

BK IV - 282/21-22

₹ 5/-

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Document Sheet

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This sheet can be used for any Document

DEED OF TRUST

**SRI MAHAVEERA COLLEGE OLD STUDENTS FOUNDATION, MOODBIDRI
(SMCOSF)**

THIS DEED OF TRUST is executed on this 16th day of March 2022,

By: **MR. NAGARAJA B**, S/o Booba, aged about 41 years, residing at 17-68/1, Shakthi Nivasa, Biravu, Kareenge village, Taccode post, Near Durga Parameshwari Temple Moodbidri-574227

Hereinafter called the "AUTHOR OF THE TRUST"

1. **MR SURESH SHETTY**, S/o Hariyappa Shetty, aged about 52 years, residing at #2-35, Sushobitha Nilaya, Biravu Taccode Post, Hosabettu Village, Mangalore Tq-574197
2. **MR. PRAVEEN JAIN**, S/o Gunapala Jain, aged about 44 years, residing at 3-98, Abhi Nilaya, Mudayikadu, Belvai, Dakshina Kannada, Karnataka – 574213
3. **MR PREMANATHA SHETTY**, S/o K. U. Ananthappa Shetty, aged about 52 years, residing at Shetty Nilaya, 2/19, Madnoor Village, Kav Post, Puttur D.K – 574223

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B.N.J.



ಕರ್ನಾಟಕ ಸರ್ಕಾರ
ನೋಂದಣಿ ಹಾಗೂ ಮುದ್ರಾಂಕ ಇಲಾಖೆ
Department of Stamps and Registration
ಪ್ರಮಾಣ ಪತ್ರ

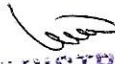
1957 ರ ಕರ್ನಾಟಕ ಮುದ್ರಾಂಕ ಕಾಯ್ದೆಯ ಕಲಂ 10 ಎ ಅಡಿಯಲ್ಲಿಯ ಪ್ರಮಾಣ ಪತ್ರ

ಶ್ರೀ Sri ಶ್ರೀ ಮಹಾವೀರ ಕಾಲೇಜು ಓಲ್ಡ್ ಸ್ಟುಡೆಂಟ್ಸ್ ಪೌಂಡೇಶನ್ ಮೂಡಬಿದ್ರೆ ಇದರ ಬಗ್ಗೆ ಸ್ಥಾಪಕ ಟ್ರಸ್ಟಿ ನಾಗರಾಜ , ಇವರು 1000.00 ರೂಪಾಯಿಗಳನ್ನು ನಿಗದಿತ ಮುದ್ರಾಂಕ ಶುಲ್ಕವಾಗಿ ಪಾವತಿಸಿರುವುದನ್ನು ದೃಢೀಕರಿಸಲಾಗಿದೆ

ಪ್ರಕಾರ	ಮೊತ್ತ (ರೂ.)	ಹಣದ ಪಾವತಿಯ ವಿವರ
ಚೆಲನ್	1000.00	Challan No CR0322003000659591 Rs.1000/- dated 23/Mar/2022
ಒಟ್ಟು :		1000.00

ಸ್ಥಳ : ಮೂಡಬಿದ್ರೆ

ದಿನಾಂಕ : 23/03/2022


SUB REGISTRAR
ಮುಖ್ಯ ಮುದ್ರಾಂಕ ಅಧಿಕಾರಿ
(ಮೂಡಬಿದ್ರೆ)

Designed and Developed by C- DAC Pune.



4. **MRS. CHETHANA PRASHANTH**, D/o Nemiraja Hegde, aged about 51 years, residing at Vaasthavya, Keerthinagar Post, Kodangallu, Moodbidri-574197
5. **MR. BAHUBALI PRASAD**, S/o M Siddhartha Shetty, aged about 69 years, residing at 8-151/A Main Road, Moodabidri, Pranthya Village, Moodbidri DK-574227
6. **MR. KISHORE KUMAR MOODBIDRI**, S/o Sinaraj Kottari, aged about 52 years, residing at Ashraya Navnagara, Smc Road, Kodangallu Post Moodbidri – 574197;
7. **MR. SUCHARITHA SHETTY**, S/o Subbayya Shetty aged about 58 years, residing at 2-52 Kadandale, Parari, Mangalore Tq-574227
8. **MR ABDUL RAHMAN**, S/o Abdul Khasim, aged about 64 years, residing at Keerthi Nagar, Post Kodangallu-574197
9. **MR. PUSHPARAJ JAIN**, C/o Late B Padmaraj, aged about 60years, residing at 3-221E-22, Yedadi, Marpady, Masthikatte Road, Moodbidri-574227
10. **MS. ASHWINI S SHETTY**, D/o Shankar C. Shetty, aged about 37 years, residing at “Ashwini” Shenava Nagar, Pranthaya, Kodangallu Post, Moodbidri-574197
11. **MR. RAMESH BHAT M**, S/o Late M. Vaikunta Bhat, aged about 67years, residing at “Shubapriya”, Near Sri Mahalasa Temple, Moodbidri – 574227
12. **MR. PRASAD KUMAR**, S/O Late Nonnaiyya, aged about 49 years, residing at Vijaya Nagara, Masjid Road, Moodbidri – 574227
13. **MR. PRASANNA SHENOY**, S/o Vishwanatha Shenoy, aged about 55 years, residing at 9-92 (B), Mahalasa, Near Renjar Forest Office, Pranthya, Hanumantha Nagara, Moodbidri-574227

B.N. J

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ಸಬ್ ರಜಿಸ್ಟ್ರಾರ್ ಮೂಡಬಿದ್ರೆ ರವರ ಕಛೇರಿಯಲ್ಲಿ ದಿನಾಂಕ 23-03-2022 ರಂದು 03:47:04 PM ಗಂಟೆಗೆ ಈ ಕೆಳಗೆ ವಿವರಿಸಿದ ಶುಲ್ಕದೊಂದಿಗೆ

ಕ್ರಮ ಸಂಖ್ಯೆ	ವಿವರ	ರೂ. ವೆ
1	ನೋಂದಣಿ ಶುಲ್ಕ	500.00
2	ಸ್ಯಾನಿಂಗ್ ಫೀ	700.00
	ಒಟ್ಟು :	1200.00

ಶ್ರೀ Sri ಶ್ರೀ ಮಹಾವೀರ ಕಾಲೇಜು ಓಲ್ಡ್ ಸ್ಟೋಡೆಂಟ್ ಪೌಂಡೇಶನ್ ಮೂಡಬಿದ್ರೆ ಇದರ ಬಗ್ಗೆ ಸ್ಥಾಪಕ ಟ್ರಸ್ಟಿ ನಾಗರಾಜ ಬಿನ್ ಬೂಬ ಇವರಿಂದ ಹಾಜರ ಮಾಡಲ್ಪಟ್ಟಿದೆ

ಹೆಸರು	ಫೋಟೊ	ಹೆಬ್ಬೆಟ್ಟಿನ ಗುರುತು	ಸಹಿ
ಶ್ರೀ Sri ಶ್ರೀ ಮಹಾವೀರ ಕಾಲೇಜು ಓಲ್ಡ್ ಸ್ಟೋಡೆಂಟ್ ಪೌಂಡೇಶನ್ ಮೂಡಬಿದ್ರೆ ಇದರ ಬಗ್ಗೆ ಸ್ಥಾಪಕ ಟ್ರಸ್ಟಿ ನಾಗರಾಜ ಬಿನ್ ಬೂಬ			

SUB REGISTRAR
MOODBIDRI - D.K.

ಬರೆದುಕೊಟ್ಟಿದ್ದಾಗಿ ಒಪ್ಪಿರುತ್ತಾರೆ

ಕ್ರಮ ಸಂಖ್ಯೆ	ಹೆಸರು	ಫೋಟೊ	ಹೆಬ್ಬೆಟ್ಟಿನ ಗುರುತು	ಸಹಿ
1	Sri ಶ್ರೀ ಮಹಾವೀರ ಕಾಲೇಜು ಓಲ್ಡ್ ಸ್ಟೋಡೆಂಟ್ ಪೌಂಡೇಶನ್ ಮೂಡಬಿದ್ರೆ ಇದರ ಸ್ಥಾಪಕ ಟ್ರಸ್ಟಿ ನಾಗರಾಜ ಬಿ . ಬಿನ್ ಬೂಬ (ಬರೆಸಿಕೊಂಡವರು)			
2	Sri ಶ್ರೀ ಮಹಾವೀರ ಕಾಲೇಜು ಓಲ್ಡ್ ಸ್ಟೋಡೆಂಟ್ ಪೌಂಡೇಶನ್ ಮೂಡಬಿದ್ರೆ ಇದರ ಸ್ಥಾಪಕ ಟ್ರಸ್ಟಿ ನಾಗರಾಜ ಬಿ . ಬಿನ್ ಬೂಬ (ಬರೆದುಕೊಡುವವರು)			

SUB REGISTRAR
MOODBIDRI - D.K.

14. **MR. RAGHAVENDRA PRABHU**, S/o I Yogisha Prabhu, aged about 60 years, residing at #12-100, Sulochana House, Kallabettu Post and Village, Moodbidri, Mangalore-574227

15. **MR. DIWAKAR SHETTY**, S/o Mahabala Shetty, aged about 55 years, residing at 1-48/4 sanidhya, Paddodi Road, Mijar Post, Thodaru, Mangalore DK-574227

16. **MR. RADHAKRISHNA SHETTY**, S/o Mahabala Shetty, aged about 53 years, residing at Hmbettu house, Machina, Belthangady, D.K -574224

Hereinafter called the Trustees of the Trust. WITNESSETH AS UNDER:

WHEREAS **SRI NAGARAJ B**, the Founder Trustee of the Trust is desirous of constituting a Trust with the object of maintaining and improving **SRI MAHAVEERA COLLEGE** at Kodangallu, Moodbidri, MANGALORE T.Q-574197 for the all-round development of the Institution by providing various facilities for the Students of the Institution;

AND WHEREAS with the said intent the author has set apart Rs.1000/- which he has handed over to the Trustees to hold the same as corpus Fund of the Trust together with all the income arising there-from and all the accumulation and accretions there to for the intent purpose and objects herein contained.

WHEREAS the author desires to reduce to writing the terms of the Trust:

B.N. J.

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ಕ್ರಮ ಸಂಖ್ಯೆ	ಹೆಸರು ಮತ್ತು ವಿಳಾಸ	ಸಹಿ
1	ಪಿ ರವಿಶಂಕರ ಬಿನ್ ಪಿ ಕೃಷ್ಣಯ್ಯ ಪುತ್ತಿಗೆ ಗ್ರಾಮ, ಮೂಡಬಿದ್ರೆ ತಾಲೂಕು	P. Ravilankar
2	ವಾದಿರಾಜ್ ಆರ್ ಪೂಜಾರಿ ಬಿನ್ ರಾಘವೇಂದ್ರ ಪೂಜಾರಿ ಪೇಪರ್ ಮಿಲ್ ಹತ್ತಿರ ಮೂಡಬಿದ್ರೆ	Tha...

SUB REGISTRAR
MOODBIDRI - D.K.

 <p>4 ನೇ ಪುಸ್ತಕದ ದಸ್ತಾವೇಜು ನಂಬರ್ MDB-4-00282-2021-22 ಆಗಿ ಸಿ.ಡಿ. ನಂಬರ್ MDBD1076 ನೇ ಧರಲ್ಲಿ ದಿನಾಂಕ 23-03-2022 ರಂದು ನೋಂದಾಯಿಸಲಾಗಿದೆ</p> <p> SUB REGISTRAR ಸಬ್ ರಜಿಸ್ಟ್ರಾರ್ (ಮೂಡಬಿದ್ರೆ)</p> 
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NOW THIS DEED WITNESSETH AS FOLLOWS:

1) CREATION OF THE TRUST:

The author has this day transferred and given unto the Trustees a sum of Rs 1000/- (Rupees One Thousand only) to be held upon Trust together with all the income arising there from and all the accumulations and accretion there to for the intent purpose and object herein contained.

2) NAME AND ADDRESS OF THE TRUST:

The name of the Trust shall be **SRI MAHAVEERA COLLEGE OLD STUDENTS FOUNDATION, MOODBIDRI (SMCOSF)** and the office of the Trust shall be at Sri Mahaveera College, Post Kodangallu, MOODBIDRI – 574197 for the present, and or such other place/s as the Trustees may determine.

3) OBJECTS OF THE TRUST:

- a) To promote and foster mutually beneficial interaction between the Alumni and the present students, staff and management of the college. To encourage the formation of Chapters as a means to increase participation of Alumni.
- b) To encourage the Alumni to take an active and abiding interest in the work and progress of the Institution so as to contribute towards enhancement of the social utility of their Alma Mater.
- c) To organize and establish scholarship/support funds to help the needy and deserving students.
- d) To institute prizes and awards for outstanding project work, research papers or other professional activity by the students of the Institution. Also, to suitably recognize outstanding social and community service by the Alumni and the students.

B.N. Nij

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e) To provide possible support to the College staff and Management to continuously improve the quality of education by organizing various schemes/projects that may be relevant from time to time.

f) To organize activities of a civic or charitable nature as also to increase public awareness of the role of education in the Economic and Social development of the nation.

g) To provide Midday Meal and other facilities for the Poor and needy students of the College.

h) To do all such other lawful things as are necessary or incidental to the attainment of the above objectives and/or beneficial to the interests of the institute and its Alumni.

4) NATURE OF TRUST:

This shall be a Public Charitable Trust having no commercial or profit motive. The Properties or Income of the Trust shall be applied solely towards the promotion of the object for which the Trust is created and no portion of it shall be utilized for payment to trustees/members by way of profit, interest, dividend etc.

5) NUMBER OF TRUSTEES:

There shall be not less than ten and not more than Twenty Trustees.

It is also mutually agreed that the, Mr.Nagaraja B shall be MANAGING TRUSTEE of the Trust and the other portfolios would be as detailed in Clause No. 07 given below.

6) BENEFITS OF THE TRUST:

The Benefits of the Trust shall ensure to the STUDENTS FROM ALL SECTIONS OF THE COMMUNITY in India irrespective of caste, creed and religion without any discrimination.

B.N. [Signature]

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FIRST TRUSTEES:

The First Trustees are as named above. i. e.,

1. Mr. Nagaraja B,
2. Mr. Suresh Shetty,
3. Mr. Praveen Jain,
4. Mr. Premanatha Shetty,
5. Mrs. Chethana Prashanth,
6. Ms. Bahubali Prasad,
7. Mr. Kishore Kumar Moodbidri,
8. Mr. Sucharitha Shetty,
9. Mr. Abdul Rahman,
10. Mr. Pushparaj Jain,
11. Ms. Ashwini S. Shetty,
12. Mr. Ramesh Bhat M,
13. Mr. Prasad Kumar,
14. Mr. Prasanna Shenoy
15. Mr. Raghavendra Prabhu
16. Mr. Diwakar Shetty
17. Mr. Radhakrishna Shetty, The Principal, Sri Mahaveera College, Ex-officio
Trustee.

Mr. Nagaraja B shall be the MANAGING TRUSTEE.

B.N. [Signature]

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8) BOARD OF TRUSTEES, THEIR TERM AND POWER TO CO-OPT:

- a) The Trust will be managed by a Board of Trustees consisting of not less than 10 trustees and not more than 17 trustees including the Ex-Officio Trust – the Principal of the College.
- b) The first Trustees of the Trust shall be as mentioned in Clause (7) above.
- c) The Principal of Sri Mahaveera College shall be an ex-officio Trustee of the Trust.
- d) The Trustees shall at each meeting appoint one of their members present to be the chairman of the meeting.
- e) The annual meeting of the Board shall be once of each year. The Board may also meet on requisition by any Trustee. All decisions of the Board shall be by simple majority unless otherwise provided.
- f) The First Trustees shall hold office for a period of five years and are eligible for reappointment.
- g) The Trustees who are NOT the First Trustees shall hold office for a period of one year from their date of appointment by the Trustees. At the end of this one-year period, the Board of Trustees may reappoint them for subsequent term or appoint other persons as Trustees in such a manner that the total number of Trustees does not exceed the approved maximum number of Trustees.
- h) The Board of Trustees shall nominate a Managing Trustee at the beginning of every term.
- i) Any Trustee, including the Managing Trustee may retire from the Trusteeship hereof by giving two months' notice in writing of his or her intention to do so to the Board of Trustees and after the expiry of the period of notice; the Trustee giving the notice shall ipso facto cease to be a Trustee of these presents.

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B.N. [Signature]

- j) Any vacancy caused by death of Trustees, or any vacancy caused by the resignation of any of the Trustees, may be filled up by co-option by the Board of Trustees.
- k) The proceedings of the Board of Trustees shall not in any way be invalidated due to any post or posts remaining vacant. During the time when a vacancy is yet to be filled up, the remaining Trustees shall act as "Full Board", subject to the presence of Quorum in the meetings. Any vacancy in the Board of Trustees or illegality in the appointment of Trustees or their proceedings shall not invalidate any prior act.
- l) The office of a trustee will automatically become vacant on the occurring of any of the following events:
- a. Death or Mental Disability of trustee
 - b. Bankruptcy of the trustee
 - c. Conviction of a criminal offence involving moral turpitude.

The managing trustee shall sue and be sued on behalf of and against the Trust in case any legal action which may occur in future.

9) DELEGATION:

The Trustees may, from time to time delegate to one or more of their body or any other person or Committee each of their powers and duties as they deem it fit, subject nevertheless to their retaining the intimate control and supervisions

10) OFFICE BEARERS:

The Managing Trustee shall look after the affairs of the Trust. The Bank Transactions will be operated by the MANAGING TRUSTEE with the joint signature of any one of the Trustees viz. Mr. Ramesh Bhat M OR Mr Prasanna Shenoy.

11) It shall be open to the Trust to receive donations and contributions from whatever source they come from and utilize the same for the purpose of the Trust.

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B.N. J.

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12) POWER OF TRUSTEES:

The Trustees shall have full power and authority to administer the Trust, its properties and funds and to do all acts, deeds and things as are calculated to further the objects for which the Trust is created.

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

- a) To acquire properties by purchase, lease, grant, gift or otherwise including immovable and movable.
- b) To sell or Mortgage the properties of the Trust.
- c) To borrow any money with or without security and repay the same.
- d) To open Bank accounts and provide for operation thereon through the Managing Trustee or as per his directions.
- e) To enter into all contracts and to rescind the same.
- f) To invest Trust Fund in Fixed Deposits with Nationalized Banks, Unit Trust of India, Government Securities or any other Investments as provided for in Section 11 (5) of the Income Tax Act, 1961 read with Section 13(1)(d) of the Income Tax Act, 1961.
- g) To receive, collect and enforce recovery of moneys due to the Trust and grant receipts and discharge therefore.
- h) To appoint, terminate, suspend and otherwise deal with the employees of the Trust.
- i) To institute and defend all suites and proceedings.
- j) To appear and act before all government and other Public.
- k) To incur expenses connected with the administration of the Trust.
- l) To apply the properties and funds of the Trust for the objects of the trust.

X
B.N.T.

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- m) To let any portion of any immovable property forming part of the Trust fund at such rent and for such period and at such terms and conditions as they may think fit and accept surrender of any lease.
- n) To accept gifts donations or contributions in so far as they are not inconsistent with the objects of the Trust and all such gifts, donations and contributions shall form part of the corpus of the Trust.
- o) To establish Trusts and other institutions having objects similar to those of this Trust. Any donations made with a specific direction that the amount donated shall form part of the corpus of the Trust should not be treated as income. Such amount shall form part of corpus of Trust.

13) TRANSACTION OF BUSINESS OF TRUSTEES:

The meetings of the Board of Trustees shall be held at least once in three months and in one of such meetings the Trustees shall review the accounts for the year and sanction the budget allotment. The office of the Trustees shall be honorary and the Trustees are not entitled to any remuneration or allowance for carrying out their duties. The quorum for the meeting shall be two third members personally present and the Managing Trustee shall preside over the meeting.

The decisions of the Board of Trustees shall be taken either unanimously or majority and if the Board is equally divided, the Managing Trustee shall be entitled to a casting vote.

14) ACCOUNTS OF THE TRUST:

The Trustees shall keep proper books of account of the Income and Expenditure of the Trust and it shall be closed every year on 31st March. They shall be audited by Chartered Accountant duly appointed.

X
B. N. [Signature]

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15) INDEMNITY CLAUSE:

The Trustees shall at all time stand indemnified in respect of any act that may have been bonafide done in respect of matters relating to the Trust.

16) IRREVOCABILITY AMENDMENTS TO THE TRUST:

The Trust hereby created is irrevocable. The provisions hereof may be amended, if the Trustees for the time being unanimously or by not less than 3/4th majority consent; provided that the character of the Trust as a Public Charitable Trust established for the promotion of the objects herein before setforth, shall not be altered.

17) AMENDMENT CLAUSE:

No amendments shall be made which may prove to be repugnant to the provisions of section 2(15), 11 to 13 and 80G provided further that the powers of the Trustees shall be so exercised as to ensure that the Income of the Trust would be exempted U/Sec.11 of the Income Tax Act, 1961 as read with Section 12(a) from time to time. It is further clarified that the power of investment of the Trust funds including those mentioned in clause 12(f) shall be exercised in accordance with the provisions of Section 13(1)(d) read with section 11(5) of the Income Tax Act, so as to ensure exemption under the act.

Further no amendments shall be carried out without the prior approval of the Commissioner of Income Tax.

18) DISSOLUTION CLAUSE:

In the event of the determination of Trust or dissolution for any reason, the Trustees shall make over or transfer the properties of the Trust to a Charitable Trust or Charitable Institution having similar objects to those of this Trust and which enjoy exemption under Sec 12A and recognition under Sec. 80G of the Income Tax Act, 1961 as amended from time to time provided that under no circumstance, the properties of the Trust at the time of dissolution or at any time shall be distributed among the Trustees.

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19) UTILISATION OF THE FUNDS OF THE TRUST:

The Funds of the Trust shall be utilized solely for carrying out of the objectives of the Trust and no part of the Trust fund shall utilized or used for payment to the Trustees nor their relatives by way Profits, Interests or Dividends etc.

20) INVESTMENT CLAUSE:

The power of investment of the Trust funds including those mentioned in clause 12 shall be exercised in accordance with the provisions of Section 13(1)(d) read with section 11(5) of the Income Tax Act, so as to ensure exemption under the act and to invest Trust Funds in Fixed Deposits with Nationalized Banks, Unit Trust of India, Government Securities or any other Investments as provided for in Section 11 (5) of the Income Tax Act, 1961 read with Section 13(1)(d) of the Income Tax Act, 1961.

21) MINUTES OF THE MEETINGS:

A minute's book shall be maintained at the office by the Board of Trustees. Minutes of all meetings, appointment and entry into the office of every new Trustee and all other proceedings of the Board of Trustees shall be entered and recorded in such minutes book and shall be signed by the chairman of the meeting either at the conclusion thereof or at a subsequent meeting when they are duly confirmed.

22) BY LAWS:

The Trustees may make by-laws for regulating the Management of the Trust and other matters.

X

B. N. G. J.

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23) ACCEPTANCE OF THE TRUST:

The Trustees above named accept this Trust.

IN WITNESS WHEREOF the parties above named have executed this Trust in the presence of the witnesses attesting hereunder at on this day, month and year first above written.

B. N. [Signature]
MANAGING TRUSTEE

WITNESSES:

1. P. Ravi/Lankar (P. RAVISHANKAR)
S/o. P. Krishnayya - putthige - Patabkale
Mithabail. P.O. Moodbidri
2. Vadraj (Vadraj R. Pujari)
S/o. Raghavendra. Poojary, Near papermill, Moodbidri

Drafted by

B. N. [Signature]
(Managing Trustee)

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