



050/

2752  
8.10.2005

Swaminathan Saraswathi  
educational trust  
Salem

S. Swaminathan

சுவாமிநாதன் சரசுவதி  
பாடகல்வித் திட்டம்  
சாலை-3  
I. No: 6205-4/CI-91/2-9-97

228/65

**TRUST DEED**

This Deed of Trust executed at Salem on this 14<sup>th</sup> Day of November 2005 by,

**Mr.S. SWAMINATHAN,**

S/o. Sengoda gounder,  
aged 59 years, residing at  
9/6, Swamy Illam, N.S.P.Garden,  
Erumapalayam Main Road, Seelanayakanpatty,  
Salem - 636 201.

hereinafter called the "Author / Founder" of the Trust.

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**Founder**

The above founder has decided to create a charitable trust to carry out the charitable activities as mentioned in the object clause of this trust deed

*[Signature]*  
[S.SWAMINATHAN]

DOCUMENT  
No 228 / Year 2005  
Page No 1  
Total Pages 1

228  
BK 4 / 2005

Presented in the Office of the  
Sub Registrar of Ayudhiyapattanam  
and fee of Rs. 205 Paid  
between the hours of 3 to 4 PM  
on the 14th November 2005  
[Signature]

Document No. 228 of 2005  
of Book 4 Contains 14  
Sheets 15 Sheet. 5  
[Signature]  
SUB REGISTRAR,

Execution Admitted By,  
LEFT THUMB

[Signature] S/o Sengoda Gounder  
9/6 Srinany Illam N.S.P. Garden Erumapalayam  
Main Road, Seelanaickenpatty Salem. 636201  
verified in Driving licence NO R/TN/027/006658  
2001

Identified by

[Signature] P. MAHALINGAM. A.O. S/o. V. PERUMALGOUNDER  
JALAKANTAPURAM 636501. METTUR (TK) SALEM [DT]

K. சி. குமார், S/o கிருஷ்ணன் S.N. கந்திரை P. கந்திரை  
உடை D.T. 636106.

14th day of November 2005  
[Signature]  
SUB REGISTRAR,

DOCUMENT  
No. 228 / Year 2005  
Page No. 4  
Total Pages 15  
Sub-Registrar.

Registered as No. 228 of 200... of Book 4

Date 14.11.2005

[Signature]  
Sub-Registrar  
Ayudhiyapattanam.



2751 Swaminathan Saraswathi S. தங்கவேலு  
 8.10.2005 educational trust சுகீதகாந்தகார் விடுவினாபாளர்  
 Salem காதலாம்பட்டி, கோயம்புத்தூர்-6  
 I. NO: 6205-4/CI-SI/2-9-97



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and in pursuit thereof has declared initial sum of Rs.1,0001/- (Rupees Ten Thousand and One only).

WHEREAS the founder of this trust is desirous to help people of general public and the benefits of the trust shall open to all the persons irrespective of their caste, creed or community has created this public charitable trust wholly for charitable purpose.

WHEREAS in order to achieve the desire of the author of the trust, the author of the trust has created this charitable trust under the name and style of "SWAMINATHAN SARASWATHI EDUCATIONAL TRUST"

*[Signature]* ...3





₹ 50/-

S. Sarathi

2753 Swaminathan Saraswathi  
8-10-2005 Educational Trust  
Salem

S. Sarathi  
சுப்பிரமணியன் எஸ்.சுவாமிநாதன்  
எஜமானர்கள், கோவை-6.  
I. NO: 6205-4/C1-91/2-9-89



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AND WHEREAS the author of the trust while deciding to function as the managing trustee has appointed the following persons as first trustees, who shall hold the office as life trustees:-

1. Mrs. S.SARASWATHI,

W/o. S.Swaminathan, aged 46 years,  
9/6, Swamy Illam, N.S.P. Garden,  
Erumapalayam Main Road, Seelanayakanpatty,  
Salem - 636 201.

2. Mr. S.VENKATESAN,

S/o. S.Swaminathan, aged 24 years,  
9/6, Swamy Illam, N.S.P. Garden,  
Erumapalayam Main Road, Seelanayakanpatty,  
Salem - 636 201.

Jan





₹ 50/-

*[Handwritten signature]*

2754  
8-10-2005

Swami rathan saraowathi  
educational trust  
Salem

S. தங்கவேலு  
சாலைமேல் வீட்டுமையாள்  
சாலைமேல், சென்னை-6  
T. N. 6207-4 CI-81/2-9-05



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3. Mr. M.RAMASAMY,

S/o. Muthu Gounder, aged 65 years,  
Gounder Complex,  
Udayarpalayam,  
Thammampatty,  
Attur (TK), Salem - DT.

4. Mrs. R.KUPPAYEE,

W/o. M.Ramasamy, aged 63 years,  
Gounder Complex,  
Udayarpalayam,  
Thammampatty,  
Attur (TK), Salem - DT.

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to carryout the objects of the trust and to discharge the powers and duties provided hereunder and the trustees have accepted the trust.

**NOW THIS DEED WITNESSETH AND IT IS HEREBY DECALARED AS UNDER:**

**I. NAME**

The Trust hereby constituted shall be called as **SWAMINATHAN SARASWATHI EDUCATIONAL TRUST**

**II. OFFICE : THE TRUST OFFICE BUILDING IS RENTED BUILDING**

The Registered office of the trust shall be situated at 4/1, Masinaickan patti, Valappadi -T.K, Salem - 636 103 may be shifted to such other place or places as decided by the trustees.

**III. JURISDICTION**

The Charitable Trust shall have its functional jurisdiction throughout India and in any part thereof and no activity will be carried outside India.

**IV. DEFINITIONS**

In this deed the following terms where the context admits have the following meanings.

- a) **SWAMINATHAN SARASWATHI EDUCATIONAL TRUST** means the Charitable Trust established by this deed.
- b) **TRUSTEES** means the Trustees named herein and such other Trustees as elected nominated or appointed as provided in this Deed.
- c) **BOARD OF TRUSTEES** means **BOARD** constituted by all trustees.
- d) **TRUST FUND** means
  - 1) The Fund contributed by the Founder / Author of the Trust.
  - 2) All the money, investments and properties paid or transferred to and accepted by the Trustees as additions to and accepted by the trustees as additions of the trust Fund.

*[Handwritten signature]*

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- 3) The investments and property from time to time representing such investment additional or accretions or any part or parts thereof.
- 4) At present there is no movable or immovable property other than the initial amount of Rs.10,001/- contributed by the author of the trust.

#### V. OBJECTS OF THE TRUST

The objectives of SWAMINATHAN SARASWATHI EDUCATIONAL TRUST are generally more that are enumerated on charitable under the provisions of the Income Tax Act, 1961 as amended up to date and in particular the following:

- (a) To promote education and culture by establishing and managing educational institutions like schools, colleges, universities and other educational institutions, medical, Teacher Training Institute, Arts and Science College, Engineering, Polytechnic, Paramedical Sciences, Colleges of other Vocational Centers, Construction and running of Hospital and for any other charitable purposes in Law, scientific, commercial, Industrial and Technical and do all the things that are necessary for establishment, management and promotion of such institutions.
- (b) To establish forums and centers and arrange to render services to the old and incapacitated, and medical relief and charity to the poor, needy and deserving people.
- (c) To disseminate knowledge for the betterment of youth and general public to create job opportunities and to train youths for self employment to fit in the overall objectives of Human Resources Development.
- (d) To provide education, medicine, food, clothing, water, light, shelter and medical relief for the poor and needy persons and to give help to them either in cash or kind or otherwise.

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- (e) To help poor students and under privileged section of people to pursue their education by granting scholarships, donating books and note book etc.,
- (f) To conduct educational tours and debates for the expansion of knowledge and betterment of the students.
- (g) To do all others acts those are necessary and conducive to the achievement of the object or objects of the Trust.

The Trust shall not carry on any activity other than those activities, which are incidental or conducive to the attainment of the objectives of the trust, with the intention of earning profit.

## VI. DUTIES AND OBLIGATIONS OF THE TRUSTEES

The trustees shall hold the capital and income of the Trust fund upon trust and apply the same at such time or times and in such manner as they may in their absolute discretion think fit for all or any one or more of the objectives of the charitable trust herein before declared. The Trustees shall invest the trust funds in scheduled Banks, Government Securities or such other institutions or Securities as approved and notified under section 11(5) and section 13(1)(d) of the Income Tax Act, at no time they are entitled to any remuneration and they shall work in Honorary capacity. They shall however be entitled to reimbursement of out of pocket expenses incurred by them in the course of discharging their duties as trustees.

No income or investment belonging to the trust shall be utilised for payment to any trustee by way of interest, profit, dividend etc. The income and the funds of the trust shall be utilised solely for the objects of the Trust.



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## VII. DONATIONS AND CONTRIBUTIONS

The Trustees shall have the power to accept any donations, grants, gifts, subscriptions and contributions in the form of cash or other movable or immovable properties for the purpose of the trust from any person and the trustees shall supply a very such properties acquired by the trust for the achievement of the objects of the trust.

## VIII. NUMBER OF TRUSTEES

The number of trustees shall be not less than Three and not more than Nine and the trustees may co-opt new trustees and the trust board shall consist of numbers in odd number only.

## IX. CHAIRMAN AND MANAGING TRUSTEE

The author of the Trust Shri. **Mr.S.Swaminathan** shall be the Chairman and Managing Trustee and he shall hold the office for life subject to voluntary relinquishment, retirement or legal removable.

## X. APPOINTMENT AND REMOVAL OF TRUSTEES

- a) The Trustees shall have the power to appoint additional trustees subject to the condition that the total number of the trustees shall not exceed 9 and the numbers of the trustees are in odd numbers.
- b) The Trust Board shall be constituted by the life time trustees named in this deed. They can nominate their successors to succeed after their demise.
- c) If any trustee including original trustee is found to be willfully negligent or to have committed any fraud on the trust or have by any means found to be working against the interest of the trust or flouting the fundamental objectives of the trust or found to be guilty of moral



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turpitude he shall be removed from his office of the board by other trustees by its majority before any action contemplated shall be given to him to explain his position.

d) In the event of any vacancy of the trust board by resignation, removal, retirement or any natural causes, the vacancies shall be filled up from members of the family of the first trustees of the trust namely :-

1. Mr. S.SWAMINATHAN,
2. Mrs. S.SARASWATHI,
3. Mr. S.VENKATESAN,
4. Mr. M.RAMASAMY,
5. Mrs. R.KUPPAYEE.

e) The continuing trustee or trustees shall have power to manage the trust and its properties irrespective of any vacancy created in the Board of Trustees.

f) The trustees shall have power to appoint any person for management of the affairs of the trust.

g) The trustees shall have power to expend money for the trust and the trust shall reimburse the amounts spent by the trustees for the purpose of the trust.

h) The Managing Trustee shall preside over the meetings of the trustees and in his absence any one of the trustee elected by the trustees present at the meeting shall preside over the meeting.

i) The appointed or nominated trustees shall hold office for a term of 5 years from the date of nomination or appointment.

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## XI. POWERS OF THE MANAGING TRUSTEE AND OTHER TRUSTEES

- a) The Managing Trustee shall have powers which are necessary to carry out the objects of the trust.
- b) The Managing Trustee shall be in custody of the documents of title of the properties of the trust.
- c) The Managing Trustee shall be in custody of the account books of the trust.
- d) The Managing Trustee shall have the power and authority to open and operate an account with one or more Banks in the name of the trust.
- e) The Managing Trustee shall have the power to appoint, transfer and dismiss any person as officers to effectively carry out the objects of the trust.
- f) The Managing Trustee shall have the power to fix the terms of the employment of the servants for carrying out the objects of the trust.
- g) The Managing Trustee shall have the power to enter into contracts with any person for acquiring properties or taking properties under lease or giving properties under lease to third persons and to acquire and hold properties for the trust in the name of trust.
- h) The Managing Trustee shall have the power to sell the whole or any part of the properties or assets of the trust movable or immovable on such terms and conditions as they may decide.
- i) The Managing Trustee shall have the power to borrow money or to raise loans with or without security and for this purpose if necessary, mortgage, charge, encumber or

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hypothecate or pledge any property of the trust, immovable or movable and to execute the necessary deed of documents in respect thereof.

- j) The Managing Trustee shall have the power to appoint Chartered Accountants and Advocates to represent the trust before the Income Tax and other revenue authorities and to prosecute or defend civil or other proceedings before courts of law.
- k) The Managing Trustee shall be entitled to sign the Tax Returns and Pleadings.
- l) The Managing Trustee shall be entitled to enter into compromise with litigating parties and enter into agreements for appointment of Arbitrators and refer the matter for Arbitration and etc.

## XII. ACCOUNTS

- a) The trust shall maintain regular accounts of all its transactions showing clearly the receipts and expenditure. All the expenses of the trust shall be properly vouched.
- b) The accounts of the trust shall be closed on 31<sup>st</sup> March every year and audited by a qualified Chartered Accountant.
- c) The annual accounts of the trust shall be approved by the board of trustees every year.

*[Handwritten signature]*

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## XII. PROCEEDING OF THE TRUSTEES

- a) The Managing Trustee shall convene a meeting of the trustees at least once in a year for deciding about the course of actions to be taken for promoting the objects of the trust.
- b) In any extraordinary circumstances, any three members of the trust board may require the Managing Trustee to convene the meeting of the trustees by giving a notice in writing to be sent under RPAD by giving not less than 7 days time.
- c) Every trustee shall have a vote on every resolution proposed at the meeting of the Board of Trustees. In the event of a tie the chairman shall have a casting vote in addition to his vote as a trustee.
- d) The board of trustees shall maintain regular minutes of all the proceedings at every meeting. The proceedings of the board of trustees shall be open to inspection at all reasonable time.
- e) The board of the trustees reserves their right to alter, modify and vary the objects of the trust herein above mentioned and substitute with new charitable objects.

## XIV. LAW SUITS

The trust shall sue as be sued in the name of persons designated by the Board of Trustees.



### XV. AMENDMENT

No amendment of the trust deed shall be carried out without the prior sanction of the Commissioner of Income Tax having jurisdiction. The Amendments shall be approved by the Board of Trustees at a specially convened meeting of the Board with the approval of the 2/3<sup>rd</sup> majority of the total number of trustees.

Such special meeting shall be convened only after giving 21 days time

### XVI. GENERAL CLAUSES

- The Income and fund of the trust shall be solely utilized towards the objectives of the trust and no portion of it shall be utilized for payments to trustees by way of profit, interest, dividend etc.,
- No activity of the trust shall be carried outside India.
- The Trust shall be irrevocable.
- The Benefits of the trust shall be open to all persons irrespective of caste, creed or religion.
- The trust shall not carry on any activities other than those, which are incidental or conclusive to the attainment of the objectives of the trust, with intention of earning profit.

### XVII. EXTINCTION OF THE TRUST

The trust is irrevocable and if any reasons the objects of the trust could not be carried out or accomplished, the trust hereby declared shall stand extinguished and in such an event, the Board of Trustee shall apply the funds of the trust to discharge the liabilities of the trust and the remainder if any shall be

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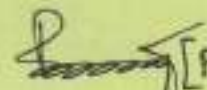
transferred to any public charitable institutions with the similar object of the trust now created.

The deed of Trust on this the 14<sup>th</sup> day of November 2005.



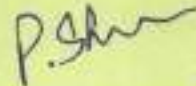
**FOUNDER**

WITNESSES :

1.  [P. MAHALINGAM. S/o. V. PERUMAL GOUNDER, JALAKANTA  
A.O  
PURAM. 636501. METTUR [TK] SALEM [DT]

2. கருணாநிதி. S/o T. கிருஷ்ணமூர்த்தி  
S.N. பழனி P.O காரியபுரம் சேலம் DT.

Document prepared/Attested by



P. Shanmugan . B.Sc.  
Document Writer;  
Masinaicken Patti;  
SALEM TK,  
L. No. B/ 513, SLM, 1991

