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Mishri Singh Vishwamohini Memorial Educational Scientific Health Trust (A Public Charitable Trust)

Name of the Settlor : Shri Anil Kumar Sinha  
S/o. Late Mishri Sinha  
Praneshwari Sadan, Thana Road,  
Dalsing Sarai Distt - Samastipur  
(Bihar) Pin - 848114.

#### Preamble

1. The Settlor has been actively engaged and involved in the field of institution building and development, implementing the institution building strategies with a view to strengthening the educational, scientific and health related standards all over the world, the settlor has got enough motivation for creating a Trust in the memory of his parent Late Mishri Singh, Ex-M.L.A. & Vishwamohini Sinha.

#### NOW THIS DEED WITNESSETH AS FOLLOWS

Declaration of the Trust and its name : For effectuating the said desire and in consideration of the promises, the Settlor hereby establishes with immediate effect a Trust under the name and style of "Mishri Sinha Vishwamohini Memorial Educational Scientific & Health Trust (MSVMESH TRUST)".

Registered Office : The Trust shall have its registered office at Praneshwari Sadan, Thana Road, Dalsing Sarai Distt - Samastipur (Bihar) PIN - 848114. The registered office can be kept at any other suitable place in the interest of the Trust.

With: Charandashin  
Prasad Sinha  
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P.S. Dalsing Sarai  
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Aims & Objects The objects for which the Trust has been formed are :

1. To collect data related to the existing educational and training facilities in different parts of the world in general and the developing countries in particular for further transferring the technology of institution building either on a turn key basis or otherwise.
2. To help the countries in diagnosing the social need and requirements in order to define the basic level of learning to meet the needs of its own population.
3. To especially assist the third world countries in the establishment of universities and educational institutions for studies, training and research in the areas of emerging fields like bio technology, ecology, environment, solar energy, computer science and engineering, business administration, rural development, animal husbandry adult and continuing education, journalism and mass communication, advertising and public relations, hotel, restaurant and hospitality management, peace science, cooperative management, law and justice, agriculture, medicine, engineering, science and technology, entrepreneurship and related educational fields.
4. To provide educational and consultancy support for women's educational attainment to reduce the rate of maternal and infant mortality and improve the nutritional aspects.
5. To serve as a forum of exchange of ideas and experience and collection and dissamination of information on institution building practices and techniques.
6. To help promote such new Central and State legislation or amendments all over the world as may be deemed necessary for educational development.
7. To invite the different educational organisations including the universities, institutes, colleges, research bodies to collaborate with ASM Trust for establishing joint ventures for the benefit of the world society and its optimum development.
8. To visit different parts of the globe to propagate the philosophy of institution building in order to bring efficiency and productivity in the institutions.

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9. To establish a Life and Career Advising Centre - a single source and point of contact for student counselling on academic, personal and career issues.

10. To create a learning environment all over the world that encourages students to become actively involved in their own education.

11. To help reduce unemployment in the developing countries by assisting the Governments and public institutions in the initiation of professional and job oriented courses and by introducing the urban as well as rural entrepreneurship programmes for self-employment.

12. To organise the school level, undergraduate, graduate, postgraduate, doctoral and post-doctoral programmes for the benefit of the students all over the world.

13. To institute a Chair in institution building in the universities, colleges and other teaching bodies to make appointments to teachership, professorship and fellowship.

14. To collaborate, affiliate, federate and cooperate with other Government bodies, NGOs and international agencies for implementing the projects of developmental nature all over the world.

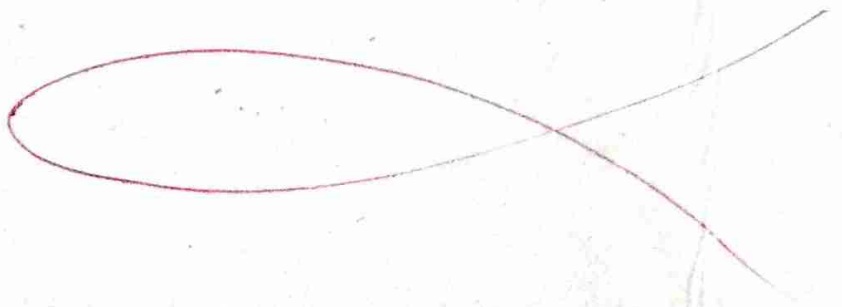
15. To have programmes relating to education, science, technology, health, welfare, rural development, mass communication, ecology and environment implementation by the Trust.

16. To raise and borrow money for the purpose of the Trust in such a manner as may be decided from time to time to prescribe the consultancy fees, charges, grants-in-aid etc.

17. To purchase, take on lease, hire or otherwise acquire properties, movable or immovable, rights and privileges all over the world which may be deemed necessary for convenient for the benefit of the Trust and to sell, lease, mortgage, dispose or otherwise deal with all or any part of the properties of the Trust.

18. To open branches, chapters and constituent centres in different parts of the world and get them registered with appropriate agencies and authorities if needed and felt necessary for the attainment of the aims and objects of the Trust.

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19. To invest the money of the Trust not immediately required, in such securities and in such manner as decided by the Trust including the money collected through fees, gifts, endowments, donations, grants etc.

20. To strengthen the voluntary as well as non-Governmental organisations in order to make them discharge the responsibility for the implementation on a positive, social, cultural, economic and educational content bearing projects and programmes all over the world.

21. To finally provide education that prepares students for leadership and social responsibility teaching them to think and communicate effectively and develop a global awareness and sensitivity for a better global understanding, world peace and unity.

**Income & Property of the Trust :** The income and the property of the Trust shall be utilized only for the purpose of the objects of the Trust as set forth above and no portion of the fund shall be directly or indirectly diverted to any other organisation or person. This would identify the Trust as a Non-profit Making Organisation.

**Powers of Trustees**

1. Without prejudice to the generality of the foregoing powers of the management and control, the Trustees shall have and may consider necessary or desirable for or in connection with the Trust purposes :

a) To purchase, hire, take on lease, land, movable or immovable properties and assets anywhere in the world, accept gifts, grants or loans on such terms and conditions and subjects to the payment of interest or otherwise as the Trustees may consider necessary.

b) To enter into contracts, agreements and arrangements with any including the Government authorities, municipal, local and others for the purpose of obtaining concessions, privileges or other benefits or which may seem conducive to carrying out all the objects and purposes of the Trust or any of them to obtain and carry out, exercise and comply with any such contracts, agreements or arrangements.

c) To borrow or receive money with or without security or secured by bonds, mortgages, or other securities charged on the undertaking of all or any of the assets of the Trust.

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d) To deal with, sell, mortgage, charge, lease, invest, open bank accounts, advance loans against adequate security and generally deal with the Trust fund or any part thereof as the Trustees may decide and consider desirable or necessary.

e) To invest money of the Trust in such a manner and in such investments as the Trustees may in their absolute discretion from time to time deem fit so to be in conformity with any law or provision of the relevant acts of the Government.

f) To open, operate and close such accounts with any bank or banks as the Trustees may deem necessary.

g) To manage the Trust fund and to collect and recover interest, dividends and income thereof and to pay throughout the expenses for collection and other outgoings if any.

h) To pay or utilise the balance of such interest and dividends and income of the trust and if the Trustees so desire, to utilise the corpus of the Trust Fund if any or part thereof for the Trust purposes.

i) To maintain and act as Trustees or appoint Trustees for provident funds, pension funds, or any other fund for the support or relief or maintenance of any employee or class of employee either full time or part time of the Trust or their dependents or any other person/persons.

j) To institute, defend, compound, compromise or abandon any legal proceedings by or against the Trust or its officers or otherwise concerning the assets of the Trust and also to compound and allow time for payment or satisfaction of any debt due to be paid and claim or demands by or against the Trust.

k) To refer matters to arbitration.

l) To engage the services of any person or persons upon such remuneration and terms as the Trustees may deem fit, to take disciplinary action against them and also to terminate their services.

m) The Trustees may incur all costs and expenses considered necessary for the due and efficient management, of the affairs and properties of the Trust.

n) To sign, endorse, transfer and negotiate all kinds of documents relating to the investment of the funds of the Trust.

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- o) To receive money and to grant receipts and discharge thereof.
- p) To delegate to any person or persons all or any of the foregoing powers conferred on the Trustees in so far as they may lawfully do, subject however to the Trustees retaining the ultimate control and descretion over the delegates action conduct.
- q) To transfer any fund or property of the Trust with objects or purposes whereof are similar to these of the Trust and whose income is exempt from any liability by virtue of different sections related to the non-profit making organisation.
- r) To frame and implement from time to time rules and regulations for the administration of the Trust fund and carrying out of all/any of the Trust purposes.

2. Honorarium to Trustees : The Trustees shall be entitled to receive and be paid out of the Trust, out of pocket expenses including travelling and other expenses reasonably incurred by them in connection with the Trust matters or any of them and for attending any meeting of the Trustees or any commites thereof.

The Trustees shall formulate necessary rules in this regard.

Provided further that no Trustees shall be appointed to any salried office of the Trust or any activities carried on by the Trust. Explanation:

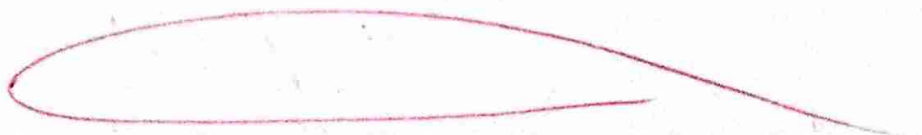
For the purpose of these persents, the word 'salried office' shall not include

- i) Honorarium paid for rendering any professional service either on casual or regular basis.
- ii) Any fixed allowance/ grants either on casual or regular basis for carrying out any study, research etc in furtherance of the objects of the Trust.
- iii) The Trustees shall formulate necessary rules in this regard from time to time as may be considered necessary.

3. Number of Trustees: The following provisions as to the number of Trustees and retirement and discharge of Trustees and the appointment of new Trustees shall apply to these presents, namaly:

- a) The number of Trustees shall not be less than three but not more than fifteen.
- b) 'Trustees herein before named shall be the founder Trustees' who are hereby empowered to coopt additional Trustees by a simple majority as to ensure that such further additional Trustees are co opted as and when considerud necessary subject to the maximum number of Trustees as prescibrd in sub clause (a) above.

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c) The founder Trustees while co option additional Trustees or any Trustee by way of substitution in place of founder or any other Trustee shall not coopt or appoint any individual as a Trustee whose appointment or association is in any way detrimental to the interest of the Trust or prejudice the right and objectives set out in these presents.

4. Resignation of Trustee : Any Trustee may relinquish the office of the Trustee on giving three months notice in writing thereof to other Trustees.

5. Filling of Vacancies Any vacancy for cause whatsoever arising among the Trustees shall be filled in by the remaining Trustees by way of co-option from amongst them qualified to be Trustee.

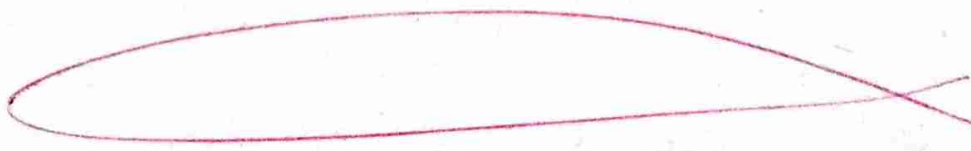
6. Retirement of Trustee : The Trustee other than founder Trustees shall be liable to retirement by rotation, every year from the commencement of the Trust with the change in office bearership of the Trust.

7. When a Trustee Ceases to be so : The Trustee including a founder Trustee shall automatically cease to be so and shall vacate office of Trustee on the happening of any of the following:

- a) If he becomes of unsound mind :
- b) If adjudicated insolvent or if he applies to be so adjudicated;
- c) If he is convicted of any offence involving moral turpitude and sentenced in respect thereof to imprisonment for not less than six months;
- d) If he is absent from India without permission of the Trustee (which permission when granted shall not be withdrawn) for continuous period of more than six months.
- e) If he absents himself from three consecutive meetings of the Trust without prior permission/intimation or of sufficient cause.

8. Removal of Trustees : A Trustee may be removed from office by a resolution passed by not less than two third of the Trustees then holding office as such. The Trustees shall also record the reasons in writing before taking any such resolution.

9. Meeting of Trustees : The Trustees shall hold office regularly provided that at no time interval between two successive meetings shall exceed ninety days. Meetings of the Trustees shall ordinarily be convened by giving a considerable time for attending the meeting.



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10. Office Bearers of the Trust : The Board of Trustees shall have different office bearers like President, Managing Trustee, Vice Presidents looking after the functional areas of the Trust's activities. The selection of such office bearers will be in consultation with the Settlers. The terms of reference of the appointment/selection of the office bearers and their duties and responsibilities will be decided in the meeting of the Trustees in consultation with Settlers.

11. Decision by Majority Vote at Meeting : All decisions of the Trustees at a meeting shall be taken by a majority vote and if there be equal vote on any particular issue, the same shall be decided by a casting vote of the President of that meeting.

12. Resolution by Circulation : The Trustees may transact the business of the Trust by means of resolutions circulated to all the Trustees for the time being in India as well as abroad and voted upon favourably by a majority of them.

13. Quorum : There shall be quorum when three Trustees are present at any meeting. Pending any vacancy the Trustees for the time being less in number than the quorum may act for all purposes in the administration of the Trust.

14. Office, Campus, Staff & Others : The Trustees shall be at liberty to establish offices in different parts of the world, to develop campus and appoint permanent, temporary, casual and honorary staff consisting of professors, consultants, engineers, doctors, advocates, researchers, educational administrators, advisors, scientists and related persons as may be necessary to carry out the Trust purposes and to pay them the right salary or honorarium.

15. Donation to other Organisation : It shall be lawful for the Trustees to give and by way of donation out of the income or corpus of the Trust fund or otherwise to different institutions, societies, organisations or Trust in India or other countries which may have been established or which may hereafter be established for like purposes mentioned in these presents or be established for like purposes mentioned in these presents or any of them to enable such institutions, societies, organisations or Trust to start, maintain or carry out objectives as mentioned in these or any of them.

16. Pooling resources with Others : The Trustees may join hands and pool the resources of the Trust with other persons including Governmental and quasi Governmental or internal funding agencies and Trustees of other similar Trust and their resources for the better promotion of all or any of the Trust purposes.

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17. The Trustees may at any time invite and receive and without any such invitation, any voluntary contribution, in cash or in kind either from the Settlor or from any Trustee or any member of the public by way of donation, legacy or otherwise, for all or any of any Trust purposes. The Trustees may allow any such donor to erect buildings for the trust on any land belonging to the Trustees for being used for the Trust purposes. In this deed, unless the context otherwise requires, donations and grants shall mean and include either cash or properties, movable or immovable or otherwise which may be received by the Trustees from time to time for the Trust purposes.

18. Funds to be applied for Trust purposes : The Trust fund shall be applied solely towards the promotion of the Trust purposes for which the Trust is hereby constituted and no portion thereof shall be applied directly or indirectly for any purpose other than purposes set out in the Trust Deed.

19. Amendment of the Deed : Any of the terms of the Deed other than the statutory rules may be varied, extended or amended from time to time by means of resolution passed unanimously at a meeting of the Trust followed by an instrument in writing under the hands of all the Trustees for the time being.

20. Maintenance of Minute Book, Accounts & Audit :

a) The Trustees shall provide and keep a Minute Book in which shall be entered the proceedings of the meeting and the Trustees shall also keep proper books of accounts for maintaining all records of money received and spent or paid out by or on behalf of the Trustees for the purposes of the Trust hereby constituted. The Trustees shall make up such accounts to be audited annually by Chartered Accountants within the meanings of the Chartered Accountants Act 1949, whom the Trustees may employ and pay for the purposes.

b) The bank account of the Trust opened in a nationalised/scheduled bank/post Office shall be operated as per the resolution of the Trust. The account may be operated singly or jointly.

GENERAL

a) A Trustee may not vote or speak on any matter in which he may be personally interested or connected otherwise. In such a case, the decision of the other Trustees not personally interested or concerned as aforesaid be regarded as the decision of the Trustee.



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b) Without prejudice to any other power of appointing new Trustees whether contained in this deed or conferred by law or otherwise, a new Trustee may be appointed by resolution of a meeting of the Trustees and whenever a Trustee is so appointed, a memorandum of his appointment shall be prepared and signed by the person who presided at such a meeting and shall be attested by at least one other Trustee present there at.

c) The Settlers will also be the Trustees and they will be inviting other eminent persons to join the Trust for fulfilling the objectives of the Trust.

d) The nucleus of the Trust fund is Rs. 1001.00 which will be deposited by the Settlor in a bank account.

21. Dissolution of the Trust : The Trustees may, if they are of the opinion that the Trust be dissolved, by means of a majority resolution passed at a meeting of the Trustees and followed by an instrument in writing signed by all the Trustees for the time being, dissolve the Trust, and, if after all the debts and liabilities are paid or provided for there shall remain any assets, the same shall be transferred or donated to some other organisation or association or Trust having aims and objects which in the opinion of the majority of the Trustees are similar to all or any of the Trust purposes set out in the Trust Deed.

In witness whereof, the Settlers have this day set their hand.

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Anil Kumar Das

# BOARD OF TRUSTEES

## Name & Address

## Occupation

1. Shri Anil Kumar Sinha  
Chairman emeritus  
Praneshawari Sadan,  
Thana Road, Dalsing Sarai  
Samastipur - 848114. Social-Worker
2. Minakshi Sinha (Trustee)  
M.S.V. Nagar  
Dalsing Sarai  
Samastipur - 848114. Journalist
3. D.K.Chaudhary (Trustee)  
Civil Court, Samastipur  
Chandra Market, Tajpur Road  
Samastipur. Advocate
4. Dr. U.K.Chaudhary (Trustee)  
At. Mathurapur Chandchour  
P.o Mathurapur  
P.s Ujiarpur  
Samastipur - 848114. Doctor
5. Renu Sinha (Trustee)  
At. Dhibar, P.o Pandarakh  
Via Bardh  
Patna. House Wife
6. Dr. P.R.P.Sharma (Trustee)  
H.O.D.Philosophy,  
R.B.College,  
Dalsing Sarai, Samastipur Professor
7. Bhairaw Jha (Trustee)  
At. Parbatta  
Khagaria - 851204 Business

Anil Kumar Sinha  
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(Anil Kumar Sinha)  
Signature of Settlor

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आचार्य महोदय  
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