

1650

Z 1187 IX-109 50Rs.



পশ্চিমবঙ্গ পশ্চিম বঙ্গাল WEST BENGAL

00AA 234687

*Trust*

$\frac{64}{50} = 1 \frac{14}{50}$   
 1 14/50  
 E 7/-

Subscribed for the Trust of the said Settler  
 Rs. 100/-  
 Rs. 50/-  
 Rs. 50/-  
 Rs. 64/-  
 Rs. 7/-  
 Rs. 64/-  
 Rs. 7/-

*Servant*  
9/3/05

9/3/05

Addl. Dir. Sub-Registrar  
Baruipur. 84 Pgs. (B)

THIS INDENTURE is made at Baruipur this 9<sup>th</sup> day of March two thousand and five BETWEEN Mr. Sankar Halder, son of Bijoy Krishna Halder of Village Purbasridharpur, Raidighi, 24 Pargans(South), West Bengal, India, Hindu Inhabitant, hereinafter called "The Settler" (which term of expression shall unless repugnant to the contest thereof to include this his heirs, executor and administrators) of the ONE PART AND the said Mr. Sankar Halder and

*Halder*

- (1) Sri Madhusudan Bairagi, son of Sri Arjun Chandra Bairagi.
- (2) Sri Nimai Halder son of Sri Parbati Halder.
- (3) Sri Biswanath Mondal son of Sri Prabhas Mondal,
- (4) Sri Bijoy Krishna Halder son of Late Meghnath Halder.

All above name (1) to (4) are Hindu Inhabitants and all of them of Village Purbasridharpur and post office Purbasridharpur, PS- Raidighi, District- 24 Pargans (South), State- West Bengal, India hereinafter collectively called (The Trustees), (which term or expression shall include survivor or survivors of the present trustees for the time being) of the OTHER PART WHEREAS in a meeting of member of Purbasridharpur Locality held on 2nd April 2003 at 4.00 PM in the house of Sri Sankar Halder of Village Purbasridharpur, Post- Purbasridharpur, PS- Raidighi, District- 24 Pargans (South), State- West Bengal, India, The Settler gave out his desire to found a charitable trust with the aforesaid Trustee as First Trustee wholly for charitable purpose the object of the Trust whereof hereunder mentioned for the benefit of the public at large.

AND WHEREAS the Settler with the above object of founding the charitable Trust has set apart a sum of Rs. 15,000.00 (Rupees Fifteen Thousand Only), more particularly describe in schedule 'A' here under written for the purpose of foundation.

AND WHEREAS the Settler hereby and hereunder settle, transfer, assign and make overrun to the trustees said sum of Rs. 15,000.00 (Rupees Fifteen Thousand) Only TO HOLD the same and other sums or properties that may be from time to time form part of the Trust and for the objects and proposes subject to power, provisions, agreements, declaration hereinafter contained and declared and concerning the same.

AND WHEREAS on the request of the settler the Trustees have agreed to own the properties and undertake the duties and responsibilities of the foundation and to act jointly with the settler as the First trustees of these presents.

Contd.....

*Madhusudan Bairagi*  
Adv

NOW THIS INDENTURE WITNESSETH AS FOLLOWS:

1. Declaration name of the Trust

The Trust hereby declared and constituted is known as MUKTI (Bengali word MUKTI mean 'rid off').

2. Registered office of the Trust

The registered office of the foundation is at Village Purbasridharpur, Post- Purbasridharpur, under police station Raidighi in the district of 24 Pargans (south) under the state of West Bengal in India. The office of the trust may however be shifted by the Board of Trustees as may be directed by the settler.

3. Objects:

The objects for which the trust is established are generally for advancement of learning and education, relief to the poor and needy people, medical relief to the public at large and other objects of charity for public purposes but not involving in any way with the earning on or involving with any activity for profit making. without prejudice to the generality, the main object of the Trust will be to help human being from all aspect on charitable basis. The Trust will priorities improvement of education among people, provide primary health care to the poor people, various help to improve financial condition of the people and total village and society development program.

4. Fund.

The trustees may also contribution, donation, subscription, grants subsidies, subventions, legacies or gift, fees and charges of whatsoever nature from individuals, instruction Governments, local bodies and members, individuals and institution of foreign origin. All the money so received shall be called MUKTI FUND. And shall be used exclusively for the objects of the Trust and work will be done on priority basis as directed by settler with Board of Trustees

Contd.....

*Khatun*  
AMM

5. Right of the settler in foundation

The settler shall be trustees of the foundation for his life times and shall not be removed under any circumstances.

6. Board of Trustees.

The Trust shall be administered by a board of trustee (hereinafter referred to board) consisting at any time of not less then five members and not more then seven members including the settler. The board will have office bearers like president, vice president, Treasurer, secretary from amongst the members of the board of trustees.

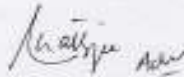
a). The first board of Trustees shall be consisted of :-

- i) Sri Sankar Halder.
- ii) Madhusudan Bairagi.
- iii) Nimai Halder.
- iv) Biswanath Mondal.
- v) Bijoy Krishna Halder.

b) The first Board of Trustees after constitution of the will be entitled to co-opt two persons in the board form amongst the remaining trustees named in these presents or form amongst the member of public at large having interested to fulfill the objects of the foundation. Provided that two co-opted members in the board will not be entitled to become office bearer of the board.

c) The settler and the trustees named in serial no.(ii) mentioned in clause (a) above will permanently remain as permanent members of the Board of Trustees. The settler will continue as president and other one in deferent position on rotation and requirement basis.

Contd.....



-:5:-

- d) The remaining members of the Board of trustees other than these named above in the serial no (i) and (ii) will hold the office of the first Board of Trustees upto the period ending on 31 march, 2006. The trustees other than these mentioned in clause (a) and co-opted member of the First Board of Trustees indicated herein below:-

1. Nimai Halder - Vice President.
2. Bijoy Krishna Halder - Treasurer.

- e) The member of board of Trustees other than the settler and the trustee in serial no (ii) are to retire from the First Board of Trustees with effect from 1<sup>st</sup> April 2006 and thereafter by rotation at the interval of two years ending on 31<sup>st</sup> March.

- f) Nomination of members to Board of Trustees on retirement/rotation

The Trustees before the expiry of the life of the First Board of trustees positively with 14<sup>th</sup> January, 2006 and thereafter on or before the each succeeding 15<sup>th</sup> day of January with every block of two years will hold a General Meeting of the Trustees to nominate three members from amongst the trustees other than the settler and Mr Madhusudan Bairagi to fill up the vacancies to be created on the retirement of trustees from the board of trustees.

- g) Presiding over general meeting and quorum.

In the general meeting settler trustee, in his absence the vice president will preside over the meeting as Chairman and in absence of either of the said two trustees, the trustee present may appoint any one of them to be the Chairman of the meeting. However, it is provided that the quorum of such meeting will be formed by two third trustees of the foundation present in the General Meeting.

*M. Krishna*

Contd.....

h) Co-option by reconstituted Board of trustee.

The newly reconstituted board of trustee may co-opt two additional members within a period of two English calendar month from the date of first Board meeting after the reconstitution of the Board of trustees in the manner as indicated above.

i) If and so often as the trustees or any of them shall die or desire to be discharged from or refuse or neglect or becomes incapable or unfit to set in the trust of the foundation, the surviving or continuing trustees shall appoint new trustee or trustees in his or their place but in no case the total number of trustees will be more that Seven in the trust including the settler. .

j) First Board of Trustees will open the Bank account in the Central Bank of India at Subhasgram branch in the district of 24 Parg(s), West Bengal, India or in any of the National Bank in the name of MUKTI and will keep there entire money settle here by to the Trustees by the settler at mentioned in Schedule "A" written hereunder. The first Board of Trustee and subsequent reconstituted board will keep and depositing regularly all the money fund as may be received through contributions, donations, subscriptions, grants, subsidies, subvention, legacies or gifts, fees charges or whatsoever in such Bank account of the trust and will defray necessary expenditure there from time to time as may be required and will maintain an accurate accounts thereof.

k) The trustees shall meet al least twice in a year, once of such meetings shall be call Annual General Meeting where the trustee shall receive and adept the annual report of the trust foundation and examine and pass the audited accounts and sanction the budget submitted to them by the board of trustees. They shall also appoint the auditors for the ensuing year and transact such business as may be required by the rules to be transacted by them at such meeting.

Contd.....

*Sanjay An*

-:7:-

- l) The meeting of such trustees may be called by a notice of 14 days or in case of emergency meeting at a shorter notice of not less than two clear days. The service of notice may be by hand delivery or by post or by courier service as may be found convenient and expedient. Provided however in case of emergency meeting, the notice of the meeting shall be served by hand delivery.
  
- m) A meeting adjourned for want of quorum may commence business after an adjournment of twenty four hours in case of a general meeting and half an hour in case of an emergency meeting. In adjourned meeting the notice of meeting is not required to be given further to the absent member and the business conducted at such an adjourned meeting shall be valid and cannot be questioned in any way whatsoever.
  
- n) In case of urgency, the president or in his absence the Vice-President may direct the secretary to circulate any proposal for the opinion of the trustees or the members of the Board of Trustees giving then a specified time of not less than 5(five) days to express their opinion on the proposal and the proposal shall be deemed to have been passed if at least one third members of the trustees or the Board of Trustees give assent to passing of such proposal in writing. The decision taken by circular resolution shall be placed before the next morning of the trustees or the Board of Trustees as the case may be for its approval and ratification.
  
- o) The Board of trustees shall have the following powers ,functions and duties :-
  - i) It shall prepare plans and schemes for carrying out the objects of the foundation from time to time and shall decide upon and resolve various problems that may be cropped up in the implementation of plans and schemes

Contd.....

 ADW

-:8:-

**ii)** It shall undertake the construction of the charitable Primary health care and other various units and organs of the foundation aimed at carrying into effect the objects of the foundation and may take over the management or appropriation structure of such unit or organs raised by like minded Institutions upon agreed terms.

**iii)** It shall appoint such staff and volunteers for various positions and it may deem necessary for the running of the various unit or organs at such staff salaries as it may deem fit. This power to appoint shall include the power to dismiss or re-appoint any member of the staff for reasonable cause. It may take any disciplinary action against any member of the staff appointed by it for committing misconduct. However it is provided that disciplinary action of such staff will be guided by separate rules framed by the trustees in the general Meeting.

**iv)** It shall hold and arrange for seminar, conferences, symposia lectures and film shows to promote and propagate the objects of the trust.

**v)** It shall under take such other activity or activities as are found to be inconsonance with and in furtherance of the objects of the trust.

**vi)** It shall keep and maintain day-to-day accounts of all the units of organs of the foundation that may be in the control and management of the Board of trustees.

**vii)** The Bank account will be operated by the Board of trustees as follows:-

The president or the treasurer of the Board with anyone person from a list of trustee will operate bank account. The list of this trustee will be decided in every General meeting.

Contd.....

*Khanji ADW*



However of the first Board of trustees, the Bank account will operated as follows:-

By the president or the Treasurer of the Board v anyone of the following Trustees :-

- ✓ (1) Sri Madhusudan Bairagi - Secretary
- ✓ (2) Sri Nimai Halder - Vice President
- (3) Sri Biswanath Mondal

p) During the life time of the settler, the secretary of the board of trust will be nominated by the settler from amongst the trustee's .After demise of the settler the Secretary will selected by the members of Board of Trustees from amongst themselves.

q) The secretary of the Board of Trustees so nominated or elected the Case may be will be the chief Executive officer of the Foundation. will be responsible for up keeping and maintenance of the Foundati Registers, Minutes Books, and Books of account and drifting of the ann report. Provided however the decision of the secretary concerning the keeping and management of the charitable units of the various Organs the Trust Foundation will be guided by the advice of the President or Vice-President of the Board of Trustee and also in consultation with other Board of Trustees.

r) The Trustees shall have the power to regulate the activities of Foundation for laying down the conditions of the service of any member the Staff, officer of the Trust including taking of disciplinary action, for purpose and from time to time to repeal, amend, add or alter the same.

The account of Foundation shall be closed on 31 at March of every y and the same shall be get duly audited by the auditors appointed by Trustees.

Schedule "A" above referred to -

By Cash .....

Rs. 15,000.00

=====

(Rupees Fifteen thousand) only

*[Handwritten signature]*

Contd..

IN WITNESSETN WHEREOF the settler and the above named Trustees have hereunto set and subscribe their respective hands on the day and the year first hereinbefore written.

Drafted by me  
Praboin Chattersjee  
Advocate  
Baruipur Civil Court.  
Reg. No. 1258/1252 of  
1982.

Sankar Halder.  
09-03-2005

WITNESSETN:-

1. Sankar Ch. Halder  
vill - Jaynagar Titagar
2. Minul Ch. Halder  
vill - Ghakurhat, P.S. (P. S. Baruipur, 24/03/05)
3. Mahabul Mondal.  
of Khoder Bazar  
P.O. & P.S. Baruipur  
Dt. in Pgs (S)

DUBLINITE RECEIPT ISSUE

3
35
18
104
305

50  
 104-104  
 35  
 104-104  
 305  
 104-104  
 104-104  
 104-104

Adm. Dist. Sub-Register  
Barabour, 24 Feb. 18

*9/18/05*



*305*  
 Adm. Dist. Sub-Register  
 Barabour, 24 Feb. 18  
 305

SIZE APPROX. TO THE  
PRESENTANT  
EYE CONTACT BELLY  
SIZE APPROX. TO  
PRESENTANT

**UNDER RULE 44A OF THE I.R. ACT 1908**

N.B. - LH BOX-SMALL TO THUMB PRINTS  
R.H. BOX-THUMB & SMALL PRINTS


	LH.					
	RH.					

ATTESTED :- *Samkar Halder*  
*Samkar Halder*

*27/07/05*  
Sub-Div. Sub-Registrar,  
Barhampur, 24 P.S. 69

	LH.					
	RH.					

ATTESTED :-

	LH.					
	RH.					