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Trust/Society

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DECLARATION FOR TRUST

(RAM KRISHAN KULWANT RAI CHARITABLE TRUST, DELHI)

THIS DECLARATION OF TRUST made at New Delhi this 1st day of February 2001 by Shri Kulwant Rai, son of late Shri Ram Krishan, by caste Vaish, by occupation industrialist, residing at 12, Aurangzeb Lane, New Delhi (hereinafter referred to as the 'Founder') is as follows:-

WHEREAS the donor had dedicated and endowed a sum of Rs. 5,100/- (Rupees Five thousand and one hundred only) and has created a charitable trust for the benefit of the public which is being called as Ram Krishan Kulwant Rai Charitable Trust, subject to the following terms and conditions as set out hereunder:-

AND WHEREAS it has now been considered as expedient and desirable to reduce the terms and conditions of the creation of the above said charitable trust in writing-

AND WHEREAS with a view to secure proper and permanent administration of the

NOW THIS DEED WITNESSETH and it is hereby declared as follows:-

- 1) The name of the Trust shall be Ram Krishan Kulwant Rai Charitable Trust (hereinafter referred to as the 'Trust')



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- 2) The above said sum of Rs. 5,100/- (Rupees Five Thousand & One Hundred only) shall be the property of the Trust.
- 3) The term 'Trust Property' shall mean and include the said sum of Rs. 5,100/- (Rupees five thousand and one hundred only) all additions and accretions hereto, the income thereof and the acquisition therewith in whatever form and all other property which may from time to time vest in, or come from any source to, the Trust.
- 4) The Head Office of the Trust shall be situated at Ral School Complex, Lodhi Institutional Area, New-Delhi-110 003 but the Trustees shall be at liberty to transfer the same to such other place as may be determined by them from time to time.
- 5) The objects of the Trust shall include the following:-

(a) (i) To open, found, construct, establish, takeover, equip, promote, conduct, maintain, support, subsidise, grant aids, to make donations to schools, colleges, colleges, polytechnics, boarding houses, reading rooms, libraries, art, music, literary societies and other institutions, educational or otherwise, associations, journals, newspapers, periodicals and other publications for imparting, commercial, industrial, legal, medical, engineering, scientific, knowledge or training.

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- (iii) To open, found, establish, equip, finance, assist, maintain, or contribute to technical, industrial, or research institutions, associations, or bodies imparting any type of training or doing any type of research;
 - (iv) To open, found, conduct, maintain or contribute to the opening and maintaining of such institutions where work at living wages can be provided to poor and deserving people or which are conducive to the benefit of the poor and the development of small scale industries;
 - (v) To promote the well being of humanity by establishing or assisting the formation or aiding of humanitarian institutions and to start, encourage, promote or support institutions and societies to harmonise social and economic interest of the peoples of the world and to unite them in such a manner as may best ensure the attainment of proper shelter, food and clothing by them, as well as ensure peace and happiness to the humanity at large;
 - (vi) To open, found, build, equip, takeover, conduct, maintain and grant aids to dispensaries, maternity homes, hospitals, lunatic asylums or any other institutions of the like nature;
 - (vii) To found, construct, maintain, support, assist or grant aids or subscriptions to places for cultural, social or other discourses;
 - (viii) To erect, construct, establish, takeover, maintain poor houses, dharmasalas, parks, bridges, bathing ghats, cremation grounds etc for the use of the public.
 - (ix) To help widows, orphans, lunatics and indigent persons and to give relief to the poor and distressed;
 - (x) To give relief, by subscription or otherwise, during famine, flood, earthquake, pestilence or any other calamity;
 - (xi) To establish, help or maintain institutions for the cultural, social or economic advancement within the country;
 - (xii) To revive, investigate, promote and spread the ancient science of astrology, jyotish and astronomy.
 - (xiii) To give donations, grants or other assistance to any charitable trust;
 - (xiv) To subscribe to such other clubbable objects as the Trustees may deem proper.

Signature
 BANWARI LAKSHMI
 PRINCIPAL
 LAKSHMI MEMORIAL
 SCHOOL

Signature
 The Trustees
 Authorized Signee
 (Circular Stamp)

(b) For the purpose of carrying out the aforesaid object, the Trustees may

- (i) Purchase, or otherwise acquire any property, rights, leases and concessions etc;
- (ii) Purchase or otherwise acquire, start, establish, equip or close any business, undertaking or industry;
- (iii) Purchase, acquire or undertake the whole or any part of property and liabilities of any person, firm or company;
- (iv) Train persons in any business or industry and grant them stipends, allowances or bonuses as may be determined by the Trustees from time to time;
- (v) Enter into all necessary contracts incidental or conducive to the fulfilment of the aforesaid objects, provided that the income and profits derived from these shall be utilised for the objects and in the manner provided in this Trust Deed.

6. The Trust Property shall vest in the Trustees who shall hold, manage, and administer the same in accordance with the terms and conditions set out herein.

7 a) There shall not be less than three and not more than seven Trustees who shall together constitute the Board of Trustees.

b) The following persons shall constitute the first Board of Trustees. The number of Trustees may further be increased as provided herein:-

1. Shri. Kulwant Rai s/o Late Shri. Ram Krishan
12 Aurangzeb Lane, New Delhi

Shri Anil Rai s/o Shri. Kulwant Rai
12 Aurangzeb Lane, New Delhi

Mrs. Malvika Rai w/o Shri Anil Rai
12, Aurangzeb Lane, New Delhi-110 011

Sharon
LAKSHMI KENON 2
PRINCIPAL
BANYAN TREE SCHOOL
JAIPUR

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BANYAN TREE SCHOOL
JAIPUR

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Authorized Signatory
Banyan Tree School, Jaipur

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12 Aurangzeb Lane, New Delhi

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12, Aurangzeb Lane, New Delhi-110 011

Shri Anil Rai
LAKSHMI KUMAR 2
PRINCIPAL
BANYAN TREE SCHOOL
JAIPUR

Shri Anil Rai
PRINCIPAL
BANYAN TREE SCHOOL
JAIPUR

Shri Anil Rai
Banyan Tree School, Jaipur
Authorized Signatory

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c) The power to fix the number of Trustees from time to time, to vary the maximum or the minimum number or to appoint new or additional Trustees, to fill up any vacancies, the conditions on which any of these Trustees are appointed, or the manner, if any, in which their successors are to be appointed, shall vest in the Founder. The maximum or minimum number of Trustees fixed by the founder shall not be altered except by him.

d) The Founder and after him, or even in his lifetime, if he so desires, the Board of Trustees shall in accordance with the terms of this Deed, select, appoint and co-opt one or more Trustees. Such selection, appointment and co-option shall be made by a majority of three-fourth of the number of Trustees and persons so appointed shall hold office and be liable to retirement as herein mentioned. The term 'three-fourth' when it is not a complete integer, shall mean, if the fraction is not less than half, the next higher and when the fraction is below half, the next lower integer.

e) The Founder shall hold office as Trustee for his lifetime. The other Trustees shall ordinarily hold office for three years, but they shall be eligible for re-appointment after their retirement on the expiry of the term.

Provided that any such Trustee shall also cease to be a Trustee when he is requested in writing by all the other Trustees, without assigning any reason therefore, to vacate his office.

f) After the death of the founder, in case the requisite number of Trustees either to fill up the minimum number of Trustees is not appointed by the Board of Trustees due to failure of three-fourth majority, the matter of selection and appointment of a suitable person shall be preferred to the Chief Justice of the Supreme Court of India and the selection and appointment made by him, in accordance with the provisions herein, shall be binding on the then Board of Trustees. In case the said Chief Justice refuses to do so or is not successful in selecting a Trustee, the appointment shall, by appropriate proceedings, be made by the Court having jurisdiction in the matter.

Sharon

Lakshmi Prasad
BANYAN TREE SCHOOL
JAIPUR

The Founder shall have the power to nominate any one of the Trustees to be the Chairman of the Board of Trustees for such period as he may determine. After his death, the Board of Trustees may appoint any one of themselves as Chairman for such period as they may determine from time to time

9 The Trustees shall carry out the aforesaid objects of the Trust property and from its income.

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10. The Trustees shall have full powers to do everything in or for the furtherance of this Trust or beneficial or conducive thereto, subject to the conditions laid down in this Trust Deed. (16) 9 (15) 7

11. The Trustees shall have full power and discretion to acquire, hold, carry on and manage any trade or business or any part thereof, and to employ the whole or any portion of the Trust property or any funds of the Trust in such trade or business, or in running concerns or managing agencies, or in securities or shares and debentures of public or private limited companies or other investments and realty or vary the same or any branch or portion thereof, as they may deem proper from time to time, provided however, that the income profits and gains thereof shall be utilised and applied only for and on behalf of the Trust as provided herein.

12. The Trustees shall be entitled to sell all kinds of assets and property of the Trust or any part thereof or exchange the same for equality of exchange.

13. The Trustees may lease or let out on rent or royalty and land or building or any part thereof belonging to the Trust or acquired or constructed for the purposes of the Trust or any land or building vested in it, or sub-lease or give right to exploit any concessions or licences on such rent or royalty to any person either from year to year or for a term of years and on such other terms and covenants as they may think fit and the rent or royalty so received shall form part of the income of the Trust and be accordingly.

14. The receipt of the Trustees for any money payable to the Trust upon any sale or exchange or for any rent reserved upon any such lease as aforesaid or otherwise shall be sufficient discharge for the same to any purchaser, mortgagor, lessee or other person dealing with the Trust and such purchaser, mortgagor, lessee or other person shall not be bound or concerned to see to the application of the said money.

15. The Trustees may, at any time, if they consider it necessary or beneficial to the Trust, raise or borrow money for the use and benefit of the Trust on any terms, and on any security or otherwise, as they may consider proper.

The Trustees may accept donations and contributions, as gifts or otherwise from any person, corporation, institution, State or Government of any country or from any other Trust; and all these may be accepted in any form, such as money, bullion, ornaments, machinery, workshops, factories running concerns, stores, raw materials, fabricated goods, finished goods, managing agencies, royalties, rights, licences, concessions, useful animals and

Lakshmi Menon
PRINCIPAL
DANYAN TREE SCHOOL
JAIPUR

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Provided, however, that the Trustees may decline to accept any such donations or contributions at their discretion without assigning any reasons therefor.

b) Such donations, if accepted by the Trustees, shall be dealt with, as regards their investment and disposal, by the Trustees according to the wishes (if any) of the donor, unless such wishes are in violation of any law or in derogation to the objects of the Trust, and, in absence of any specific directions by the donor, they shall be dealt with according to the decision of the Trustees.

17. a) The Trustees may deposit any money, subject to the terms of this Trust Deed and whether required for the expenses of the Trust or not, in any Bank or in any Joint Stock Co and withdraw the same from time to time as they may decide. They may open accounts with any Bank or banking institution.

b) No portion of the Trust money shall be lent to, or kept in deposit with, any of the Trustees or any firm in which any of the Trustees may be a partner, nor shall any of the Trustees apply any portion of the Trust property or fund for his own use or benefit either directly or indirectly.

18. a) The Trustees shall cause to be kept true and correct, accounts of all assets and liabilities and money received and expenses incurred by them in respect of the Trust, and once in every year such accounts together with a balance sheet shall be examined, audited and certified by such auditor or auditors as may be appointed by the Trustees from time to time on such remuneration or otherwise as they may decide. These annual statements of audited accounts shall be adopted and signed by the Trustees soon after the same are ready as stated herein.

All the main account books of the Trust shall be kept at the head office of the Trust or at such other places as the Trustees may decide. The branches of the Trust, wherever established, may if desired by the Trustees, maintain separate accounts of their own, which shall be incorporated in the Head Office accounts and when considered proper and convenient but not later than the annual closing.

19 The Trustees are authorised to carry on the administration of the Trust in the manner they may consider best, and for the administration of the Trust, including the purpose or policy thereof, they may frame schemes, rules and regulations and may decide the same from time to time as deemed fit. They may also form committees or sub-committees for the purpose of the administration of the Trust or any part thereof.

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20 The Trustee may appoint any one or more Trustees as Managing Trustees or Managing Trustee and shall have the power to cancel and vary such appointments. After the death of the Trustee or trustee at his discretion, the power shall rest in the Board of Trustees. To the Managing Trustee (or Managing Trustees) may be delegated such powers as the Trustee or the Board of Trustees respectively, as the case may be, may decide from time to time by executing a power of attorney or otherwise authorizing the said Managing Trustee (or Managing Trustees) to act jointly or severally and with or without power to sub-delegate any of such powers to any other persons considered fit by this Managing Trustee for that purpose.

21. The Trustees may appoint paid or honorary Secretary or Manager and other officers and staff to manage and administer the Trust and to maintain the books of accounts of the Trust as well as to carry out correspondence and all other business on behalf of the Trust, as may be necessary, and pay their remuneration.

22. The Trustees may, in the conduct of the Trust business, employ agents and other employees and pay them salary or commission as they may, at their discretion, consider necessary, and delegate to or confer upon these agents or employees such authority and power on behalf of the Trust, as the Trustees may deem proper.

23. The Trustees for the time being shall meet at least once in every calendar year and at a time and place to be decided by them for the purpose of transacting the business of the Trust, and the decision of the majority of the Trustees shall regulate such business; provided always that it shall be open to the Trustees to make rules and regulations relating to such meetings and the conduct of their business.

Any Trustees may call a meeting of the Board of Trustees by giving each Trustee one week's notice or such shorter notice as the Trustees may decide from time to time. No notice of meeting need be sent to a Trustee who is not in India, at the time such meeting is held. A notice calling a meeting of the Trustees may be issued by the Secretary or Manager of the Trust

The quorum for a meeting of the Board of Trustees, unless otherwise determined, shall be two. But this shall not effect the power and right of the continuing Trustees to appoint another Trustee to make up the quorum so long as the number is below that.

Trustees, shall be as good as passed in a meeting of the Board of Trustees

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Principal
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Lalshree K. Singh
Principal
BAUMAN TREE SCHOOL
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