

THIS DEED OF TRUST executed on this day of 25th (Twentyfifth) June Two Thousand and Two (25/6/2002) By the ST. THOMAS PROVINCE KOZHIKODE OF THE CARMELITES OF MARY IMMACULATE CONGERATION (In short hereinafter referred to as CMI Congregation) a religious and charitable instituation represented by its present Councillor for Education and Mass Media Rev. Fr. Joseph Edapadiyil C.M.I., aged 39 (thirty nine) years, son of Mr. Mathew Edapadiyil, Priest, residing at CMI Provincial House, Amalapury Kara, Kurubrakkattussery Village, Kozhikode Taluk, Kozhikode District, Kerala State, P.O.Amalapury Pin: 673001 hereinafter referred to as the SETTLER.

IN FAVOUR OF, Rev. Fr. Chaco Puthukulangara C.M.I., aged 50(fifty) years, son of Mr. Avira Puthukulangara (Late), Priest, residing at CMI Bhavan, Balla, Pairadukom Kara, Balla Village, Hosdurg Taluk, Kasargod District, Kerala State, P.O. Balla Pin: 671531 hereinafter referred to as the TRUSTEE OF THE TRUST.

WHEREAS, the settler institution was established as a Province of the Carmelites of Mary Immaculate Congeration during 1969, to under take the religious and charitable activities envisaged by the Congregation, in a more effective manner, in the geographical area allotted to it from time to time, by the general chapter of the CMI Congregation, with the help of the members of the Congregation opting to work under the province spending their entire life selflessly under the vows of poverty, chastity and obedience.

Fr. Joseph Edapadiyil C. M. I.
(Settler)

Fr. Chacko Puthukulangara C. M. I.
(Trustee)

True copy Attest

PRINCIPAL 19/06/2023.
Fr. GEORGE PUNCHAYIL
CHRIST CMI PUBLIC SCHOOL, KANHANGAD
P.O. BALLA-671531, KASARGOD DT.
SCHOOL CODE: 75515
E-mail: gpunchayil@gmail.com

Manager
CHRIST CMI PUBLIC SCHOOL
Balla P.O., Kanhangad
Pin: 671 531

8677
24-6-2002

Deed No. 03 for the year of Kozhikode of the Cathedral of St Thomas Province of Mary Immaculate Congregation of Rev. Fr. Joseph Edappadigal CMI

6A

Presented in the Office of the Sub Registrar of Kozhikode and fee of Rs 42/ Forty two paid at 10 hours on 29th June 2002

by

Fr. Joseph Edappadiyil

29th June 2002

Execution admitted by

B. SHEIK HASSAIN
SUB REGISTRAR

1) Fr. Joseph Edappadiyil (fingers impression nil)

son of mathew Edappadiyil counsellor for Education and Mass media residing CMI Provincial house Amalagiriyakara, kunnamkkatt desom village Kozhikode District

2) Fr. Chacko Puthenkulangara

son of Aviso Puthenkulangara Priest residing at CMI Bhavan Balla, in Balla village

True copy attested 9/06/2023

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50 Rs.



AND WHEREAS, as a part of their Educational Apostolate, the settler province had established educational institutions at various places under the Province and recently a School has been started at Balla in Kasargod District.

AND WHEREAS, the School has grown quickly with the full support from the Congregration and the local people.

AND WHEREAS, the settlers now feel it better to register a Charitable Trust for taking over and governing the School in a systematic and effective manner, and for that purpose, the Council of the Settler Province in its meeting held on 24-5-2002 had authorized Fr. Joseph Edapadiyil C.M.I., the Councilor, to execute the Deed, with the following terms and conditions, in favour of Fr. Chaco Puthukulangara C.M.I.and to get it registered at S.R.O. Hosdurg.

NOW THIS DEED WITNESSETH :-

1) NAME OF THE TRUST :- The name of the Trust shall be **CHRIST CMI PUBLIC SCHOOL**

Fr. Joseph Edapadiyil C. M. I.
(Settler)

Fr. Chacko Puthukulangara C. M. I.
(Trustee)

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2) REGISTERED OFFICE :- The registered office of the trust shall be at Balla in Kasargod District. The Trustees are at liberty to change the registered office to anywhere else in Kerala with the approval of the Settler.

3) TRUST PROPERTY :- In order to effectuate the above referred decision, the Settler has made over to the Trustee a sum of Rs. 1000/- (Rupees One Thousand only) to hold the same together with all addition and accretions thereto and all other property that may be acquired by purchase, lease, gift or otherwise and may hereinafter be the subject matter of the Trust (hereinafter called the Trust Fund) for the objects and on the terms and conditions herein contained concerning the same for the objects of the Trust.

4) OBJECTS OF THE TRUST :-

The main object of the Trust is to render educational service to the children of the Chrisstian minority community as long as the Constitution of India permits to do so and to all other students irrespective of caste, creed and community and that too solely for philanthropic purposes and not for purposes of profit and such object shall inter-alia include:-

a) To give oppertunity for the children and youth, for proper education on academic side from nursery class to professional courses.

b) To start, establish and administer educational Institutions or Institutions of all categories and grades to impart knowledge and to teach boys and girls to develop the skill and talent inherent in them by proper training and coaching.

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c) To establish Hostels and Boarding Houses to accmmodate the students of the educational Institutions.

d) To establish Research and Development Institutions and Technical Training Centres.

e) To establish prizes, awards, scholarships etc to recognize the brilliant students and to encourage other students to develop themselves through hard work.

f) To conduct cultural competitions, sports meet etc, to bring out the students talented in those fields to the lime light.

g) To establish foundations, Loan Scholarships,or free Scholarships etc, or to extend financial aid returnable or not,to the financially weak students to pursue their studies, as they wish.

h) To do all such other lawful acts, deeds or things as the Trust may consider inciddental or conducive to the attainment of any of the objects of the Trust.

5) To attain the above said objects the Trustee is authorized to:-

a) To take over and manage any existing Institutions with its assets and liabilities including the present Christ School, Balla, Kasargod.

b) To depute the necessary personnel to take care of the various activities of the Trust as found necessary from time to time.

c) To incur necessary expenditure for the purchase and development of the land, Purchase, Construction and Modification of Buildings and Acquire other assets for the use of the Institutions under the Trust

d) To receive from the students of parents fees or contributions or reimbursement of expenses or donations for the sole purpose of meeting the capital and revenu expenditure of the past, present or future activities of the Trust.

6) BOARD OF TRUSTEES:-

a) For the time being the second party to this Deed.Fr. Chacko Puthulangara C. M. I. shall be the Sole Trustee.

b) Within Two months of Registration of the Deed of Trust, a Board of Trustees, shall be constituted by the Provinicial of the Settler Province in consultation with the Councilors nominating members as follows:-

(i) The Provincial of the Settlers, Ex-officio as the President of the Board of Trustees.

(ii) The Education Councilor of the Settlers ex-officio as the Vice President of the Trust.

(iii) The superior of the CMI Bhavan, Balla, Kasargod as the Secratary of the Trust.

(iv) Other members as found necessary by the Provincial of the Settlers from time to time.

c) As and when the first Board of Trustees is formed, the sole Trustee shall hand over the administration of the Trust to the Board of Trustees.

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d) The Settlers are at liberty to withdraw, any of its nominees to the Board of Trustees, and to nominate new member/members, as and when found necessary.

7) MEETINGS OF THE BOARD OF TRUSTEES:-

a) The Board of Trustees shall meet as often as required and shall meet atleast once in a calendar year and approve the annual accounts and forward it to the Council of the Settlers.

b) The meeting of the Board of Trustees shall be presided over by the President of the Board of Trustees and in his absence by the Vice-President and in the absence of both, by any one of the Trustees nominated by the President.

c) There shall be three days notice for the meeting of the Board of Trustees unless it is waived by all the members eligible to get the notice.

d) Decisions shall be taken on the basis of votes of members attending the meeting in person and exercise by them individually either by show of hands or by secret ballot as decided by the Chair Person and in case of tie, the chair person can exercise a casting vote additionally.

e) Decisions may also be taken by circulation, provided all the members agree to it.

f) The quorum for the meeting shall be one third of total members or three whichever is greater.

g) The SECRETARY shall serve the notice for the meeting in consultation with the President and he shall be responsible for the maintenance of the minutes book and other records of the meeting.

8) POWERS AND DUTIES OF THE BOARD OF TRUSTEES :-

All the properties of the Trust shall vest with the Board of Trustees and in the name of the President. The Board of Trustees shall have the following powers and duties.

a) To apply, get sanction, erect, conduct and administer educational institutions and establishments connected with the same or take over and manage any such institutions to diffuse knowledge of moral, cultural, academic, or of any of humanitarian value to the people of any age and sex.

b) To request for and receive donations towards corpus or otherwise either in cash or in kind or subsidies or grants or other financial assistance of any kind,whether returnable or not, from individuals, institutions, Central and State Governments, Universities or other Government agencies, voluntarily organizations within India or from abroad.

c) To demand, and receive, to the extent the laws of the state permit, fees, deposits, contributions, fines, capital donations etc. to meet the capital or revenue cost of education, from the students, or from their parents .

d) To invest the funds of the Trust in any manner they deem fit consistent with the objects of the Trust and in the interest of the Trust, provided such investment in immovable properties shall be subject to the approval of the Council of the Settlers.

e) To borrow any amount either on pledging the assets of the Trust or otherwise from individu-

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Fr. Chacko Puthukulangara C. M. I.
(Trustee)

als, banks , financial institutions or other institutions, with the approval of the Council of the Settlers.

f) To acquire, alter extend, demolish any of its assets, movable or immovable and to dispose of the same whenever found necessary in the best interest of the objects of the Trust.

g) Start new units of the present activities at other places or to take up new activities whenever necessary or to take over and manage any institution or activity now carried on by others, as long as it is found to be advantageous to achieve the objects of the Trust.

h) To spend the income earned for any or all of the objects of the Trust, either directly or by contributing to other genuine institutions to be spent for the purpose of the Trust.

i) To accumulate the income, if necessary , for attaining the objects of the Trust in future and to set apart the whole or part of the income for the corpus of the Trust Fund for any of the objects of the Trust, with the approval of the Board of Trustees.

9) POWERS AND DUTIES OF THE SECRETARY :-

Subject to the general control of the Board of Trustees, and the President, the Secretary shall have specific powers and duties mentioned below, over the properties and affairs of the institutions under their management.

a) To work, manage, control and supervise the affairs/management of the properties now or hereinafter acquired by the Trust and develop them.

b) To enter into any contract or agreement for and on behalf of the Trust for any of the purpose concerning the routine activities/ affairs of the institutions under the Trust, which are beneficial to the interest of the Trust.

c) To appear and to act for and on behalf of the Trust in all legal proceedings before any competent authority.

d) To appoint and constitute advocate or other attorneys, whenever necessary and to remove them whenever they feels such removal is necessary.

e) To take loans or borrow money, as decided by the Board of Trustees and to execute promissory notes, bonds or the like for the same and to discharge the same by repayments.

f) To gather funds towards corpus or otherwise, for the Institutions under the Trust by way of donations or fees or otherwise, from any person or institution, either in cash or in kind for the purpose of the Trust.

g) The Secretary shall be the persons to sue or be sued for and on behalf of the Institutions under the Trust, provided that the Board of Trustees shall have the power to authorize any one of its other members to represent the Board of Trustees in any legal or other proceeding, under special circumstances.

h) The Secretary shall exercise and perform such powers and duties as the Board of Trustees

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may from time to time determine or assign or authorize him to do.

i) All acts, deeds and things lawfully done by the Secretary by virtue of these presents shall be binding on the Trust.

10) ACCOUNTS :-

a) The Secretary shall in consultation with the President, appoint proper persons to keep the accounts and records of the institutions and other activities under the Trust.

b) The accounts shall be closed on 31st March every year and it shall be audited by a Chartered Accountant appointed by the Settlers.

c) The audited statement of accounts along with the report of the Board shall be submitted to the Settler before 30th September every year or within the time extended by them.

11) EXECUTIVE COMMITTEE& ADVISORY COMMITTEE :-

a) The Board of Trustees shall, form Executive Committees and Advisory Committees to take care of the academic side of the individual institutions or for the Trust as a whole, by nominating the members of the Board and others including the teaching staff,parents, laymen etc. as found necessary from time to time.

b) The Board shall from time to time fix the powers and duties of the two committees, and the manner of conducting the committee meetings.

c) Both the committees are to assist the Trustees and the Secretary in achieving the objects of the Trust.

12) POWERS OF THE SETTLERS :-

The Settlers, shall depute, any person to inspect the accounts and the affairs of the Trust and the institutions under the Trust in the best interest of the beneficiaries and to issue any direction what so ever necessary for achieving the objects of the Trust in a better way, to the Board of Trustees or to the Secretary and they shall be bound to accept and act upon such directions.

13) BANK ACCOUNTS :-

The Secretary along with the Principal or with nominees of the Board from time to time shall open and operate jointly as many Bank Accounts with any Bank, as and when necessary in the name of the Trust, or in the name of the institutions under the Trust.

14) AMENDMENT&CLARIFICATIONS :-

a) Any provision in this Deed except this clause and the object clause (clause N0. 4) may be amended, annulled or substituted by the Provincial Council of the Settler, at any time provided that such amendments shall come into effect only after getting the approval of the Commissioner of Income Tax.

b) In case there is any doubt or ambiguity regarding any of the provisions of this Deed of

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Fr. Chacko Puthukulangara C. M. I.
(Trustee)

Trust, it shall be referred by the Board of Trustees to the Council of the Settlers and their direction or decision shall be final.

15) DISSOLUTION :-

In the event of the Trust becoming impossible to function in accordance with the provisions of the Trust Deed, the Board shall refer the matter to the Council of the Settlers, and necessary steps may be taken according to its directions.

In case the Council, decide to wind up the Trust, the excess assets if any, after discharging the liabilities on winding up, shall be transferred to another charitable educational institution as decided by the Board, and if not it will vest with the Government.

16) SAVING CLAUSE :-

It is expressly declared that this is an Educational Trust and no part of the Trust Property or its income shall be applied for any purpose, other than educational or charitable purpose as provided in clause (4) of this Deed.

17) The value of the Trust Fund is Rs.1,000/- (Rupees one thousand only).

IN WITNESS WHEREOF the Settler and Trustee have signed this Deed of Trust at Hosdurg Village on the day, month and year first above written in the presence of the following witnesses at the Hosdurg Village within the Jurisdiction of Hosdurg Sub-Registry Office, and wish to get it registered in the Sub-Registry Office, Hosdurg.

Fr.Joseph Edapadiyil C. M. I. (Settler) Fr. Chacko Puthukulangara C. M. I. (Trustee)

Witnesses :

1. Hareesh .P. S/o Govindan Nair, Ajanoor Village

2. K.M.Joseph S/o Mathew, Nileshwar Village.

This Deed prepared and printed in D.T.P by K.M.Joseph S/o Mathew, Nileshwar Licencee No. G.D.A. 5 & G.S.A. 10.

Note of correctons etc : Nil.

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Manager
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Pin: 671 531

True Copy Affd

19/06/2093

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TO BE FILLED BY THE INSPECTING OFFICER

1. Name of School : CHRIST CMI PUBLIC SCHOOL
2. Name of Officer : SANDHEEP P.S
3. Location : BALLA, KANHANGAD
4. Period for which the certificate is issued : 17/06/2023 to 31/05/2024
5. Types of building : GF RCC 55.80 X 8.40 X 3.60
   FF RCC 55.80 X 8.40 X 3.60
   GF RCC 29.40 X 8.40 X 3.60
   FF RCC 29.40 X 8.40 X 3.60
   SF RCC 55.80 X 8.40 X 3.60
   SF RCC 29.40 X 8.40 X 3.60
6. Nature of defect if any
   a) Foundation and basement : NIL
   b) Super structure
   c) Doors and windows
   d) Wood work wrought and put up
   e) Roof
   f) Flooring
   g) Miscellaneous
7. Any major defects notice which will render the building unsafe in any manner : NO
8. Whether maintenance works have been done properly : YES
9. Whether the structure is sound for conducting : YES, UNDER NORMAL WEATHER & WIND CONDITIONS

Note: 1. The stability of the structure should be examined also with reference to the altitude, intensity of wind exposure to flood etc.

2. Any additional observation if deemed necessary for the certificate may be furnished separately with the certificate

Certified that the School was inspected by on 17/06/2023 and found to be fit to conduct classes for the period for the reasons stated above

Manager
CHRIST CMI PUBLIC SCHOOL
Balla P.O., Kanhangad
Pin: 671 531

Place : KANHANGAD
Date : 17/06/2023

True copy attested
17/06/2023
GEORGE PUNCHAYIL
CHRIST CMI PUBLIC SCHOOL, KANHANGAD
P.O. BALLA-671531, KASARGOD DT.
SCHOOL CODE: 75515
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Signature
Designation

SANDHEEP. P.S
PEN - 323179
ASSISTANT ENGINEER
KANHANGAD MUNICIPALITY