

भारतीय गैर न्यायिक

बीस रुपये

रु.20



Rs.20

TWENTY
RUPEES

INDIA NON JUDICIAL

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AFFIDAVIT

I, Fr. James Thayyil C.M.I, S/o Mathai, aged 68 years, Chairman of DR. PLACID EDUCATIONAL TRUST residing at S.H. Monastery, Kurisummoodu P.O., Veroor Muri, Chethipuzha Village, Changanacherry Taluk, Kottayam district, Kerala do hereby solemnly affirm and state as follows:

- 1) That a Deed of Trust executed on 02.05.1997 as No. 154 of year 1997 at Sub Registrar Office, Changanacherry to start an educational Trust in the name of DR. PLACID EDUCATIONAL TRUST. As per Kerala Registration Rules, the Deed of Trust can be registered either in District Registrar Office or Sub Registrar Office. The authority to issue Trust Certificate is District Registrar if the Trust Deed got registered at District Registrar Office. Sub Registrar have only right to return the registered deed to its owner. The Trust Deed of DR. PLACID EDUCATIONAL TRUST is registered at Sub Registrar Office, Changanacherry, no Trust Certificate can be obtained.

DEPONENT: FR. JAMES THAYYIL. C.M.I.



28.9.2010

JOB MICHIL
State Public Notary & Advocate
Changanacherry
Kerala State
India

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കേരളം KERALA

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- 2) As per Registrariion Rules of Kerala, the stamp paper can be purchased in either parties name who he is involved in the Deed.

All what is stated above are true and correct to the best of my knowledge, belief and information.

DEPONENT : FR. JAMES THAYYIL, C.M.I.

Solemnly affirmed and signed before me in my office at Changanacherry on this the 18 day of October 2010 by the deponent who is known to me personally.



JOB MICHIL
State Public Notary & Advocate
Changanacherry
Kerala State
India

No: 4316

12.10.2010

R 10/- To: James Thayyil

Chairman Placid Educational Trust
Chethipuzha

JOSEPH VARGHESE
Stamp Vendor
THEENGANAL

P. S. Sankaran



JOSEPH MICHEL
State Public Notary & Advocate
Changanacherry
Kerala State
India





This deed of Trust executed on this the second day of May One thousand nine hundred and ninetyseven BETWEEN The Sacred Heart Monastery of the religious congregation of the Carmelites of Mary Immaculate with its Office at Chethipuzha, represented by its present Finance Secretary Rev.Fr. Varghese John, C.M.I., aged 65 (Sixtyfive) years, Priest, Son of Joseph Padinjarevadayil, now residing at Sacred Heart Monastery, Veroor muri, Chethipuzha village, Changanacherry Taluk, Kottayam District, Kerala, as the SETTLOR, on the first part, AND Rev. Fr. Mathew Arakalam, aged 34 (thirty four) years, Priest, Son of Thomas Mathew, being the present Councillor for Education of the Monastery now residing at do monastery Chethipuzha village, Changanacherry taluk, Kottayam District, Kerala as the TRUSTEE on the second part.

WHEREAS the religious order known as the Congregation of the Carmelites of Mary Immaculate (in short referred as CMI CONGREGATION) was started in its rude form as a religious

Rev. Fr. Varghese John
(SETTLOR) *[Signature]*

Rev. Fr. Mathew Arakalam
(TRUSTEE) *[Signature]*

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2.4.97



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institution at Mannanam in 1831 for the realisation of a long cherished desire in the Church in India to implement the ideals of Christian religious life in the religious traditions of our land, with a view to do good to the people irrespective of caste, creed and community,

AND WHEREAS, by the Grace of God, as and when the number of members joining the congregation increased, the congregation established more institutions at various places in India and abroad to render the religious and charitable services in a systematic and organised manner, by starting and maintaining orphanages, old age homes, hospitals, dispensaries home for the handicapped and mentally retarded, colleges and other educational institutions of various types and also by undertaking parishes, hospitals and prison ministeries and the like,

AND WHEREAS now the present office bearers of the Sacred Heart Monastery found it better to register a deed of Trust to cordinate the administration of all the educational institutions of the Monastery, and in future to establish more and more institutions to conduct the same in a more systematic

Rev. Fr. Varghese John

(SETTLOR)

Rev. Fr. Mathew Arekalam

(TRUSTEE)

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manner according to the norms of the various statutes of the Congregation and according to the statutory protection given under the Constitution of India for the Minority Community.

AND WHEREAS with the above aim, the settlers have decided in its Council to register the Deed of Trust in favour of the second party to start an educational Trust with the following terms and conditions.

NOW THIS DEED WITNESSETH:-

1. NAME

The name of the Trust shall be DR. PLACID EDUCATIONAL TRUST.

2. REGISTERED OFFICE

The registered office of the Trust shall be at Chethipuzha in Kottayam District. The Trustees are at liberty to change the registered office within its ecclesiastical jurisdiction allotted to it by the CMI Congregation.

3. TRUST PROPERTY

In order to effectuate the above referred decision, the

Rev. Fr. Varghese John,
(SETTLER)

Rev. Fr. Mathew Arekalam

(TRUSTEE)

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the Settlers, has made over to the Trustees the sum of Rs.1,000/- (Rupees One thousand only) to hold the same together with all additions and accretions thereto and all other properties that may be acquired by purchase, lease, gift or otherwise and may hereinafter be the subject matter of the Trust (hereinafter referred to as the Trust Fund) for the objects and on the terms and conditions herein contained, concerning the same for the objects of the Trust.

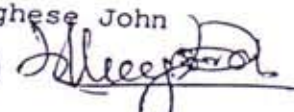
4. OBJECTS OF THE TRUST

The objects for which the trust is established are as follows:-

- a). To give opportunity for the children and youth for proper education on academic side from nursery stage to professional stage.
- b). To start, establish and administer educational institutions or institutions for 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.
- c). To Co-ordinate the administration of all the educational institutions of the monastery.
- d). To arrange and conduct meetings, seminars, group discursions, study classes, vocational training to the students and to conduct programmes to conscientise them on their social responsibilities such as to work against menaces of drugs, drinks and smoking.

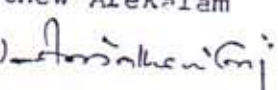
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE)



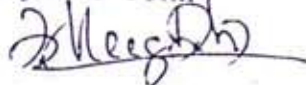
- e). To establish research and development institutions.
- f). To extend help by cash or in kind to the deserving students or to educational institution of charitable nature.

5. BOARD OF TRUSTEES

- a). For the time being the second party to this deed, Rev.Fr. Mathew Arekalam shall himself be the SOLE TRUSTEE.
- b). Within three months from the date of registration of the Trust Deed, the Monastery Council of the Settlers shall form a Board of Trustees with the Prior Ex-Officio as the Chairman and nominating other necessary members as found proper from time to time either from themselves or from other members of the monastery specifying one among them as the DIRECTOR who shall be the Chief Executive of the Trust.
- c). The Settlers are free to change their nominees on the Board of Trustees from time to time, including the DIRECTOR
- d). The members of the Board of Trustees except DIRECTOR are not entitled for any remuneration but all expenses met by them for the Trust shall be re-imbursed to them. The Director is entitled for remuneration fixed by the monastery Council of the Settlers from time to time.
- e) The Board of Trustees shall meet as often as required and shall meet atleast once in a calender year to consider the annual audited accounts every year and forward a copy of the same, to the Settlers.
- f). The Director shall serve the notice for meeting in consultation with or at the direction of the Chairman.

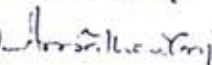
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE)



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g). The Director shall maintain the minutes of the meeting duly signed by the Chairman or the person presiding over the meeting.

h). The meeting of the Board of Trustees shall be presided over by the CHAIRMAN, and in his absence by a member of the Board nominated by the CHAIRMAN.

i) There shall be 5 days notice for a Board Meeting unless waived by all the parties eligible to get the notice.

j). The quorum for the Board Meeting shall be $\frac{1}{3}$ of total members or 3 whichever is greater.

k). All the questions at any meeting of the Board of Trustees shall be decided by the majority of members present and voting at the meeting and in the case of equality of vote, the member presiding over the meeting shall have a casting vote.

l). Decisions may also be taken by the Board over phone or through correspondence provided all the members agree to it.

6. POWERS AND DUTIES OF THE BOARD OF TRUSTEES

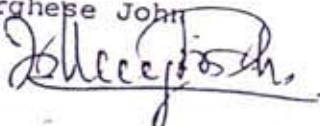
All assets and properties of the Trust shall vest with the Board of Trustees and in the name of the CHAIRMAN. The Board of Trustees shall have the following powers and duties.

a). To administer and control the affairs of the Trust, the Trust properties, the institutions, and establishments belonging to the Trust, or under their management.

b). To solicit funds, receive donations, grants, subsidies, scholarships etc, of any kind, towards Corpus or otherwise,

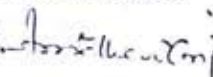
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE)



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with permanent obligations or otherwise, whether in cash or in kind, or to get re-imbursed the capital and running expenses of the institutions by collecting fees or other contributions from the students or their parents who are capable of paying the same.

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

d). To incur all kinds of capital and revenue expenditure which will help in attaining any or all of the objects of the Trust, such as acquiring land, constructing building and equipping it giving education and training to the personnels etc. provided and capital investment in land and building shall be subject to the approval of the Settlers.

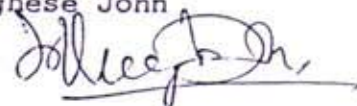
e). To borrow any amount either on pledging the assets of the Trust or other wise, from individuals, banks, financial institutions or other institutions, with or without interest, for attaining any of the objects of the Trust, subject to the approval of the Settlers.

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

g). To start institutions at any other place or to take up new activities whenever necessary or to take over and

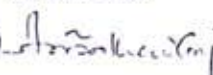
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE)



Contd...8

manage any institution or activity now carried on by others, as long as it is found to be advantageous to achieve the main objects of the Trust.

h). To take over and manage as and when found proper, all the existing assets and liabilities of the educational institutions of the Sacred Heart Monastery.

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

j). To establish and manage Nursery, Primary and High Schools, Professional institutions, Technical Institutions, Boarding Houses, Hostels, etc. solely for the purpose or education and not for the purpose of profit.

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

l). To accumulate the income if necessary for attaining the objects of the Trust in future or to set a part the whole or part of the income for the corpus of the Trust Fund for any of the objects of the Trust.

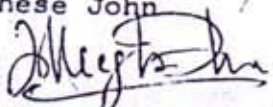
m). Subject to the approval of the Settlers, to join Co-operate or amalgamate this Trust, with other similar Trust, or fund or institutions as the Trustees think fit.

7. POWERS AND DUTIES OF THE DIRECTOR

Subject to the general control of the Board of Trustees, the Director shall have specific powers and duties mentioned below:-

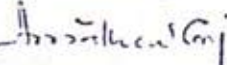
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE)



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

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

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

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

e). To appoint the necessary personnel in the service of the Trust and fix their remuneration and service conditions and give them training if necessary, and if circumstances warrant, to take disciplinary actions on them, including suspension or dismissal.

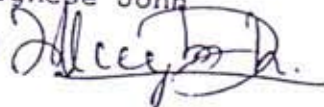
f). To take loans or borrow money, as decided by the Board of Trustees and to execute promissory notes, bonds or the like for the same and to discharge the same by repayments.

g). To gather funds towards corpus or otherwise, for the Trust by way of donations or otherwise, from any person or institutions either in cash or in kind for the purpose of the Trust.

h). The Director shall sue and be sued for and on behalf of the Trust, provided that the Board of Trustees shall have

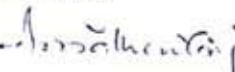
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE)



the power to authorise any of its other members to represent the Board of Trustees in any legal or other proceedings under special circumstances.

i). The Director shall exercise and perform such powers and duties as the Board of Trustees may from time to time determine or assign or authorise him to do.

j). The Director shall do any/ all acts and deeds and things necessary for the efficient management and administration of the Trust and the properties of the Trust.

k). The Director shall have the power to delegate his duties and functions to any other members of the Board of Trustees or member of the staff of the Trust, with the consent of the Board of Trustees.

8. POWER OF THE SETTLERS OF THE TRUST

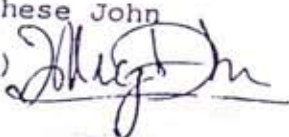
The Settlers of the Trust, viz. the Monastery Council of the Sacred Heart Monastery of CMI Congregation, or their successors shall have the power to depute any person to inspect the accounts and the affairs of the Trust and in the best interest of achieving the objects of the Trust, to issue any direction whatsoever necessary to the Board of Trustees, and/or to the Director and they shall be bound to accept and act upon such direction.

9. BANK ACCOUNTS

Bank Accounts shall be opened by the Director, in the name of the Trust, or in the name of any of its activities with any Bank, as and when found necessary by the Board and

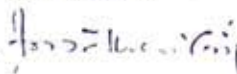
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE).



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Such accounts shall be operated in the manner as directed by the Board of Trustees from time to time.

10. THE ACCOUNTS

The accounts of the Trust shall be closed on 31st March every year and it shall be audited by an auditor appointed by the SETTLERS. The audited statement with the explanations of the Board shall be submitted to the Settlers within 30th September every year or within the time extended by them.

11. AMENDMENT

Any provision in this deed except the object clause No:4 and saving clause No: 13 may be amended, annulled or substituted by the Settlers if requested by the Board of Trustees and such amendments, alterations etc. shall come into force only if it is approved by the Commissioner of Income Tax.

12. WINDING UP

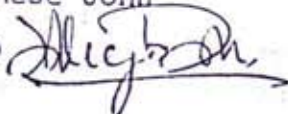
In the event of the Trust becoming impossible to function in accordance with the provisions of the Trust deed, the assets of the Trust after discharging of all its debts and liabilities if any shall be transferred to another registered Charitable Institution as decided by the Board, with the approval of the Settlers and if not it shall vest with Government.

13. SAVING CLAUSE

a). This is a Charitable Trust and its activities shall be for the purpose of education and not for the purpose of earning profit.

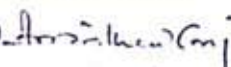
Rev. Fr. Varghese John

(SETTLER)



Rev. Fr. Mathew Arekalam

(TRUSTEE)



b). If is expressly declared that no part of the Trust property or its income shall be applied for any purpose, other than charitable purposes, and no part of the income or funds of the institution shall be divided among the members by way of profit.

14. The Value of the Trust Fund is Rs.1,000/- (Rupees One thousand only).

As it is convenient for the parties to register this document at Sub Registry Office Changanacherry has signed on this document in Building No:723/VIII of Changanacherry Municipality in Puzhavathu muri, Changanacherry village

In witness whereof the parties to this deed have set their hands the day month and year first above written in the presence of the following witnesses.

Witnesses:-1. Mr. Georgekutty V.C.
Maria Bhavan,
Muhamma P.O.,
Alapuzha- 688 525

2. N.O. Antony
Nedumpampil
Veroor P.O.,
Vadakekara
Changanacherry - 686 104

Prepared by: Antony George
Thevalakara
Puzhavathu
Holder of Licence No: KDA 107

This document is type written

Note of Correction: Nil

Rev. Fr.Varghese John
(SETTLER)

Rev. Fr. Mathew Arekalam
(TRUSTEE)


MANAGER
Placid Vidya Vihar Sr. Sec. School
Chethipuzha, Kurumoodu
Changanassery, Kottayam, Kerala - 686 104


PRINCIPAL
Placid Vidya Vihar Sr. Sec. School
Chethipuzha, Kurumoodu
Changanassery, Kottayam, Kerala - 686 104