

960

163

50 Rs.



64 (a)
R-100.00
R-10.00

1. Ersilia Basumatary

2. Dominic Basumatary

3. Loken Wanie

4. Albis Muchahary

GOOD EARTH EDUCATION TRUST

THIS DEED OF DECLARATION OF TRUST made on the 23rd day of June, Two Thousand and Six BETWEEN Mr. Dominic Basumatary residing at Bengtol on the one hand (hereinafter called "The Author") AND (1) Mrs. ERSILIA BASUMATARY residing at Bengtol, P.O. Bengtol (2) The aforesaid Mr. DOMINIC BASUMATARY (3) Mr. LOKEN WARIE residing at Runikhata, P.O. Runikhata and (4) Mr. ALBIS MUCHAHARY, residing in Bengtol, P.O. Bengtol : (hereinafter called "The Trustees") OF THE OTHER PART.

I. WHEREAS the need of the quality educational centre in the interior and backward area is the need of the hour. The Author along with Mr. B.N Deb Educationist of All India reputation is interested in furthering the caused of education;

II. WHERE the school was established in the name and style of CENTRE FOR NEW LEARNIING (CNL) ON 24TH Feb./1994. The School has got residential and day scholars. It is a Co-educational, independent English Medium School.

III. WHEREAS the said school is managed by the GOOD EARTH EDUCATION TRUST, a non-profit body, constituted by an unregistered Trust Deed dated 12-01-2005.

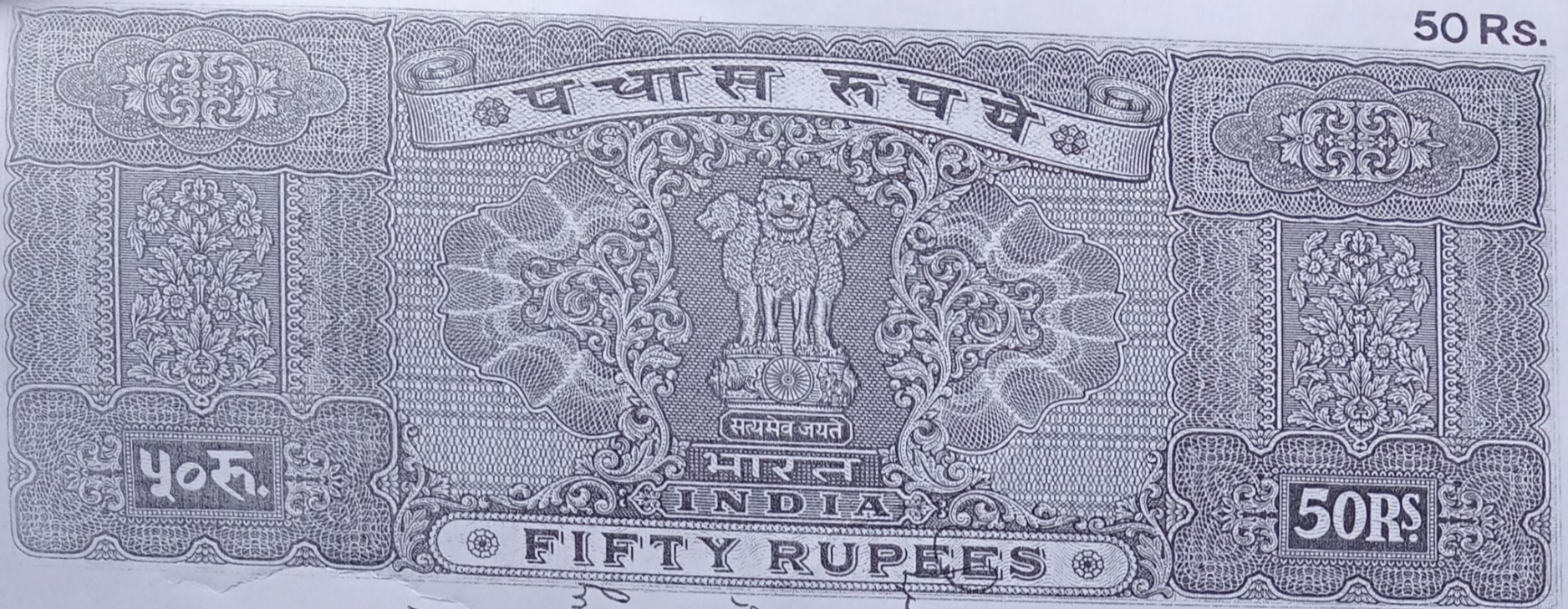
IV. WHEREAS the Author in consultation with Mr. B.N Deb, friends, relations and

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Administered under Act 27 of 1928
correctly stamped (or exempted from
stamp duty) under the Indian stamp
Act, 1899 (Act 11 of 1899)
Caragula No. 64(a)

F - 100.00
R - 10.00

Blary
Chairman



1. Essilia Basumatary

2. Dominic Basumatary

3. Helen Wane

4. Abhishek...

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GOOD EARTH EDUCATION TRUST

well Wishers, desires to create and constitute a Registered Charitable Trust, under the name of "THE GOOD EARTH EDUCATION TRUST" (The GEET) to establish, Maintain and run educational, Charitable and other Institutions of an allied nature, as envisaged by Mr. B.N. Deb and in particular to run, administer and develop the Centre For New Learning (CNL) at Bengtol.

V. WHEREAS the Author has requested the other Trustees above named to accept the office of the Trustees jointly with himself as Trustees of the Trust and they have agreed to do so;

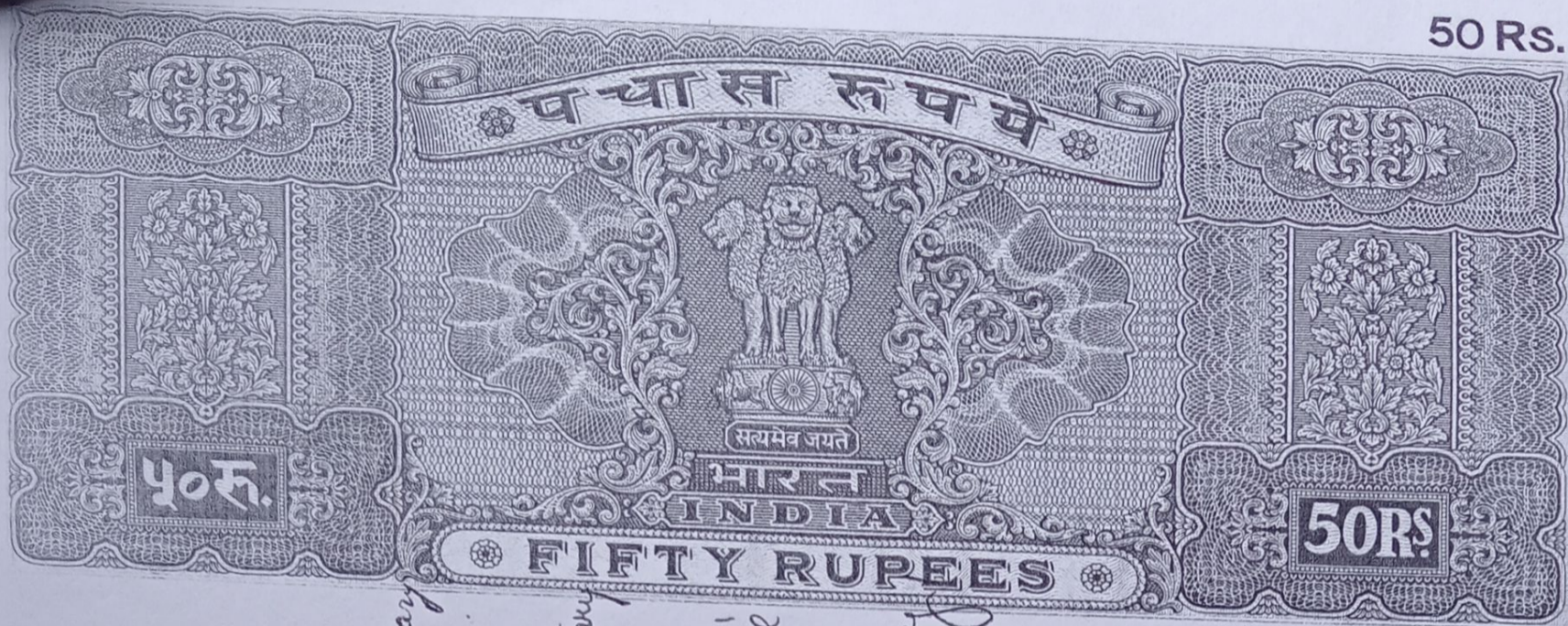
VI. WHEREAS in pursuance of the said desire the Author has paid to the Trustees on behalf of the said Trust a sum of Rs.5,000.00 (Rupees Five Thousand only) in cash as nucleus for the Trust which the Trustees hold on behalf of the Trust;

VII. AND WHEREAS is considered necessary and desirable to declare and constitute the said Trust and also the objects and constitution thereof BY THESE PRESENTS;

NOW THESE PRESENTS WITNESSETH AS FOLLOWS: -

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Bhany
Chairman
Good Earth Education Trust
Bengtol



1. *Erilia Basumatary*

2. *Dominic Basumatary*

3. *Soken Wane*

4. *Albia Woodhery*

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GOOD EARTH EDUCATION TRUST

NAME OF THE TRUST

1. The Author hereby declare and creates a Trust called "THE GOOD EARTH EDUCATION TRUST" (hereinafter called "The Trust") for purposes ends and objects hereinafter appearing :-

FORMATION OF THE TRUST

2. a) The Author above named does hereby declare and constitute a Registered Charitable Trust which shall be known as The GOOD EARTH EDUCATION TRUST with the objects and with the trusts and constitution and on the terms and conditions as set forth herein.

b) The Trustees do hereby declare that they stand possessed of the said sum of Rs. 5,000,00 (Rupees Five Thousand only) given to them by the Author of the said The Good Earth Education Trust.

c) The Trustees do hereby agree and undertake to hold the assets of the Trust that have been given and that may be hereafter given to them to or that may come their hands as such Trustees upon the Trusts and subject to the provisions herein contained.

Contd.....4

Albia Woodhery
Chairman
Good Earth Education Trust
Bengtol



1. *Arsilia Basumatary*

2. *Dominic Basumatary*

3. *Kelen Wau*

4. *Abis Hodh*

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GOOD EARTH EDUCATION TRUST

DEFINITIONS:

3. a) "The Board" shall mean the Board of Trustees for the time being, administering the Trust.
- b) "The Governing Body" shall mean the Body responsible for the administration of the Centre for New Learning, Bengtol and other similar Bodies that may hereafter be set up for the administration of institutions of the Trust.
- c) "The Trust" shall mean "The Good Earth Education Trust" set up under this Deed.
- d) "The Trustees" shall mean all the Trustees of the Trust duly appointed under these presents and qualified or continuing as Trustees.

ASSETS OF THE TRUST

4. The assets and funds of the said Trust shall consists of :-

- a) The sum of Rs.5,000.00 (Rupees Five Thousand only) contributed to the funds of the said Trust by the Author which are held by the Trustees for the purpose of the said Trust.
- b) Such sums or assets as may be contributed, gifted, donated or bequeathed by the

Contd.....5

Chairman
Chairman
Good Earth Education Trust
Bengtol

1. Arshida Basumatary

2. Dominic Basumatary

3. Kshen Wani

4. Arshida Basumatary

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Author or by any person or persons, firms, company or by any State or Central Government or other Authority to the said Trust.

- c) All income or interest arising out of the said sums and assets.
- d) All assets that may be purchased or acquired from out of the said funds or otherwise acquired for the said Trust.
- e) All investments and realizations there from or out of the said funds and assets, and
- f) All sums and assets which have by any mean become the property of the Trust.

OBJECTS OF THE TRUST

5. All the income and all the assets of the Trust funds shall be utilized in the manner and to the extend hereinafter provided for the establishment of Educational Institutions for making grants or otherwise giving financial assistance for studies and education and training of all kinds in India and for the advancement of knowledge and education and for alleviating in any manner the pain and suffering of humanity and without prejudice to the generality of the foregoing of the following objects namely :-

- a) To run, develop and administer the Centre For New Learning (CNL), Bengtol and for that purpose to do all such acts as are beneficial or necessary in the interest of the School.
- b) To establish, run and maintain other Educational Institutions of any kind for the benefit of the public ~~without distinction of casts, race, religion or creed.~~
- c) To make payments of money or contribute or financial help to any persons, Schools, Colleges or Institutions or assisting them in furthering higher education or research in any subject or for training in any Professional, Scientific, Industrial, Commercial or other capacity and such assistance may be given to any persons of Indian Nationality whether such training, research or other study or work is done in India or abroad.
- d) To make payments of money or contribute to financial assistance for the publication of any work or book or other publication original or otherwise as the Trustees may deem fit.
- e) To establish, maintain, run, develop, improve, extend, grant donations for and to aid and assist in the establishment, maintenance, running, development, improvement and extension of general commercial and technical education, elementary schools, secondary schools, high schools, workshops, industrial, technical and other arts, craft, and science schools and institutions or seats of learning, hostels, for the benefit of students and generally all kinds of educational institutions of general, technical, vocational, professional or of any other description whatsoever for the welfare and uplift of general public and to institute and award scholarships to Indian citizens to study, research or apprenticeship either in India and / or abroad, or to enable them to

Chairman

1. Ersilia Basumatary
2. Dominic Basumatary
3. Loken Warie
4. Albin Muchahary

proceed overseas for study and for all or any of the said purpose.

f) To establish, maintain, run, develop, improve, extend, grant donations for and to aid and assist in the establishment, maintenance, running, development, improvement and extension of Libraries, Reading Rooms, Youth Centre, Recreation Centres and all other facilities as are calculated to be used in imparting education to the public.

g) To provide assistance by grants, gifts or otherwise to Poor persons, Destitute persons, Orphans, Widows and also to Poor Young persons Requiring or Deserving assistance for education without distinction of caste, race, religion or creed.

h) To run Teachers' Training Programme, workshops and Seminars for the skill development of the Teachers and also for the non-teaching staffs.

i) To establish, develop and run Action Research Centre to enhance Scientific process of learning for students, Vocational Training Centre for the skill development of the students, career guidance, Leadership courses, workshops, seminars and conferences, students exchange programme through co-curricular activities to invoke competitive spirit and improve academic atmosphere among the students.

j) To do all such acts addition to and in furtherance of the above purposes and in advancement of any other charitable object of general utility.

BOARD OF TRUSTEES :

6. a) The affairs of the Trust shall be managed by the Board of Trustees of the said Trust. The Board of Trustees shall consist of not less than three and not more than Eight Trustees as the Board of Trustees shall from time to time resolve. Three Trustees shall form a quorum for a meeting of the Board.

b) The board may, if it so desires, co-opt not more than one additional Trustees to be on the Board of Trustees for any specific purpose or period. Such Trustees shall be in addition to the number specified in clause (a) above and shall be taken into consideration for the purpose of forming a quorum.

c) The board shall at its first meeting in the calendar year elect one of its members to the Chairman and Managing Trustee. Such person shall hold office for five years.

d) The First Trustees and office Bearers shall be :-

- 1) Mrs. Ersilia Basumatary. w/o Mr. Dominic Basumatary.
- 2) Mr. Dominic Basumatary. s/o Lt. Saliram Basumatary.
- 3) Mr. Loken Warie. s/o Lt. Majetam warie.
- 4) Mr. Albin Muchahary. s/o Lt. Bahadur Singh Basumatary.

e) The Chairman of the Board shall, if present, preside over the meetings of the Board. If the Chairman is not present within half-an-hour of the time for which the

Chairman

1. Emilia Basumatla

2. Dominic Basumatla

3. Helen Ware

4. Ania Kozhoshor

meeting has been convened, the members present shall elect one of their body present at the meeting to be the Chairman of the meeting. The Board may fill any vacancy by appointing any person to the board.

f) In so appointing any person or persons as ~~Trustee or Trustees~~, the Board shall have regard to suitability of the person to be appointed from the point of view of integrity, ability, culture, business capacity and charitable mindedness and his or her being in a position to devote attention to the affairs of the Trust. In making such appointment, the Board shall in preferences to outsiders choose the members of the family of the Founder provided that there is any member of the family of the Founder available and willing to be Trustee suitable for appointment as Trustee for which the Board shall be the sole and final judges.

g) In this presents, the words ~~family of the Author~~ shall mean and include any descendent male or female in the male or female line of the founder, the sisters of the founder and the spouse of any of them.

h) The Board shall be entitled to act and exercise all their powers notwithstanding any vacancy or vacancies in the Board provided that the total number of Trustees shall not at any time be less than three. If the total number of Trustees shall be less than such figure, then the continuing Trustees may act for the purpose of increasing the number of Trustees and to appoint Trustees for filling up any or all casual vacancies and not for any other purpose.

i) The Board may act by majority. The Board may exercise all the powers vested in them under these presents or by-laws and resolutions passed at a meeting of the Board by majority or by circulation. Any resolution in writing sent to all the Trustees holding office as such for the time being and agreed to in writing by a majority of them shall be valid and binding and a valid exercise of the power of the Board as if the same had been passed a meeting. The Chairman of the Board of Trustees shall have in the event of an equal division of votes, a casting vote in addition to his or her vote as the Trustee. All acts and things done by a resolution of the Trustees shall be valid and binding as it passed at a Board meeting.

j) Notices shall be sent to the Trustees at their addresses in India. Should any Trustee be out of India, the Board of Trustees may act without issuing notices to him or her.

k) The Author of the Trust shall be the Chairman as Executive Trustee.

RESPONSIBILITIES OF THE BOARD :

7. The Board may apply the funds of the Trust for any of the above said objects and Institutions either by the Trust itself establishing or running such institutions or by the Trust making contributions to the Trust Committees or Institutions carrying out any of the aforesaid objects including the management of Committees constituted in any manner in charge of Schools or colleges or polytechnics or educational institutions of

Chairman

1. *Arslida Basumat*
2. *Dominic Basumat*
3. *Karen Wani*
4. *Abhishek Dhar*

any kind and in particular may constitute governing bodies, school committees or other committees to be in charge of any educational institutions and to agree to any place such committee in management and control of and Educational Institution.

VACATION OF OFFICES OF TRUSTEE :

8. The office of the Trustees shall be vacated if the Trustees :-
- a) Is found to be unsound mind by a Court of Competent jurisdiction.
 - b) Is adjudicated insolvent.
 - c) Asserts any claim to any property claimed by the Trust as Trust property.
 - d) Is convicted of any offence involving moral turpitude;
 - e) Resigns;
 - f) Is requested unanimously by all the other Trustees to resign.

INVESTMENTS:

9. All moneys which shall not immediately be required for ~~current~~ expenses shall be invested by the Trustees in investments and securities authorized by law for the investment of the Trust funds and in particular to the provisions of Section 11 (2) (b) of the Income-Tax Act, 1961 or in fixed deposit or savings bank account in any scheduled bank or banks as defined in the Reserve Bank of India. The investment shall be in the name of the Trust only :-

The Funds of the Trust shall be invested :-

- a) In any of the securities authorized by the Section 20 of the Indian Trusts Act, 1882 or
- b) In the purchase of lands or buildings or in the constructions of buildings, provided that no such investment shall be made except with the previous sanction of the Board recorded by means of a resolution; or
- c) In fixed deposits with, in shares, whether ordinary or preferred, in or debentures or debenture stock of, any bank, company or corporation approved by means of a resolution of the Board. Provided further that the funds of the Trust may be lent and/or advanced with the sanction of the Board recorded by means of a resolution specifying the amount that may be so lent and/or advanced, on such terms as to security, rate of interest period of repayment etc. as may be specified in the said resolution, to any public Charitable Trust or Institutions established for the purpose of, and/or engaged in imparting or causing to be imparted education in India.
- d) To invest in the purchase or acquisition by lease or in any other manner of any immovable properties or interest in immovable property of any kind considered by the Board to be useful for the objects of the Trust or as a source of income for the Trust. Any investment in any manner authorized hereunder shall not be improper by reasons

1. Assilia Basumat

2. Dominic Basumat

3. Doken Wane

4. Albin Wozhala

only of the fact that any one or more members of the Board of Trustees are interested as Directors, Managing Agents, Shareholders or Partners in the bank or company or institutions in which part of the trust funds may be invested.

POWERS OF THE BOARD

10. (a) All the properties, assets and funds of the Trust shall vest in and held in the name of the Board and shall be held in such manner as the Board shall direct or in the name of one or more of the Trustees as the Board may deem fit.

(b) The Board may at their absolute discretion apply the funds to any of the objects of the Trust either by directly carrying out the same or in conjunction and co-operation with any other person or body or by way of contribution, subscription endowment or other payments to any other Trust, institution or charity for carrying out any of the above objects and in particular by co-operation with any person, concern, institution or body for the establishment of any Trust having as its object one or more of the above objects of this Trust.

(c) The Board shall have full control and management of all the affairs of the Trust and of the properties, assets, investments and transactions of the Trust and without prejudice to the generality of the foregoing to exercise any and all the

Following powers :-

- i) To set up Committee, Governing Bodies or other Institutions for running, administered by the Trust.
- ii) To determine from time to time, to commence, to take up, to abandon, to vary and to add to the charitable objects for which the funds of the Trust shall be used and to allot and allocate to each of the objects such portion of the funds as they deem fit.
- iii) To equip, furnish or otherwise fit up and conduct hospitals, nursing homes, maternity homes or other medical institutions or any premises necessary or useful for the carrying out of the objects of the Trust.
- iv) To open one or more Bank Accounts for the Trust and in its name or in the names of the Trustees or any of them with any Bank or Banks as the Trustees may deem fit and deposit monies of the Trust in such accounts . The account shall be operated jointly by Chairman and Managing Trustee.
- v) To enter into contracts with any person or body for any purpose.
- vi) To sell, lease or otherwise dispose of any immovable properties, assets and goods of the Trust.
- vii) To employ staff of all kinds necessary or useful for the carrying out of the objects of the Trust.

Albin Wozhala
Chairman

1. Ersika Basumaty
2. Dominic Basumaty
- 11 3. Roken Khan
4. Albia Basumaty

e) The Board may delegate all or any of its powers to the Governing Body with power to the later to delegate to the Executive Committee or any other person or persons.

PROVIDED HOWEVER such power shall not include the power to sell or any manner dispose off or alter any investments or immovable properties of the Trust.

f) All decisions of the Governing Body shall be by a majority and in the event of an equality of votes, the matter shall be referred to the Board for decisions.

CONTRIBUTIONS

13) The Board shall have the power to accept contributions in money or property either by way of addition to the Trust funds generally or for any one or more of the specified objects of the Trust, in so far as they are not inconsistent with any of the provisions of the Trust and in either case such contributions shall be dealt with either as capital receipt or as income according to the directions or the donors but subject to the condition that in the opinion of the Trustees it must be conducive to the beneficial administration of the Trust.

GENERAL ADMINISTRATION

14) Regular and correct accounts of the Trust, its funds, receipts and expenditures shall be maintained. The Board shall appoint one or more Chartered Accountants to audit the accounts of the Trust and fix his or their remuneration. The accounts of the Trust shall be audited at the close of the year. The Trust shall pay the annual remuneration for the auditors. Every appointment of the Auditors shall be for three years at the time but the retiring auditors shall be eligible for reappointment.

The Board may nominate one or more persons either by name or otherwise to be in custody of any of the assets of the Trust to hold properties and assets of the Trust in his or their names and/or to execute all documents, contracts and deeds for and on behalf of the Trust. The Board shall specify one or more persons who shall be entitled to institute, conduct or defend or suits and legal proceedings for and on behalf of the Trust and to sign pleadings, plaints, vakalats, statements and affidavits for and on behalf of the Trust in respect of any proceedings before any court or other authority.

The Board shall keep proper books of accounts of the income and expenditure of the Trust and shall prepare a financial statement and balance sheet for every year as on the last day of March.

15. GOVERNING LAW

- I. The Deed shall be governed by and construed in accordance within the law of India.
- II. In the event that any dispute with respect to any of the provisions of this Trust

Blaney
Chairman

Good Earth Education Trust
Bengtol

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Deed the dispute shall be settled by arbitration.

III. In the event of the need of an arbitration, the Trustees shall appoint a mutual arbitrator and the arbitration shall be held in accordance of the arbitration and conciliation Act, 1996. The decision of the arbitrator shall be final and binding on all parties to the dispute.

TRUST IRREVOCABLE

16. It is hereby declared that the said Trust created and constituted by these presents is irrevocable

OFFICE OF THE TRUST

17. The Office of the Trust shall be situated at such place or places in India as the Trustees may from time to time determine and until so determined, shall be at "Bengtol", P.O. & Vill - Bengtol.

IN WITNESS WHEREOF the parties hereto have signed these Deed of Trust on the day and the year first-above-mentioned.

Signature *Dominic Basumatary*
(AUTHOR.)

Signed.

1. *Ersilia Basumatary*

2. *Dominic Basumatary*

3. *Loken Wani*

4. *Abhishek Basumatary*

(TRUSTEES).

Rajy
Chairman
Good Earth Education Trust
Bengtol

WITNESSES:-

1. *Sofia Marya Basumatary*
Advocate
Bongpoojan court

2. *Manuel Barkey (Vice Principal)*
Centre for New Learning, Bengtol
PO Rurikhata