

1-3914

5085



Handwritten notes: '1000' and '29.0'.

THIS INDENTURE made this the 5th day of October, One thousand-  
 nine hundred and ninetynine BETWEEN Sri Bhogendra Jha, son of  
 Late Gopal jee Jha, of Indraprastha Apartment, 23A, Flat, 4th Floor,  
 Tegharia, Raghunathpur, P.S. Rajarhat, Calcutta - 700059, in the  
 district of North 24 Parganas, hereinafter called the "Settlor"  
 (which expression shall unless excluded by or repugnant to the context  
 be deemed to include his heirs, executors, administrators and represen-  
 tatives of the ONE PART AND

Handwritten signature and 'Trust 6/4'.

- (1) The said, Sri Bhogendra Jha, S/O. Late Gopal Jee Jha,
- (2) Sri Prabhash Kumar Jha, S/O. Sri Bhogendra Jha, Nos. 1 and 2  
 residing at Indraprastha Apartment, 23A Flat, 4th Floor,  
 Tegharia, Raghunathpur, P.S. Rajarhat, Calcutta 700059,
- (3) Sri Vinod Choudhury, S/O. Sri Sukh Ram Choudhury, residing at  
 S/O. New Children Paradise School, Hela Battala, Hatiana,  
 Calcutta - 700059,

Handwritten notes: '10000', 'A-1020', '11/21'.

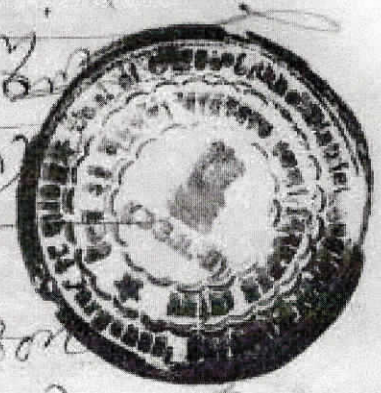
admissible under Rule 21 & also  
 s/s (1) of W. B. L. R. Act-1951  
 duly Stamped Under the Indian  
 Stamp Act, 1899 Subsequent

Contd.....?/-

For, CALCUTTA PUBLIC SCHOOL, ORMANJI  
  
 Manager

১৯৯৯  
 ৪/১০/৯৯  
 শ্রী ব্রজেন্দ্র কল  
 ডেপুটি ম্যাজিস্ট্রেট, বারাসাত  
 ২০০৩  
 ২৩/১১/৯৯  
 ৭৯ ম  
 বারাসাত, নারকেলি অফিস  
 ডেপুটি ম্যাজিস্ট্রেট বারাসাত  
 ডেপুটি ম্যাজিস্ট্রেট

২০০৩  
 ২৩/১১/৯৯  
 ৭৯ ম



Presented for Registration at.....AN/PB  
 on the.....th day of.....1999  
 at.....of the Sadar Registration  
 office at Barasat by.....  
 one of the executants/Claimants.

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 2000  
 5000

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 ১. Bhogendra  
 ২. P. K. Ghosh  
 ৩. ...  
 ৪. ...  
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 ৬. ...  
 ৭. ...  
 ৮. ...  
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 ১০. ...

Bhogendra Jha.

6109

Registrar u/s 7 (2)  
 North 24 Parganas, Barasat  
 (D. S. R.-D)

Bhogendra Jha

- 6 OCT 1999

6110

Tejabhash Kumar Jha.

6111

Vinod Chaudhary

Shankar Jha

6112

Jay Prakash Narayan Jha

6113

Jaggi Chakravorty

Advocate

No. W/O  
 P.S.  
 District—North 24 Parganas.  
 Caste  
 Profession  
 No. W/O  
 P.S.  
 District—North 24 Parganas.  
 Caste  
 Profession

FOR CALCUTTA PUBLIC SCHOOL, ORMANCHI  
 Registrar u/s 7 (2)  
 North 24 Parganas, Barasat

Principal

Manager



- 2 -

- (4) Sri Shankar Kumar Jha, S/O. Sri Pulkit Jha, of 3, Sanjute Press, Gossipore Road, Gossipore, Calcutta - 700002,
- (5) Sri Jay Prakash Narayan Jha, S/O. Late Gopal Jee Jha, of 8C/1/1B, Jogodyan Lane, Calcutta - 700054,

hereinafter jointly called " The Trustees " (which expression shall unless excluded by or repugnant to the context be deemed to include the Trustees for the time being and their Successors and Survivors, Representatives and Assigns) of the OTHER PART.

WHEREAS :

1. The Settler is desirous of establishing an educational trust as hereinafter provided for public purposes with the sum of Rs. 1,00,000/- as its nucleus.

For, CALCUTTA PUBLIC SCHOOL, ORMANJHI

Principal

Manager

Contd.....3/-

299  
১৯/১০/১৯৯৯  
কলী - উত্তর  
বর্তমান, বর্তমান, বর্তমান

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বারানাত নাথরাজি  
বর্তমান  
বর্তমান  
বর্তমান



Registrar u/s 7 (2)  
North 24 Parganas, Baranad  
(D. S. R-II)

- 6 OCT 1999

FOR CALCUTTA PUBLIC SCHOOL, ORMANJHI  
Principal  
Manage.

2. The Trustees have at the request of the Settler agreed to act as Trustees of these presents :-

NOW THIS INDENTURE WITNESSETH that in order to effectuate his said desire and in consideration of the premises and of various other good causes hereinto moving the Settler doth hereby transfer assign and make over to the Trustees the said sum of Rs. 1,00,000/- (Rupees One Lakh Only) TO HAVE AND TO HOLD the same and all additions and accretions thereto and all other sums and properties that may from time to time form part of the trust estate (hereinafter referred to as the "The Trust Fund") unto the Trustees absolutely and forever UPON TRUST for Public purposes with and subject to the powers provisions and declarations hereinafter contained and concerning the same :

- 1) The name of the Trust shall be "JHA EDUCATIONAL TRUST"

*Durga*  
2) The Office of the Trust shall be situated at ~~Indraprastha~~ *Bhavan c/o. Calcutta Public School. P.O - ASWINI NAGAR*  
~~Apartment, 23A First 4th Floor, Tagharia, Rajmangalpur,~~ *BAGUIATI, CALCUTTA - 700059. Situated at*  
~~Calcutta 700059~~ *Mouza Tyangra. P.S. Rajarhat* or at such other place or places as the Trustees may from time to time decide and determine.

- 3) The objects of the Trust shall be public educational purposes and its income shall be applied or accumulated in India for public educational purposes within the meaning of the Income Tax Act 1961 and any statutory modification thereof and without prejudice to the generality of the aforesaid, the following shall be deemed to be the principal objects :

For, CALCUTTA PUBLIC SCHOOL, ORMANJHI

*FA*  
Principal

*[Signature]*  
Manager

Contd.....A/-

- a) to promote the education of Indian Boys and Girls through the medium of the English Language in India,
- b) To establish support, maintain and grant aid or other financial assistance to Schools, Colleges, Libraries, Reading Rooms, Lecture Halls, Dormitories, Hostels and other educational, literary, Scientific and Technical Institution of India for the purpose of teaching through the media of the English Language to render financial assistance to poor and needy students,
- c) To hold and manage endowments and to establish bursaries, awards fellowships, scholarships, studentships, medals and prizes for children in India.

IT BEING EXPRESSLY DECLARED that if any one or more of the objects specified in this Clause are held not being objects of public educational nature as defined by the Income Tax Act or any statutory modifications thereof, the Trustees shall not carry out such objects but the validity of the trust created by these presents as trust for public educational purposes shall not in any way be effected,

- 4) In the event of the Trustees establishing and/or running any Schools, Colleges, Libraries, Reading Rooms, Hostels and similar other establishments and Institutions, the Trustees shall alone

FOR CALCUTTA PUBLIC SCHOOL, ORMANDEE

  
Principal

  
Manager


Contd.....5/-

be entitled to form, nominate and constitute the Boards of Management or Managing Committee or Managing Committees of such establishment and shall be represented in the said Board of Management, Managing Committee or Committees thereof by 3 of their number of which the Managing Trustees shall be one, while forming, nominating and constituting the Boards of Management or Managing Committee, the Trustees shall take one representative from the parents of the students, one representative from the members of the Staff, one member of the Founder or his representatives in such Boards or Managing Committees.

- 5) Without prejudice to the generality of the Powers vested in the Trustees under any Law for the time being in force the Trustees shall have, inter alia, the following Power :-

- a) To accept donations, contributions, grant and subscription in cash or in kind from any Company, firm, persons or trust or body for the furtherance of the objects of the Trusts,
- b) To apply the whole or part of the income only and not the corpus of the Trust Fund for one or more objects of the Trust as the Trustees may in their discretion for time to time determine.

For, CALCUTTA PUBLIC SCHOOL, ORMANJI

  
Principal

  
Manager

Contd.....6/-

- c) To convert and deal with the Trust Property and/or to vary from time to time the investments for the time being.
- d) To invest and keep invested the Trust Fund either in the purchase or mortgage of immovable properties or in shares, debentures or other securities or investment whether authorised by the Indian Trust Act or not and to alter, vary or transpose such investment from time to time as the Trustees shall in their discretion think fit,
- e) To borrow or raise of secured payment of money and also to lend money with or without security,
- f) To sell, dispose of, alienate or otherwise deal with any Trust property moveable or immoveable,
- g) To let out and demise any immovable property comprised in the Trust for such period, at such rent and on such terms and conditions as the Trustees in their absolute discretion shall think fit.
- h) To open accounts in the name of the Trust with any Bank/ Banks to operate such accounts and to give instructions to the Bank and to provide for opening and operation of

For, CALCUTTA PUBLIC SCHOOL, ORMANJHI

  
Principal

  
Manager


Contd.....7/-




such accounts by one or two of the Trustees authorised by the Board of Trustees provided however that the Managing Trustee viz., Bhogendra Jha, shall be eligible to operate the Banking Accounts singly,

- 1) To adjust, settle, compromise, compound and refer to arbitration, all actions, suits, claims, demands and proceedings regarding the Trust;
- 2) To appoint a Co-Trustee or any other person as constituted attorney or agent or Manager and to delegate to such Attorney or Agent or Manager all or any of the Powers vested in them under these presents and from time to time remove such Attornies or Agents or Managers and to appoint other or others in his, her or their place,
- k) To make, vary, alter or modify Schemes, Rules and Regulations for carrying out the object of the Trust and for the Management of the affairs thereof and for running any Institution in furtherance of the objects of the Trust and otherwise for giving effect to the objects of the Trust,
- l) To appoint Professors, Teachers, Lecturers, Instructor, Officers, Clerks, Durwans and Servants on permanent or temporary basis as they may from time to time think fit and to determine their powers and duties and to fix their salaries or emoluments (if any) and to suspend, remove

FOR CALCUTTA PUBLIC SCHOOL, ORMANJI



  
Principal

  
Manager

Contd....8/-

or dismiss all or any of them as occasion may arise,

- m) To constitute or provide for the constitution of Boards of Management or Managing Committee for the Trusts, Schools and other educational establishment and Institutions and to make rules and regulations for the working thereof with due regards to the relevant Govt. regulations.
- n) To start, abolish, discontinue and restart any educational establishments and institutions and to impose any condition for and in respect of any subscription or donation made by donors.
- o) In the event of any property belonging to the Trust being acquired or requisitioned, to get the compensation or statutory allowance payable for such acquisition or requisition duly fixed and to receive, collect and realise or to cause to be received, collected and realised all such compensation or statutory allowance and/or all other moneys as and when payable.
- p) To apply for and obtain bonus and right shares and/or other privileges and rights which may accrue or arise or may become payable on account or in respect of the shares, securities and other investments for the time being.

FOR CALCUTTA PUBLIC SCHOOL, ORMANJI  
  
Principal  
  
Manager

- q) To take all legal actions that may be required in course of the Management of the Trust and to delegate such power and authorities from time to time as may be necessary to any persons or bodies for the purpose.
6. The Trustees shall be chargeable only for such moneys, stocks, shares and funds as shall actually come into their hands and shall not be answerable or accountable for neglect, default or acts of commission or omission of other Trustees nor of any Banker or other person with whom the Trust Fund or any securities may have been deposited or handed over, unless caused by their wilful neglect or default.
7. The receipt of persons authorised by the Trustees by a resolution of the Board of Trustees for any moneys paid or any property transferred or delivered to the Trustees in the execution of any of the Trusts or powers hereof or for the purchase moneys or any property authorised to be sold shall effectually discharge any persons so paying or transferring or delivering.
8. The Trustees shall cause true and accurate accounts to be kept of in course of management of trust estate or in relation to the carrying out of the objects and purposes of the Trust as well as of all the assets, credits and effects of the Trust Estate and shall adjust the same every year ending with the Thirtyfirst day of March in business like way and shall have them audited.

For, CALCUTTA PUBLIC SCHOOL, ORMANCHI

  
Principal

  
Manager

Contd.....10/-

9. The trustees will not be entitled to receive any remuneration but the Trustees may reimburse themselves of all expenses actually incurred by them in connection with the Trust or their duties relating thereto.
10. The Trustees shall not be less than 5 and not more than 8 in number. One of the Trustees shall be related to the settler's father Late Gopaljee Jha.
11. Shri Bhogendra Jha will be the Chairman and the Managing Trustee of the Board of Trustees during his life time and shall preside at all meetings of the Trustees with such powers as may from time to time be delegated to him. If the Chairman is unable to attend at any meeting of the Board of Trustees then and in that event, the remaining Trustees or a majority of their number shall elect one of them to act as Chairman of that meeting.
12. The Managing Trustee shall have and be vested with all powers and authorities in the matter of the Trust hereby created, which the Board of Trustees or the Trustees in majority can exercise and shall be competent to do execute and perform all acts deeds matters and things including operation singly of the Banking Accounts of the Trust, which the Board of Trustees or the Trustees in majority can do execute and perform.

For, CALCUTTA PUBLIC SCHOOL, ORMANJI

  
Principal

  
Manager

Contd.... 11/-

13. The Board of Trustees shall at least meet once in every quarter of an year to decide from time to time as to the mode and procedure of carrying out the purposes of the Trust. The Chairman shall serve or cause to be served notices of all such meetings to the Trustees at least seven days before the date of the meeting.
14. Any two Trustees shall form a quorum for any meeting of the Trustees. A meeting of the Trustees at which a quorum is present shall be entitled to exercise all or any of the powers vested in the Trustees under these presents or in Law.
15. All questions arising at the meeting of the Trustees shall be decided by a majority of votes and in case of equality of votes the Chairman shall have a second or casting vote.
16. A resolution in writing circulated amongst all the Trustees and signed and agreed to by majority of the Trustees shall be as valid and effectual as if it had been passed at a meeting of Trustees duly called and convened.
17. All meetings of the Trustees shall be held at such place or places as the Trustees may from time to time decide.

FOR CALCUTTA PUBLIC SCHOOL, ORMANI

  
Trustee

  
Manager

Contd.....12/-

18. A Trustee who is unable to be present at a meeting of the Trustees may send his or her views on the Agenda in writing and such expression of opinion shall be taken to be his or her vote on the matters concerned.
19. The minutes of the proceedings of every meeting of the Trustees shall be entered in ~~one~~ a book to be kept for that purpose and signed by the Chairman of such meeting or of the following meeting when they are read over and shall when so entered and signed be conclusive evidence of the business and other matters transacted at such meeting.
20. The Trustees shall be entitled to frame rules, add to, vary and or alter them from time to time as circumstances may require for regulating their meetings or otherwise act as it may appear fit and proper.
21. No person being -
- a) an undischarged insolvent, or
  - b) convicted of an offence involving moral turpitude, or
  - c) Unsound mind, or
  - d) a minor
- shall be eligible to be a Trustee.

For, CALCUTTA PUBLIC SCHOOL, ORMANJHI  
  
Principal

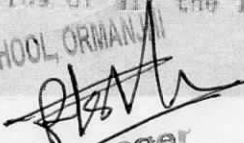
  
Manager

22. A person shall cease to be a Trustee in any of the following events -
- a) if he or she died or,
  - b) if he or she becomes bankrupt,
  - c) if he or she becomes insane or otherwise becomes incapable to act, or
  - d) if he or she resigns by giving one month's notice writing to the other Trustees of his or her intention so to do.

23. In case any of the present Trustees ceases to be a Trustee his or her vacancy shall be filled by such other person or persons as the remaining Trustees shall deem fit and proper.

24. With consent of all the Trustees for the time being of the Trust, the Trustees shall be entitled to add to the object of the Trust, the trustees shall be entitled to add to the objects of the Trust subject to the condition that any such addition shall be confined solely to public educational purposes within the meaning of the Income Tax Act, 1961, and any other statutory modification thereof and by a majority of two thirds of all the Trustees for the time

For, CALCUTTA PUBLIC SCHOOL, ORMANI  
  
Principal

  
Manager

being the Trustees will be entitled from time to time to add or alter the rules and regulations herein mentioned

25.

The Trustee or Trustees for the time being of Jha Educational Trust shall be jointly at liberty to amalgamate with any other Trust or to make over and transfer to any other trust/society/body or institution having object similar to these mentioned herein the Trust Fund or such part or parts thereof as shall for the time being remain in the hands of the Trustee or Trustees for the time being or the investments for the time being representing the same upon and subject to the terms and conditions that the same or the income thereof shall be spent and applied for all or any of the objects aforesaid or for carrying to effect all of any of the Trusts aforesaid.

Contd.....15/-

For, CALCUTTA PUBLIC SCHOOL, ORMANJHI  
  
Principal  
  
Manager



IN WITNESS WHEREOF THE SETTLOR and the TRUSTEES  
have executed these presents the day, month and Year  
first above written.

SIGNED SEALED AND DELIVERED  
by the SETTLOR at Barasat  
in the presence of :-

Bhogendra Jha.  
Prabhash Kumar Jha.  
Kunal Choudhury  
Shankar Jha  
Jay Prakash Narayan Jha

SIGNED SEALED AND DELIVERED  
by the TRUSTEES at Barasat  
in the presence of :-

1. Urvila Chatterjee  
Front Barasat Court.
2. Somnath Dasgupta  
Advocate Barasat Court

Drafted by me

Somnath Dasgupta  
Advocate

NB/767/1998  
Typed by me

(D. Chatterjee)  
P.O. Bhatpara, 24 Pgs. (N)

FOR CALCUTTA PUBLIC SCHOOL, ORMANJI

Principal

Manager



Registrar u/s 7 (2)  
North 24 Parganas, Barasat  
(D. S. R-II)

- 6 OCT 1999


Registrar u/s 7 (2)  
North 24 Parganas, Barasat  
(D. S. R-II)

12-10-99



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Volume No. 129  
Page No. 3214  
Serial No. 129

FOR CALCUTTA PUBLIC SCHOOL, ORMANJI

  
Principal

  
Manager