shri.
_____ aged about __ years, Son of Shri.
_____, Residing _____ at
_____.

WHEREAS the Founder Parishad has set apart a sum of
` 1,000/- (Rupees One Thousand only) and is desirous of forming
a Trust thereof for intense and purposes hereinafter mentioned.

NOW THIS DEED OF TRUST WITNESSETH:

1. The Founder do herby settle upon Trust the said ` 1,000/-
(Rupees One Thousand only) and the trustees shall stand
possessed of the said amount and shall utilize the said
amount and the income there from and all accumulations and
accretions thereto by the way of contributions, donations,
subscriptions or otherwise forming the Trust Fund for the
objects, intents and purposes mentioned hereinafter.

2. The name of the Trust shall be **TERAPANTH YUVAK
PARISHAD TRUST** _____ and principle place of Trust shall
be _____ at

_____ and/or an such other place which may be decided by

Trust Board. Such change of principal place shall not tantamount to the amendment of this trust deed.

3. The objects and Purposes of Trust are:-

a. Main Objects:

i. To purchase, take on lease, acquire, establish, maintain, run, develop, improve, extent and / or grant donations, take donations for and to aid and get aid and get aid in establishments, maintenance, running, development, improvements and extension of Medical Diagnostics Centre under the name and style of **ACHARYA TULSI DIAGNOSTIC CENTRE** having state of art facilities like Clinical Pathological testing laboratories, Dental Clinics, Dialysis Centers, X-Ray, ECG, cardio graphic and sono-graphic centers, scanning facilities for diagnosis of various diseases for general public irrespective of their caste, creed, religion or sex at concessional price.

ii. To open, establish, promote, set-up, run, maintain, assist, finance, support and / or aid or help in the setting up and / or maintaining and / or running hospitals, dispensaries, maternity homes, child welfare centre, convalescent homes, sanitariums hospitals and other similar institutions or centre for rendering or providing medical relief and / or aid to the suffering humanities or for research centers and institutions for promotion of research and education for medical sciences, including surgery for the benefit of general public at concessional rate.

iii. To purchase, take on lease, acquire, establish, maintain, run, develop, improve, extend, grant, donate or to be donated for and to aid and assist and to get aid and assistance in the establishment, maintenance, running, development, improvement and extension of blood banks.

iv. To assist or help other institutions having same or similar objects in such manner as may be deemed fit by the trust.

v. To work in the harmony, co-ordination with all sects and communities to achieve the objects of the trust.

b. Other Objects:

i. To open, found, establish, promote, set up, run, maintain, finance, support and/or aid to help in the setting up and/or maintaining and/or running orphanages, widow homes, homes for the aged, lunatic asylums, crèches, poor houses or other establishment for relief and/or help to the poor, old people, widow and/or destitute people.

ii. To give, provide and/or render food, medicine and clothing housing monetary or implement any scheme for providing livelihood for upliftment of the poor and other help and/or assistance in any shape or form to the poor, deserving and needy persons.

iii. To purchase, take on lease, acquire, establish, maintain, run, develop, improve, extent and/or grant donations, take donations, for and to aid and get aid and get aids in the establishment, maintenance, running, development, improvements and extension of Libraries, Reading Rooms, Recreation centers, Hostel and other facilities as are considered to be of use imparting education and general knowledge to the general public or to the student population in particular.

iv. To give, provide and/or render monetary and/or other assistance and for the relief of persons affected by natural calamities such as flood, fire, cyclones, earthquakes, famine, storms, riots, accident, penitence, drought, epidemics etc., and to give donations or contributions to institutions, establishments, centers or persons doing relief work in the same line as listed above.

v. To open, establish, promote, set up, run, maintain, assist, finance, support and/ or aid or help in the setting up and/ or maintaining and/or running, schools, colleges, lecture halls and other establishments or institutions for advancement of sports, art, craft, culture, education, computer course, diploma course, occasion training, literature, science, humanity and all other useful subjects in all their manifestations for the use and benefits of general public.

vi. To grant, pay or give scholarship, stipend , prizes, rewards, allowances and other financial assistance or helping cash or in kind to students with a view to help them in pursuing their studies in school, colleges, educational and training institutions.

vii. To promote, organize administer, establish, support, maintain and/or grant aid to any person, create facilities for Co-operation, collaboration and co-operation with other trusts, foundations, bodies, authorities institution or society or organization whatsoever having similar objectives of charitable purposes and to incur expenditure in connection therewith. For removal of doubts, it is hereby declared that the funds of the Trust should not be utilized for the benefit of the Founder of the Trust or any other person who has made substantial contribution to the trust, or for payment of profit, interest,

dividend etc to the person specified in the Para or for any purpose other than the objects of the Trust. It is further declared that the objects of the trust will be implemented for the benefit of all irrespective of any community, caste, creed, religion, gender. It is further declared that Trust will not carry on any activity with the sole intention of earning profit.

It is further declared that trust will carry out activities only within India.

It is further declared that objects of the trust shall be amended only by 3/4th majority of the members present in the general body meeting of the trust, but it shall be subject to approval by Director of Income Tax (Exemption) or similar authority having jurisdiction over charitable trust.

- 1. This Trust shall work under the guidance and supervision of ABTYP. The Trust shall be governed by a Board of Trustees. The Board of Trustees shall consist of the trustees the number of which shall not be more than Twenty One. President elected in annual general meeting of the founder parishad shall be the Managing Trustee of the Trust. President elected in annual general meeting of the founder parishad shall be entitled to appoint convener/co-coordinator of any institution run by the trust, in consultation with managing committee of the trust.**
- 2. Founder Parishad's Office bearers namely 1. President, 2. Vice President-1, 3. Vice President-2, 4. Secretary, 5. Joint Secretary-1, 6. Joint Secretary-2, 7. Treasurer, 8. Organizing Secretary shall (Totaling to 8**

trustees) be ex officio member of the managing committee of the trust and its trust board by virtue of their position in the founder Parishad.

- 3. ABTYP shall have right to appoint/replace/change two members who will also be the ex officio member of the managing committee of the trust and trust board of the Trust. Period of such members shall be as per discretion of ABTYP.**
- 4. Balance eleven members of trust board & managing committee shall be appointed in annual general meeting of founder Parishad amongst its members only. The managing committee of the trust shall have 11 trustees other than the trustees appointed by the ABTYP and ex-officio trustee appointed by the founder parishad with a total strength of 21. These eleven member appointed in the AGM of founder parishad shall have a maximum term of 3 years from the date of appointment after which they will be retired. Such retiring members shall be replaced by new member in the annual general meeting of founder parishad. Such retiring persons may be re-appointed only after a gap of 1 year.. The criteria for the appointment of the trustees other than ABTYP shall be decided by the trust itself as per its workability and convenience. Any of the trustees may retire on giving one month's notice in writing to the Managing trustee. If any trustee dies or retires or becomes incapable or unfit to act, the continuing or surviving trustee or trustees shall appoint a successor in the place of such trustee**

- 8. All existing members of founder Parishad will automatically become members of this trust.**
- 9. Donors shall not have any compulsory right to be appointed as trustee of the trust.**
- 10. First trust board member except two nominee of ABTYP shall be appointed by president of founder parishad in consultation with working committee of founder parishad.**
- 11. ABTYP shall have right to dissolve the managing committee at any point of time.**
- 12. President elected in Annual General Meeting of the founder parishad shall be the Managing Trustees of the Trust. President elected in annual general meeting of the founder parishad shall be entitled to appoint convener/co-coordinator of any institution run by the trust, in consultation with managing committee of the trust.**
- 13. The trust shall always have minimum 15 (fifteen) members. In case of any vacancy other than nominees of ABTYP remaining trustees shall right to fill up the vacancy out of members of founder parishad.**
- 14. All decisions of the Trust Board shall be taken either unanimously or by majority and if the Board is equally divided, the Managing Trustee shall have the casting vote.**
- 15. In the event of any vacancy arising in the office of the Managing Trustee by death or resignation, any other member of managing committee appointed by remaining members of managing committees shall perform the duties of managing trust. In the case of impeachment of President of the Founder Parishad New**

Managing Trustee shall be elected by the General Body Meeting of the trust and he will be the Managing Trustee.

- 16. In the case of any vacancy in the Trust Board arising by death or resignation or otherwise, the remaining Trustees will have full powers to represent the Trust Board. The trust board shall have in such an event, power to co-opt trustee's to fill up the vacancy for that particular year, except trustees nominated by ABTYP.**
- 17. The Trustees shall not be entitled to any remuneration and shall work in an honorary capacity; they shall however be entitled to receive out of pocket expenses incurred by them in the course of discharging the trust objects.**
- 18. The Trustees may at time invite and receive or without such invitation receive any voluntary contribution or contributions either from the settler or from the Trustees or from anyone or more of them or from any other person or persons by way of donations, legacy or otherwise. All such contributions shall be treated as forming part of the Trust Fund and shall be dealt with either as capital or revenue receipt according to the direction of the donor.**
- 19. The Board of Trustees shall have power to invest the Trust money in such manner as may be decided by the Board of Trustees, and from time to time evaluate the investment pattern in which the Trust funds may be invested.**

However, no Investment shall be made contrary to the provisions of the Income-tax Act, 1961. Any two office bearers out of President, Secretary and treasurer of the trust shall have power to open and operate any bank accounts/accounts with any bank/ banks.

- 20.** The Board of Trustees shall have the power to sell, convert or otherwise release any trust properties, where it is deemed to be expedient or necessary for carrying out the objects of the Trust. But any decision of purchase, sell or Mortgage of immovable property shall be taken only by 3/4th majority of the members present in General Body Meeting of the trust. But this sale/convert/release shall be subject to approval of Director of Income Tax (Exemption) or equivalent authority of Income Tax department having jurisdiction over trust.
- 21.** The Trustees shall keep proper books of accounts of income, expenditure, Assets and liabilities of the Trust which shall be closed every year on 31st day of March. First account of the trust shall be closed on _____
- 22.** Accounts of the Trust must be audited every year by a qualified chartered Accountant in practice. The Auditor of the trust shall be appointed in Annual General Meeting of the Trust.
- 23.** Final accounts of the Trust and report of working of the trust shall be placed before and approved by Annual General Meeting of the trust.
- 24.** The quorum of the Trust Board meeting shall be one third of the total trustees in trust board. Quorum of Adjourned meetings in want of quorum shall be five.
- 25.** The quorum of the Annual General Meeting shall be one third of the total members of the trust. Quorum of Adjourned meeting in want of quorum shall be one fifth of the total members of the trust.
- 26.** Minimum notice period for the Trust Board meeting shall be 7 complete days, such notice for meeting shall bear date, time, place and Agenda of the meeting.

- 27. Minimum notice period for the Annual General Meeting shall be 21 complete days; such notice of meeting shall bear date, time place and Agenda of the meeting.**
- 28. The Trust shall be managed by the Managing Trustee who shall have the power of day to day management and administration of the Trust. He will preside over all the meeting of the Trust.**
- 29. In case of mismanagement or any adverse situation ABTYP at its discretion shall have right to take over the management of the Trust and shall appoint new office bearers to run the Trust but ABTYP shall not have right on the assets or properties of the Trust.**
- 30. Without prejudice to the generality of their power, the Trust Board shall have following powers:-**
- 1) To employ staff and other employees, agents, lawyers, accountants and others at such remuneration as they may think fit.**
 - 2) To delegate any powers to one or more person to run the trust.**
 - 3) To delegate any power as they can lawfully delegate to any person and to execute such power of attorney as they may think fit for that purposes.**
 - 4) To withdraw any power or revoke any appointment of any employees or attorneys.**
 - 5) To let any portions of any immovable property forming part of the Trust at such rent and for such period and on such terms and conditions as they may think fit.**
 - 6) To borrow money with or without security or pledges, mortgage or otherwise charge any of the properties belonging to the Trust for the purpose of raising loan.**

7) To lend or keep invested the Trust fund in short and long term securities.

8) To appoint proxy or proxies for voting and meeting of creditors, contributories or others.

31. It is declared and understood that it shall be lawful for the Board of Trustees to resolve and frame the rules for the conduct and management of the Trust or Trust Fund or for the carrying out the objects of the Trust and such resolutions and rules framed, amended, altered, or substituted shall have the same force as if they have been incorporated in the original Trust hereby created out not repugnant to the objects of the Trust.

32. The funds of the Trustee shall be invested in the mode specified under the provision of the section 13(1) (d) read with section 11(5) of the Income tax Act, 1961 and other any provisions of income tax as amended from time to time. The investment may be varied from time to time as permitted within the framework of law, so however that any investment kept for any particular purpose may not be used and utilized for any other purpose without the approval of General body meeting of the trust.

33. The Board shall have power to apply for and obtain grants or loans from the Government, Local Authorities, Bank, Companies, Firms, Individuals and other Institution on such terms and conditions as they may think fit with regard to security and interest and for its purpose they are not entitled to mortgage or sell the immovable properties of the Trust. Such mortgage or sale can only be effected by the 3/4th majority of the members present in the General Board Meeting of the trust and shall be subject to approval by Director of Income Tax (Exemption) or equivalent authority of Income Tax department having jurisdiction over the trust.

- 34.** In case of failure of the Trust for the want of its objects of the Trust having become impossible of performance the Board of Trustees shall call Board meeting for this purpose only and in such meetings the fund of the trust can be handed over to any other organization of similar nature and having similar object but such decision must be taken with 3/4th majority of the members present in the Annual General Meeting of the trust.
- 35.** The terms and conditions in these presents can be altered , amended, deleted or added with the consent of 3/4th majority of the members present in the Annual General Meeting of the Trust. However No amendments shall be made which may prove to be repugnant to the provisions of section 2(15), 11, 13, 80G and other applicable section of the Income Tax Act, 1961 as amended from time to time and without prior approval of the Jurisdiction Income Tax Authority.
- 36.** The funds and income of the Trust shall be solely utilized towards the achievements of the object of the Trust and for the due administration of its affairs. No portion of it shall be utilized for payments to its members by way of profit, interest dividend etc. However that this shall not preclude payment of any remuneration or allowance or giving of any residential accommodation or any perquisite to any member in ~~connection~~ connection with the work carried out by him/her for the purpose of Trust. The Trust shall not apply its funds and income for any purpose prohibited U/S 13 of The Income Tax Act, 1961, for the time being and any other amended or substituted law applicable for charitable institution qualifying for exemptions under the Act.

37. It is hereby declared that the Trust is irrecoverable. This is a public charitable Trust and the property of the Trust shall not revert back to the Founder or to any other person.

38. In the event of dissolution or Winding up of the Trust the properties and the Assets of this Trust remaining on the date of dissolution shall go to any other Trust, Society, Association or Institution having similar objects to those of this Trust. In no case the funds of the Trust shall be divided directly or indirectly amongst the members.

IN WITNESS WHEREOF THE FOUNDER HERETO HAS SET THEIR HANDS THIS DAY AND YEAR FIRST ABOVE MENTIONED.

WITNESSES:

1.

2.

THIS DEED OF TRUST IS PREPARED BY

TRUSTEES:

| Sl.No | Name and Address | Age | Father's Name | Qualification | Designation |
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