

127/07/10

भारतीय गैर न्यायिक INDIA NON JUDICIAL

एक हजार रुपये

ONE THOUSAND RUPEES

रु.1000

Rs.1000



केरल KERALA

735945

CARMEL EDUCATIONAL AND CHARITABLE TRUST

Vazhuthacaud, Thycaud P.O., Thiruvananthapuram

MEMORANDUM OF ASSOCIATION

This deed of educational and charitable trust is executed on the 26th day of February Two Thousand and Seven (26.02.2007) between (1) Sr. Emeline, aged 63, D/o. Joseph. K.V, Provincial Superior, St. Teresa's Provincial House, Chempumukku, Ernakulam (2) Sr. Mrudul, aged 38, Nun, D/o. T.J. George, Superior, Carmel Convent, Trivandrum, (3) Sr. Arul Jyothi, aged 52, Nun D/o. Philipose Joseph, Counsillor for Education, St. Teresa's Provincial House, Chempumukku, Ernakulam (4) Sr. Andrina, aged 64, Nun, D/o. Devasya Thomas, Carmel Convent,

(1) Sr. Mrudul Sr. Mrudul

(3) Sr. Renita Sr. Renita

(2) Sr. Andrina Sr. Andrina

(4) Sr. Grace Maria Sr. Grace Maria

(5) Sr. Emeline Sr. Emeline

(6) Sr. Arul Jyothi Sr. Arul Jyothi

(7) Sr. Janice Sr. Janice



Alice

Sr. ALICE GONSAL
Principal
Carmel School (CBSE)
Vittiyam, Peyad. P.O
Thiruvananthapuram-695573

Sr. Ashlony
Manager
Carmel School
Peyad P.O
Thiruvananthapuram-573

TRUST SUB REGISTERED
- 6 FEB 2007

भारतीय गैर न्यायिक

एक सौ रुपये

Rs. 100

रु. 100



ONE
HUNDRED RUPEES

भारत INDIA
INDIA NON JUDICIAL

केरल KERALA

B 074032

2

Trivandrum (5) Sr. Renita, aged 60, Nun, D/o. C. Agasthyan, Carmel Convent, Trivandrum (6) Sr. Janice, aged 54, Nun, D/o. Peter Perera, Carmel Convent, Trivandrum (7) Sr. Grace Maria, aged 55, Nun, D/o. E.B. Andru, Carmel Convent, Trivandrum, hereinafter called the permanent trustees which expression shall where the subject or context allows or admits be deemed to include the successors in office as also the permanent trustees of the Trust hereby created having all the rights and powers of the Permanent Trustees hereinafter described.

(1) Sr. Mrudul Sr. Mrudul (3) Sr. Renita Sr. Renita

(2) Sr. Andrina Sr. Andrina (4) Sr. Grace Maria Sr. Grace Maria

(5) Sr. Emeline Sr. Emeline (6) Sr. Arul Jyothi Sr. Arul Jyothi

(7) Sr. Janice Sr. Janice

Sr. Shelony
Manager
Carmel School
Peyad P.O
Thiruvananthapuram-573



Alice
Sr. ALICE GONSAL
Principal
Carmel School (CBSE)
Vittiyam, Peyad. P.O
Thiruvananthapuram-695573

No. 13480
23/2/67

Rs 100 Issued to Sr. Gemina Superior
St Teresas Provincial House Chempumukha
Ennakulam.

മാറ്റി പണം
ശ്രീ. ശ്രീകൃഷ്ണൻ നായർ

3) Sr Anita S. R.

D/o C. Agasthyas, nun, S. Anandara 730
residing at Carmel Convent, Thuvanchery

4) Sr. Grace Maria 730

D/o E. D. Mathu, nun Sr. Grace Maria
residing at Carmel Convent, Thuvanchery

122 of 200
15/2



केरल KERALA

B 074033

3

Whereas the permanent trustees as stated above are the members in the succession in the **CONGREGATION OF THE CARMALITE SISTERS OF ST. TERESA, KERALA** and are desirous to form a charitable trust for the educational environmental, cultural, agricultural and social and any other field or circumstances that allows for the social activity for time being for the reshuffle and upliftment of the needy and the lower strata of the society do hereby declare and transfer into the Trust a sum of Rs. 1000/- (Rupees One Thousand only) each to be held in the Trust as 'Trust Property'

- (1) Sr. Mrudul Sr. Mrudul (3) Sr. Renita Sr. Renita
(2) Sr. Andrina Sr. Andrina (4) Sr. Grace Maria Sr. Grace Maria
(5) Sr. Emeline Sr. Emeline (6) Sr. Arul Jyothi Sr. Arul Jyothi
(7) Sr. Janice Sr. Janice

Sr. Helmy
Manager
Carmel School
Peyad P.O
Thiruvananthapuram-573



Alice
Sr. ALICE GONSAL
Principal
Carmel School (CBSE)
Vittiyam, Peyad. P.O
Thiruvananthapuram-695573

2007

III Name of the Trust

The name of the Trust shall be Carmel Educational & Charitable Trust, Vazhuthacaud, Thiruvananthapuram.

IV Address of the Trust

The address of the Trust shall be as below :
Carmel Educational & Charitable Trust, Vazhuthacaud, Thycaud P.O., Thiruvananthapuram-14.

V Composition of the Trust

There shall be a Board of Trustees for the Trust composed of :

- The Trustees whose name and address are mentioned herein before who expressed their willingness to serve as Trustees for life, such Trustees are permanent Trustees.
- who will contribute to this Trust a sum not less than Rs. 10000/-.
- One representative elected by persons from among themselves who will contribute to this Trust a sum of Rs. 5000/- or more but less than Rs. 10000/-.
- One representative elected by persons from among themselves who will contribute a sum of Rs. 3000/- or more but less than Rs. 5000/-.
- One representative elected by persons from among themselves who will contribute to this Trust a sum of Rs. 1000/- or more but less than Rs. 3000/-.
- The persons who will contribute amounts to the Trust as per clause V (b), (c), (d) and (e) are hereinafter referred to as 'Contributing Members' of the Trust.

Alice

Sr. ALICE GONSAL
Principal
Carmel School (CBSE)
Vittiyam, Peyad. P.O
Thiruvananthapuram-695573

Sr. Shalmy
as Manager
Carmel School
Peyad P.O

Thiruvananthapuram-573

Thiruvananthapuram-695573

Sr. Mrudul Sr. Munday (3) Sr. Renita Sr. Renita

(2) Sr. Andrina

Sr. Andrina

(4) Sr. Grace Maria

Sr. Grace Maria

(5) Sr. Emeline

(6) Sr. Anil Ivathi


Sr. Anil Ivathi



No: 13481
23/3/07

Value Rs 100/- issued to Sr. Enclina
Superior St Thomas Provincial house
Chempurankulam Eranakulam.

Delivered by


മുദ്ര: 
മി. (ശ്യാമ)മാരയ്ക്കു നാഥൻ

J Sehan Somof John Palamodill Lasimul Brophy



Rajmayer
Varukku Keri
Tm 23

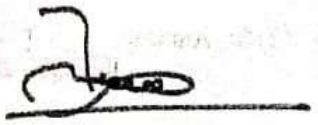
Sree Kumalan Nair ~~Kunal~~ Somof Kaimapillai.
Residing at Chithoor Komam Veedu Poojappada, Dak
24 March 2007 Sub Registrar



IV: 399
23-31.

Registered as No (2) of 2007 at
book IV Volume 399 on
Page 23 to 31
15 Street 34 Street

2nd May 2007



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- One representative elected by persons from among themselves who will contribute to this Trust a sum of Rs. 5000/- or more but less than Rs. 10000/-.
- One representative elected by persons from among themselves who will contribute a sum of Rs. 3000/- or more but less than Rs. 5000/-.
- One representative elected by persons from among themselves who will contribute to this Trust a sum of Rs. 1000/- or more but less than Rs. 3000/-.
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Principal
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Sr. Shalmy
as Manager
Carmel School
Peyad P.O

Thiruvananthapuram-573

Thiruvananthapuram-695573

Sr. Mrudul Sr. Munday (3) Sr. Renita Sr. Renita



(2) Sr. Andrina

Sr. Andrina

(4) Sr. Grace Maria

Sr. Grace Maria

(5) Sr. Emeline

(6) Sr. Anil Ivathi

Sr. Anil Ivathi

- (g) If the Chairman of the Board of Trustees feels that for the administrative facility and management efficiency more members are to be included in the Board of Trustees the Chairman, in consultation with the Board of Trustees can nominate two persons to the Board of Trustees and are hereinafter referred to as the 'Nominated Trustees'.
- (h) The term of office of the Trustees as per clause V (b), (c), (d), (e) and persons nominated by clause V(g) are for Three years for which period the Board of Trustees is constituted. After the expiry of the tenure, they have every right to be re-elected and re-nominated as the case may be. If the nomination as provided by clause V (g) is done at a later stage of formation of the Board of Trustees the tenure of such nominated Trustees shall be the remaining period of the Trust. The Nominated Trustees have the same right as that of the elected Trustees.
- (i) The permanent Trustees hold office for life. In the event of any vacancy amongst the permanent Trustees by reason of death or resignation or incapability of a permanent Trustee, the remaining permanent Trustees can by majority of opinion select a person as a permanent Trustee and such Trustee will hold office for life. The succession of the office of a Permanent Trustee shall be by the decision of the majority of the remaining Permanent Trustees.

Alice

(j)

Sr. ALICE GONSAL
Principal

Carmel School (CBSE)
Vittiyam, Peyad. P.O

Thiruvananthapuram-695573

(k) In no case the maximum number of Permanent Trustees shall exceed nine members.

No person who is a minor or an un-discharged insolvent or one convicted by a court of law or of unsound mind shall be eligible to be a Trustee.

[Signature]
Manager
Carmel School
Peyad P.O

Thiruvananthapuram-573



(1)

Sr. Mrudul *[Signature]* (3) Sr. Renita *[Signature]*

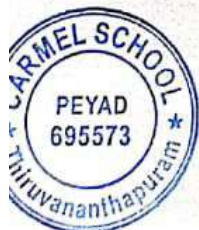
- (i) To borrow any amount as the security of the Trust properties and other assets of the Trust for any of the objects of the Trust.
- (j) To invest any surplus funds in any manner they deem fit in the interest of the Trust.
- (k) To appoint or make provision for the constitution of a Sub Committee of the Trustees and other experts to attend or supervise or to conduct specified jobs or functions or Trust matters in such manner and subject to such rules and regulations as the Trustees may prescribe.

2. In the event of a new Trustee being nominated and on her acceptance in writing of her nomination, the Trust property shall automatically vest in her along with other Trustees for the time being and she will be entitled to carry out all the powers and duties of a Trustee without any other deed or writing.

3. The Board of Trustees shall function as the Managing Committee of all the institutions under the Trust and shall hold separate meeting as and when time required in the capacity of Managing Committee to take decision pertaining to the administration of such institutions.

4. The Trustees may accept any donations, offerings or any contributions in cash or in kind from any person, firm, company, corporation, associates or any well-wishing agency for the furtherance of the object of the Trust if such contributions are bearing no preconditions or obligations. The Trustees may also take over management of any other charitable or public institutions on such terms and conditions as they think fit and may manage such institutions.

Alice
 F. ALICE GONSAL
 Principal
 Carmel School (CBSE)
 Vittiyaam, Peyad. P.O
 Thiruvananthapuram-695573



Sr. Shalmy
 Manager
 Carmel School
 Peyad P.O
 Thiruvananthapuram-573

(1) Sr. Mrudul *Sr. Mrudul* (3) Sr. Renita *Sr. Renita*

VI Powers and Duties of the Trustees.

I. The Board of Trustees have powers:

- (a) To manage and control the properties of the Trust and other establishments belonging to the Trust and under its management.
- (b) To elect a person each among the Permanent Trustees as Secretary and as Treasurer of the Trust.
- (c) To charge moderate fees and charges for the outlay and expenses incurred for the upkeep and maintenances of the institutions established under the Trust.
- (d) To frame such rules and regulations as are necessary but not inconsistent with the provisions of this deed for the proper and efficient management and administration of the Trust and the institutions established under the Trust.
- (e) To appoint such officers and employees as may be necessary for the proper conduct of the business of the Trust and other institutions and establishments under the Trust.
- (f) To appoint legal and subject experts as advisors or to enter into terminal or in such determined period in agreement with such persons or firms for their expertise in matters relating to the Trust and its institutions and establishments.
- (g) To fix salary and other emoluments and terms and conditions of service of such officers or firms as the case may be.

To take disciplinary action against the disobeying employees of the Trust and other institutions and establishments under the Trust. To terminate or extend the period of service of such persons and firms appointed vide VI (f) above.

Alice
 ALICE GONSAK(h)
 Principal
 mel School (CBSE)
 tiyam, Peyad. P.O
 manthapuram-695573

S. S. Selvaraj
 Manager
 Carmel School
 Peyad P.O
 Thiruvananthapuram-573

(1) Sr. Mrudul *Sr. Mandray* (3) Sr. Renita *S. K. B.*



5. The Trustees shall be at liberty to sell such portion or portions of the movable properties forming part of the Trust property either by public auction or by private sale at such price and in such term and conditions the Trustees in their absolute discretion think fit.
6. The Trustees shall have full authority to compromise or compound all actions, suits and other proceedings and settle differences and disputes touching the Trust property or any of the activities or endeavors, services, propagation etc., undertaken by or introduced by the Trust at length and refer such disputes to arbitration and to adjust and settle all accounts relating to the Trust property and appease all discords or disagreements thereof and to do all other acts and means fully and effectively without being liable or answerable for any bonafide loss occasioned thereby.
7. In execution of the duties and powers conferred by this deed Trustee shall not be made liable for any loss caused to the Trust arising by reason of any improper investment made bonafide and in good faith or for the negligence or fraud of any agent employed by them or by reason of any error of judgement or act, default, mistake or omission done in good faith under bonafide belief by any Trustee except willful neglect and individual wrong or fraud on the part of the Trustee who is sought to be made liable.

8. The costs, charges and expenses of administering the Trust and for the determination of any question arising under these presents or other expenses incurring by the Trustees in the discharge of their duties including traveling expenses shall be made by the Trust from time to time.

Sr. Shalmy
Carmel School
Peyad P.O
Thiruvananthapuram-573

Alice
Sr. ALICE GONSAL (1)
Principal
Carmel School (CBSE)
Vittiyam, Peyad. P.O
Thiruvananthapuram-695573

(2) Sr. Andrina

Sh. Andrina

Sr. Mrudul *Sr. Mrudul*

(3) Sr. Renita

Sr. Renita

(4) Sr. Grace Maria *Sr. Grace Maria*

(6) Sr. Anil Ivathi

Sr. Anil Ivathi



9. All proceedings and matters and questions arising at the meeting of the Trustees shall be decided by a majority of votes and in case of equality of votes the Chairman shall have a second or casting vote. Provided, however, that no question relating to the disposal of immovable property of the Trust shall be decided except with the consent of the Chairman and Secretary.
10. To authorize the execution of any agreement, contract, document or any other writing required to be signed or executed on behalf of the Trust the Secretary and two of the Trustees to be nominated in their behalf by the Board of Trustees and make the same effective and binding on the Trust properties as if it has been signed by all the Trustees.
11. The Trustees with the consent of the Secretary or in her presence have access to all the accounts, registers, documents, etc. of the Trust and the institutions and other establishments belonging to it.
- VII **Quorum:** $\frac{2}{3}$ of the Board of Trustees or 4 of the Permanent Trustees plus at least one of the elected Trustees at a meeting shall form quorum for any meeting of the Board of Trustees.

VIII **Financial year:** The financial year of the Trust shall commence from the 1st day of April of every year.

Alice
Sr. ALICE GONSAL
Principal
Carmel School (CBSE)
Vittiyam, Peyad. P.O
Thiruvananthapuram-695573

IX **Powers and Duties of the Chairman**

The Provincial Superior, or her successor in office shall be the Chairman of the Trust. She shall preside over the meeting of the Trustees. The Chairman shall be the General Manager of all institutions under the Trust. The Chairman is empowered to nominate two Trustees from among those persons who have established themselves their personality in their respective fields of specialization for the proper and effective management of the Trust and its institutions if it warrants so.

Sr. Shalmy
Manager
Carmel School
Peyad P.O
Thiruvananthapuram-57



(1) Sr. Mrudul *Sr. Mrudul* (3) Sr. Renita & 12 0

The Secretary shall maintain books of accounts, documents, cheques and registers and all other records and vouchers for and on behalf of the trust. The Secretary may retain in her custody cash not exceeding Rs. 20000/- for the day-to-day expenses of the Trust or its institutions.

The Secretary shall be the custodian of all the registers, documents and all other records pertaining and relating to the Trust and its daily administrative affairs and she may make available the said records in her presence or in writing to any of the Trustees on proper and genuine demand for verification or reference for the better interest of the Trust.

The Trust shall appoint an auditor for each completed financial year for the audit of accounts and transactions, rectify the defects, if any, pointed out by the Auditor. The Secretary shall place the accounts, registers and all other documents, balance sheet and audit report before the Trust Board convened for this purpose within six months or such extended period as fixed by the Board of Trustees from the end of the previous final year and get it approved by the Board of Trustees.

Alice
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Powers & Duties of the Treasurer

The Board of Trustees from among themselves may elect one Treasurer for a normal period of 3 years or till the end of the period of office of the Board whichever is earlier. However, it remains all rights to the Trustee to be re-elected as Treasurer. The Treasurer shall be responsible for and deal with all financial matters of the Trust and its undertakings. She shall maintain all records relating to the financial matters and present it before the meetings of the Board of Trustees

Sr. Shalmy
Manager
Carmel School
Peyad P.O
Thiruvananthapuram-573

(1) Sr. Mrudul Sr. Mrudul (3) Sr. Renita Sr. Renita

Sr. Andrina (4) Sr. Grace Maria Sr. Grace Maria

X **Powers & Duties of the Vice Chairman**

The Trust shall have a Vice Chairman. The Superior, Carmel Convent, Vazhuthacaud, Trivandrum or her successor in office shall be the Vice-Chairman. She shall also be the Local Manager of the institutions under the Trust. In the absence of the Chairman the Vice Chairman shall preside over the meetings of the Trust. In the absence of the Chairman the Vice Chairman shall have all the powers and duties of the Chairman except for the powers to nominate Trustees.

XI **Powers & Duties of the Secretary**

A Secretary shall be elected by themselves from among the Permanent Trustees for a period of 3 years or till the expiry of the office of the Board of Trustees with right and chance to be reelected.

1. The Secretary shall represent the Trust in all its legal proceedings. The Secretary shall convene meetings of the Board of Trustees at least once in 6 months in consultation with the Chairman and for which seven days notice is to be given to the Trustees. In extra-ordinary circumstances the Secretary can convene the Board meeting in consultation with the Chairman by giving one-day notice to the Trustees.
2. The Secretary shall maintain registers containing the name and address of persons who have contributed amounts into the Trust mentioned in Clause V (b) to (e).
3. The Secretary shall maintain and operate Bank accounts in the joint name of the Vice Chairman who is also the Local Manager and Superior of Carmel Convent, Vazhuthacaud, Thiruvananthapuram and the Secretary.
~~and the Secretary.~~

Secretary. The Treasurer shall obtain receipts for all monetary transactions and pass it to the Secretary for maintaining registers and for annual audit of the accounts.

XIII Election to the Board of Trustees

Election to the Board of Trustees shall be conducted as provided in clause V (b) to (e) one month before the expiry of the term of office of the Board of Trustees. The Secretary shall convene a meeting of the contributing members as mentioned in clause V (b) to (e) after giving seven days clear notice of such meeting. They shall from among themselves elect one person each to be the member of the Board of Trustees in succession to those whose term of office is to expire. If there arise contest for the post the Secretary has to adopt procedures of an election through secret ballot. The Secretary shall publish in the Trust Notice Board the name and address of all the contributing members under clause V (b) to (e) one month prior to the date of such meeting.

The contributing members who are not able to attend the meeting and to cast vote can appoint a proxy with the permission of the Secretary for attending the meeting and to cast vote for and on his / her behalf.

XIV Beneficiaries

All persons without any regard or discrimination to caste, creed, religion and nationality are the beneficiaries of the Carmel Educational & Charitable Trust, Vazhuthacaud, Thycaud P.O., Thiruvananthapuram.

(1) Sr. Mrudul Sr. Mrudul (3) Sr. Renita Sr. Renita

(2) Sr. Andrina Sr. Andrina (4) Sr. Grace Maria Sr. Grace Maria

(5) Sr. Emeline Sr. Emeline (6) Sr. Arul Jyothi Sr. Arul Jyothi

(7) Sr. Janice Sr. Janice Alice Sr. Shalomy

Sr. ALICE GONSAL
Principal
Carmel School

Manager
Carmel School



to establish Industrial estates, Technical and Industrial Institutions to train and to provide employment to women and weaker-section of the society.

To undertake any kind of charitable and philanthropic activities time and circumstances warrant.

XVII Membership

Persons from all over the world and walks who have completed 18 years of age and having mental stability and not convicted by a court of law are eligible for being the contributed member of the Trust.

XVIII Associate membership

Any person who is interested in the principles, objects and character of the Trust can be an associate member of the Trust by paying an amount not less than one thousand rupees to the Trust. Such Associate members shall be special invitees to all the functions and programmes of the Trust and the institutions under the Trust. They have no right or authority to question, challenge or interfere with the affairs of the Trust.

Alice
Sr. ALICE GONSAL
Principal
Carmel School (CBSE)
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Thiruvananthapuram-695573

XIX Removal of the Trustees

The Board of Trustees by a $\frac{2}{3}$ majority for the time being and after arriving at a definite conclusion in writing remove any Trustee permanent or otherwise from the office of the Trusteeship if the Trustee proposed to be removed is found guilty of serious misconduct in relation to the Trust property, Trust affairs or Trust rules or the like. Provided that the Trustee proposed to be removed shall be given a full and fair opportunity of explaining his/her conduct or the charges leveled against him/her for his / her removal. The decision of the Board of Trustees in this behalf shall be final and binding and shall not be called in question anywhere.

Sr. Shalini
Manager
Carmel School
Peyad P.O
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Office of the Trust

The Carmel Educational and Charitable Trust is having its headquarters at Carmel School campus, Vazhuthacaud, Thycaud P.O., Thiruvananthapuram. The Trust shall or may have or establish its operational working units or branch offices at various places in India and abroad in accordance with law prevailing then and there.

XXI Term of office of the Board of Trustees

The term of office of the clause V (a) trustees as stated hereinbefore are permanent trustees and they shall hold office for life. The term of office of the Trustees as per clause V (b) to (e) and (g) is ordinarily be 3 years and they have every right to be reelected or re-nominated as the case may be after the expiry of the tenure. If any vacancy arises due to the death, resignation or incapacity of a trustee elected as per clause V (b) to (e) before the expiry of the Board of Trustees, the Secretary may conduct election to the said post and the period of such elected Trustee shall be for the remaining period of the Board of Trustees.

The Board of Trustees shall with the approval of 2/3 majority of the Trustees for the time being and amend, vary, alter, omit or add to the provisions of these presents, provided that it shall not be repugnant to the basic principles, purposes, objects and character of the Trust.

Alice

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Principal
Carmel School (CBSE)
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Thiruvananthapuram-695573

XXII Social and Charitable Commitments of the Trust

The Carmel Educational and Charitable Trust, Vazuthacaud, Thiruvananthapuram is planned and constituted as a public Trust purely for charitable purpose and not for the benefit of the Trustees or any particular caste or community or section of the society. In case in the time being the Trustees find that they cannot go on with the functions of the Trust by a 2/3 majority of the Trustees the Trust can be dissolved. On winding up of the activities of the Trust whatever

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