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60 Rs.



A 180.00
15.00
195/-

(or exempted
stamp duty) under the India
Stamp Act, 1899 (Act II of 1899)
Assam Amendment Act, 1924
No.

SWADESHI EDUCATION TRUST

G.S.Road, Ulubari

Guwahati-781 007, Assam

151
1994

THIS DEED OF TRUST is executed on this day of 15th June Nineteen
Hundred ninety four by

1. Prof. Nareswar Sharma (55) S/o Late Ratna Kanta Sarma, G.S.Road, Ulubari, Guwahati-781 007.
2. Dr. Gautam Goswami (42), Asstt. Professor, Radiology, Gauhati Medical College, S/o Late Bhubaneswar Goswami.
3. Rajib Borthakur (27), Business, S/o Padum Borthakur, 3rd Bye Lane Barmachal behind Anuradha Cinema, Guwahati-21.
4. Anima Bhattacharyya (48), D/o Late Prabha Nath Bhattacharyya, Salimar Paints Ltd., Panbazar, Guwahati.
5. Mrs. Meera Sharma (48) W/o Nareswar Sharma, G.S.Road, Guwahati-7
6. Swapna Banerjee (32), D/o Late Dwijen Banerjee, Paltan Pukurpar, Near Director State Fire Service.
7. Mr. R.P. Sharma (42), S/o Late Harinarayan Sharma, Advocate, Gauhati High Court.
8. Gayatri Goswami, (30) D/o Late Bhubaneswar Goswami, Lecturer, Gauhati University.
9. Dr. Mohan Bora (57) S/o Late Pua Ram Bora (Scientist Industrialist), Basishta, Guwahati.

Nareswar Sharma

Gautam Goswami

Mohan chandra Bora

R.P. Sharma

Meera Sharma

Anima Bhattacharyya

Gayatri Goswami

Swapna Banerjee

Rajib Borthakur

832
14/6/94

गणेश गणेश
जन्म मठ
द्वारा

in the Gauthi Sub-Register
Office by ...
Inspector (Civil)

15/6/94

Narayan Sharma

Minati Saini
Advocate
GA7

15.6.94

Narayan Sharma
Gautam Gaurami

Rajib Borthakur.

Arina Bhattacharya

Meera Sharma

Swapna Banerjee

R. P. Sahu.

Gayatri Goswami

Mohan Ch. Bora.

Heather is
Datta

- ① Prof. Narayan Sharma
 - ② Dr. Gautam Gaurami
 - ③ Rajib Borthakur
 - ④ Arina Bhattacharya
 - ⑤ Mrs. Meera Sharma
 - ⑥ Swapna Banerjee
 - ⑦ R. P. Sahu
 - ⑧ Gayatri Goswami
 - ⑨ Dr. Mohan Bora
- with exception

15.6.94

Minati Saini
Advocate, Gaurami

hereinafter referred to as FOUNDERS, which expression shall whenever the context so require admit, shall mean and include their respective successors in office.

1. Prof. Nareswar Sharma, (55) S/o Late Ratna Kanta Sarma, G.S.Road, Ulubari, Guwahati-781 007.
2. Dr. Gautam Goswami (42), Asstt. Professor, Radiology, Gauhati Medical College, S/o Late Bhubaneswar Goswami.
3. Rajib Borthakur, (27), Business, S/o Padum Borthakur, 3rd Bye Lane Barmachal Behind Anuradha Cinema, Guwahati 21.
4. Anima Bhattacharyya (48), D/o Late Prabha Nath Bhattacharyya, Salimar Paints Ltd., Panbazar, Guwahati.
5. Mrs.Meera Sharma (48) W/o Nareswar Sharma,G.S.Road, Guwahati-7.

Hereinafter referred to as the TRUSTEES, which expression shall, when ever the context so required admits, shall mean and include their respective successors in office.

1.
PREAMBLE :

Whereas the FOUNDERS are greatly interested in promotion, development and popularisation of education and teaching, training and to popularise science and job oriented education , studies in all levels, this TRUST is being created for the cause of education and teaching for social harmony and national intregation.

Nareswar Sharma
Gautam Goswami

Mohan Chandan Borah
Ramesh

Meera Sharma
Anima Bhattacharyya
Gautam Goswami
Swapna Banerjee
Rajib Borthakur

II. CREATION OF THE TRUST :

The FOUNDERS above namely hereby create a TRUST by the name and style of "SWADESHI EDUCATION TRUST" with the objects and conditions hereinafter mentioned.

Pursuant to the above, the FOUNDERS hereby transfer and deliver upto the TRUSTEES, a sum of rupees NINE THOUSAND.

The properties and rights in the said sum of rupees NINE THOUSAND (Rs 9000/-) being the total contribution of Rs 1000/- each from the founder TRUSTEE as aforesaid as well as other properties, monies that may hereinafter be transferred to the TRUSTEES and all addition, accretions and income therefrom and every part thereof shall stand vested in the TRUSTEES, upon trust, subject to the provisions hereof.

III. OBJECTS OF THE TRUST

1. To promote Education and teaching in all levels.
2. To support, promote or undertake publication of books, monograph periodicals.
3. To institute Fellowships, Scholarships, Awards and Prizes to recognise merit and meritorious work in all fields.
4. To liaison with schools, colleges, universities, educational Institutions, Research Organisations and other similar bodies to promote the cause of Education and Teaching.
5. To establish centre of learning, educational training, including vocational.
6. To support, promote science education, Engineering and Technology, oriental culture.
7. To sponsor and/or organise short term course, conference, seminars, workshop, group discussions, study tours, facts finding visits, data collection missions etc. in the broad area of education, learning and teaching.
8. To develop various types of AudioVisual and computer based learning, teaching and training programmes to update and modernise education system.
9. To create atmosphere for national integration, civic sense, and discipline.
10. To collaborate with similar institutions in the country/abroad for the purpose of promoting the cause of education.
11. To impart education to create self employment.

Haeswar Sharma
Gantam Ganwan
Mohan Ch. Bora
Ramesh

Meera Sharma
Anura Bhattacharyya
Gayatri Goswami
Swapna Banerjee
Rajib Borthakur

Contd.....4

IV. BENEFICIARIES :

Subject to the provision of the deed, the beneficiaries of the TRUST shall be such persons as the trustees may select and as set out hereinafter being in their opinion fit and proper to receive the benefits from the this TRUST in the furtherhence of the objects of the Trust as stated herein above. In such selection, the Trustees shall not discriminate on the ground of religion, caste, creed, colour, sex or language and nationality.

V. TRUSTEES :

There shall not be less than FIVE nor more than FIFTEEN trustees. The FIRST TRUSTEES are :

1. Prof. nareswar Sharma (55), S/o Late Ratna Kanta Sarma, G.S.Road, Ulubari, Guwahati 781 007.
2. Dr. Gautam Goswami (42), Asstt. Professor, Radiology, Gauhati Medical College, S/o Late Bhubaneswar Goswami.
3. Rajib Borthakur (27) Business, S/o Padum Borthakur, 3rd Bye Lane Barmachal, Behind Anuradha Cinema, Guwahati-21
- ✓ 4. Anima Bhattacharyya (48), D/o Late Prabha Nath Bhattacharyya, Salimar Paints Ltd., Panbazar, Guwahati.
5. Mrs. meera Sharma (48) W/o Nareswar Sharma, G.S.Road, Guwahati-7.

VI. TERMS OF OFFICE OF THE TRUSTEES :

The FIRST TRUSTEES shall hold office fro life or until he/she resigns or unless he/she becomes incapable of performing any of the duties as TRUSTEES. Terms of office of all other trustees shall be TWO years or such other terms as may be fixed by the Board of Trustees at the time of appointment. The retiring trustee shall be eligible for re-appointment.

VII REMOVAL OF THE TRUSTEES :

Notwithstanding what is stated in the above para, a Trustee shall cease to be a Trustee if the Trustee:

- a) Has become of unsound mind.
- b) is convicted of an offence involving moral tur/itude.
- c) is declared insolvent by a competent court.
- d) Has become physically disabled to discharge his duties as a Trustee.
- e) has failed to attend 3 cosecutive meetings of the Board of Trustees without obtaining leave of absence.
- f) Acts in any manner which in the opinion of the other Trustees is adverse to the objects and interests of the Trust or the Board is of the opinion that it is not desirable to retain him/her as a Trustee.

~~Nareswar Sharma~~
Mohan Ch. Bora
Bhramar
Gautam Goswami

Meera Sharma
Anima Bhattacharyya
Gayatri Goswami
Shwapna Banerjee
Rajib Borthakur

Contd.....5

VIII. VACANCIES :

Vacancies occurring in the office of the Trustees shall be filled at the meeting of the Board of Trustees. In so doing, Trustees shall always appoint a person interested in promotion of the objects of the Trust.

IX. VACANCY NOT TO INVALIDATE :

Any vacancy in the Board of Trustees or any irregularity in the appointment or their proceedings shall not invalidate any prior act or decision of the Board of Trustees.

X. MANAGING TRUSTEES :

Prof. Nareswar Sharmah shall be the sole Managing Trustee of the Trust. He shall hold office until the resigns for ceases to be a Trustee for reasons set out in clause.VI.. or he can nominate any other member or TRUST as Managing Trustee.

No person who is not a Trustee shall be entitled to be a Managing Trustee. When the concerned person ceases to hold office as Managing Trustee, the Board of Trustee may appoint any other Trustee to be the Managing Trustee for such term as they deem fit to fill up the vacancy. If after Prof. Nareswar Sharmah any difficulties arises about the appointment of Managing Trustee, majority of the founder Trustee may approach the District Commissioner of Kamrup, Assam to intervene or he will appoint any body, in his official capacity as Managing Trustee for the continuity of the Trust and its objects.

Subjects to the control and direction of the Trustee, the Managing Trustee shall have the general conduct of the affairs of and management of the Trust and its properties and business with power in perticular to enter into contracts on behalf of the Trust and discharge such other duties and function as may be specially assigned to him/her by the Board of Trustees including power to appoint, dismiss, employees or to represent the Board/Trust before Government, court, Tribunals and all public authorities, with power to institute and defend all legal proceedings, sign and verify pleadings, statements, returns, and accept notices, etc. and also operate on the Bank Account of the Trust. It shall be the duty of the Managing Trustees to regularly maintain accounts, records, and minutes of the Board of Trustees meetings, convene meeting and carry into effect all decisions of the Board of Trustees. The Managing Trustees shall place before the Trustees repports relating to the Trust, periodically for scrutiny, approval or such other sanction as the Board may deem fit.

Nareswar Sharmah
Mohan Ch. Borah
B. Sharmah
Guntam Gantam

Meera Sharma
Anoma Bhattekar
Gayatri Goswami
Swapna Banerjee

Contd.....

Rajib Borthakur

XI DECLARATION OF POWERS AND DUTIES OF A TRUSTEE :

The Trustee may from time to time, delegate to one or more of their Body such of their powers and duties as they deem fit subject, nevertheless, to retaining their ultimate control and supervision.

XII APPLICATION OF TRUST PROPERTIES AND FUND :

The Trust properties shall consist of what the Founders have endowed and can be augmented by their donations and contributions received for the furtherance of the object of the Trust.

Income derived by the Trust from investment of the Trust funds shall be applied in furtherance of the Trust objectives subject however that the investment shall remain intact. Any donation or contributions received by the Trust specifically earmarked by the concerned donor shall be in accordance with the desire and wishes of the donor. However, any fund invested shall be in accordance with the provision of the Income Tax Act.

XIII POWER OF THE TRUSTEES :

✓ The Trustees shall have full power and authority to administer the Trust, its properties, business and funds and to do all acts, deeds and things as are calculated to fulfil the objects for which the Trust is created. They shall be entitled to act notwithstanding any vacancy in the Board of Trust, the minimum of FIVE, they may nevertheless act for the purpose of filling-up of the vacancies on the Board of Trustees.

It is hereby made explicit that in applying the income or properties for the benefit of the beneficiaries, the Trustees shall have unaffected discretion as to the selection of beneficiaries, extent and nature of the benefit given, the periodicity and kind, the only guiding factor to be kept in view being the objects of the Trust and subject to the mode of selection has set out herein after.

✓ Without prejudice to the generality of the foregoing clause, the Trustees shall have power, for the purpose of the Trust :

- a) to acquire by purchase, grant, gift, exchange, lease, hire or otherwise land, building, securities, movables and properties of every description.
- b) to sell, mortgage, grant on lease, hire or otherwise alienate all properties of the Trust.
- c) to borrow money with or without security and repay the same.

Kareewar Sharma
Mohan Ch. Bora
P. K. Samal
Gauram Goswami

Meera Sharma
Anura Bhattacharya
Gayatri Goswami
Swarna Banerjee

Contd.....7

Rajib Borthakur.

- d) to open Accounts in Banks and provide for their operation by the Managing Trustee and one or more of Trustees as may be decided upon by them from time to time.
- e) to enter into contract and rescind them.
- f) to invest funds of the Trust not immediately required for the purpose of the Trust in such a manner as they deem fit and to vary all such investments, subjects to the limitations of the Income Tax Act.
- g) to receive and collect and enforce recovery of all monies due or payable to the Trust and grant necessary receipts and discharges thereof.
- h) to appoint, nominate, suspend and otherwise deal with the staff.
- i) to appear and act before the Govt. Court, Tribunal, State authorities, Public officers etc.
- j) to institute and defend all suits and other legal proceedings and compound them.
- k) to incur all necessary expenses in connection with the Trust and its management.
- l) to appoint a committee and to select and recommend the beneficiaries to receive benefits of the Trust as per the Rules in Clause VI above.

XIV DECISIONS OF THE TRUSTEES :

All the decisions of the Trustees will be taken at duly convened meeting of the Board of Trustees, and shall be taken by simple majority of the Trustees who attend and vote. Decisions may be taken by circulations of papers.

XV MEETINGS OF THE TRUSTEES :

- ✓ The Trustees may meet as ^{often} obtained as is necessary for the efficient conduct of the business of the Trust, the managing Trustee shall preside over the Board meeting. In his absence or inability to attend, the senior most
- ✓ Trustee shall preside. In the event of equality of votes at a meeting, the Chairman of the meeting, shall have a casting vote.

XVI MINUTES AND ACCOUNTS :

The managing Trustee shall maintain true, correct and accurate account of the properties of the Trust and funds of the Trust and Income & expenditure thereof. He shall also maintain and correct minutes of the Trustees deliberations. He shall get the accounts audited annually and place the audit report before the first quarter of each year.

XVII RULES MAKING POWER :

The Trustees may for giving effect to the terms of this deed, frame such rules as may be required from time to time with a view to conveniently and efficiently with expedition discharge their obligation under these Trust.

Narasimha Sharma
Mohan Ch. Bora
Ramesh
Gautam Gnanani

Meera Sharma
Anura Bhattacharya
Gayatri Goswami
Sudhakar Banerjee
Rajib Borthakur

Contd.....8

Such rules shall remain valid in all respects unless the same is repugnant to the terms of his Trust, deed or otherwise altered.

However no ammendment to the Trust Deed shall be carried out without the written consent of the Commissioner of Income Tax.

XVIII CONSEQUENCE OF FAILURE OF TRUST :

If for any reason this Trust should fail, the Trust properties and funds shall be transferred to the VIVEKANANDA KENDRA, Guwahati. The Trust shall be deemed to have failed if 50% of the Trustees present in the meeting of the Board of Trustees consent for dissolution of the Trust. On the dissolution of the Trust all its assets, building, fixtures cash in Bank and cash in hand or other assets in any form, liquid or tangible, shall automatically deemed to have been transferred to the VIVEKANANDA KENDRA, Guwahati. The VIVEKANANDA KENDRA, Guwahati may take over possession of the trust from the managing trustee, who shall execute all such documents/instrument as may be necessary.

THE TRUSTEES HEREBY ACCEPT THE TRUST :

FOUNDERS:

FIRST TRUSTEES

Nareswar Sharma

1. Pro.Nareswar Sarma

Gautam Goswami

2. Dr. Gautam Goswami

Rajib Borthakur

3. Rajib Borthakur

Anima Bhattacharyya

4. Anima Bhattacharyya

Meera Sharma

5. Mrs.Meera Sharma

6. Swapna Banerjee

R.P. Sharma

7. Mr. R.P. Sharma

Gayatri Goswami

8. Gayatri Goswami

Mohan Bora

9. Dr. Mohan Bora

Nareswar Sharma

1. Prof.Nareswar Sarma

Gautam Goswami

2. Dr.Gautam Goswami

Rajib Borthakur

3. Rajib Borthakur

Anima Bhattacharyya

4. Anima Bhattacharyya

Meera Sharma

5. Mrs. Meera Sharma

WITNESSES:

1. *Shahabuddin Ahmed*
Advocate
15.6.94

2. *Minati Sarker*
Advocate

15-6-94



The Clause No. IV (BENEFICIARIES) will now read as :

" This trust is purely a Public trust, only public at large will be the beneficiaries of the trust, without discrimination on the ground of religion, caste, creed, colour, sex, language and nationality. No trustee will get any benefit from the trust. The trust fund , property, any other earning, donation etc. will be utilised only for the purpose of the trust in furtherance of the objectives of the trust.

In witness whereof signed the above in presence of the following witnesses.

FOUNDERS:-

1. Sri Narasagar Sharma
2. Sri Kautam Goswami
3. Sri Anima Bhattacharya
4. Sri Meera Sharma
5. Sri Mahon Ch. Borah
6. Sri Rajib Borthakur
7. Sri Gayatri Goswami
8. Sri R. P. Sarma
9. Sri Sasipona Benerjee

TRUSTEES

1. Sri Narasagar Sharma
2. Sri Kautam Goswami
3. Sri Anima Bhattacharya
4. Sri Meera Sharma
5. Sri Rajib Borthakur

WITNESSES :-

1. Sri R. Ch. Goswami
- 2.

18.2

T. S.
M. D.
18.2.99

1633.

D

616

5RS



Deed no - 616/99

SP B - 616/99 (2 minutes)
= DEED OF RECTIFICATION =

SWADESHI EDUCATION TRUST

G.S. Road,
Guwahati- 781007

IV

25

Sd/- R. Choudhury

18.2.99.

F=20k
M=50k
CH=30k

18.2.99.

The original Trust deed of "Swadeshi Education Trust" registered at Guwahati Vide registered deed No. 1711 Dt. 15th. June, 1994 is hereby substituted the clause No. IV of the Trust Deed, by the following founders and trustees, by way of rectification, executed on this day of 18th February 1999.

1. Prof. Nareswar Sharma (59) S/o Late Ratna Kanta Sharma.
2. Dr. Gautam Goswami (46) S/O Late Bhubaneswar Goswami.
3. Ms. Anima Bhattacharyya (52) D/O Late Prabha Nath Bhattacharyya.
4. Mr. Meera Sharma (52) W/O Nareswar Sharma.
5. Dr. Mohan Ch. Bora (61) S/O Late Pua Ram Bora.
6. Mr. Rajib Barthakur (31) S/O Mr. Padum Barthakur.
7. Ms. Gayatri Goswami D/O Late Bhubaneswar Goswami.
8. Mr. R.P.Sharma (46) S/O Late Harinarayan Sharma.
9. Ms. Swapna Benerjee D/O Late Dwijen Banerjee.

Sd/- Nareswar Sharma
Sd/- Gautam Goswami
Sd/- Anima Bhattacharyya
Sd/- Meera Sharma
Sd/- Mohan Ch. Bora
Sd/- Rajib Barthakur.
Sd/- Gayatri Goswami
Sd/- R. P. Sharma

18.2

1955
5/2/99

गणपति नमो
उमने नमो
शुभारम्भ

18.2.99.

Si Narsar Sharma

SHARADH EDUCATIONAL TRUST
G-2 Road,
Chandigarh-161007
B.2.99.

Mr R. Choudhury

Si Narsar Sharma

The original Trust deed of "Shardh Educational Trust" registered at Chandigarh No. 171 of 1954 is hereby submitted for the purpose of registration, executed on the day of 18.2.99.

(1) Narsar Sharma

Mr Shar Adhikari

(2) Gautam Goswami

Gautam

(3) Rajib Borthakur

(4) Anima Bhattacharya

(5) Meera Sharma

Mr R. Choudhury

(6) Swarna Banerjee

18.2.99

(7) R. P. Sharma

(8) Gayatri Goswami

Si Narsar Sharma

Si Gautam Goswami

(9) Mr. Nishan Bora

Mr. Anima Bhattacharya

Let it be dispensed with

Si Meera Sharma

Mr R. Choudhury

Si Nishan Ch. Bora

18.2.99.

Si Rajib Borthakur

Si Gayatri Goswami

Si R. P. Sharma

Si Shar Adhikari