

116/IV 2015



उत्तराखण्ड UTTARAKHAND

B-629579
कोषाधिकारी (रुइकी)
फाइल संख्या 5500
30 APR 2015
जिला हरिद्वार (उत्तराखण्ड)

**ST. JOSEPH CONVENT OF THE
SACRED HEART PROVINCE OF THE
ASSISI SISTERES OF MARY IMMACULATE**

THIS DEED OF TRUST made on this 2nd day of June, Two Thousand and Fifteen (02.06.2015) BETWEEN
(SACRED HEART PROVINCE OF THE ASSISI SISTERES OF MARY IMMACULALTLE, formerly at ST. THOMAS ASHRAM, DALLIRAJHARA, DURG, DT. M.P. and at present at NAGPUR, a religious Congregation (hereinafter referred to in short as ASMI Congregation) represented by its present MEDICAL COUNCILLOR, REV. SR. RINTA FRANCIS (Photo I.D. no. AHK 2024024) aged 45(forty five) years, Nun, daughter of MR. C.C. POULOSE, residing at St. Joseph's Convent, 372, Civil Line, Roorkee, Haridwar, Uttranchal (hereinafter referred to as the SETTLORS OF THE TRUST) and (2) Rev. SR. RANI KERLIYAN alias RANI FRANCIS (Photo I.D. no. ZDO0763607) (Treasurer) aged 40 (forty) years, Nun, daughter of Late MR. VARGHESE, St. Joseph's Convent, 372, Civil Line, Roorkee, Haridwar, Uttranchal (hereinafter referred to as THE TRUSTEES OF THE TRUST).

(Rev. SR. RINTA FRANCIS)
(SECRETARY)

Rev. Rinta Francis

(SR. RANI KERLIYAN alias RANI FRANCIS)
(TREASURER)

Rev. Rani

WHEREAS late V. Rev. Msgr. Joseph K.W. Thomas, popularly known as Kerala Damain for his meritorious services to the poor, sick and afflicted especially those stricken with leprosy, had established a Diocesan Congregation for women at Cherthalla in 1949 to continue the saving mission of Jesus through loving service to the rejected, the poor and needy.

AND WHEREAS inspired by his pious invitation of put off self-love, self interest, and self will to love Jesus to work for the interest of GOD, and to do the will of him, a good number of young women joined the congregation since then committing their lives to intense prayer, and loving service to the brethren in the sprit of their Seraphic Father St. Francis of Assisi.

AND WHEREAS the said congregation had grown in membership and in service activities and attained the status of a Religious Congregation of the Pontifical Right, with its own Constitution, Statutes and Directory, duly approved under the Canon Law of the Holy See of the Roman Catholic Church.

AND WHEREAS the members and their service centres spread in different parts of India, warranted a division of the congregation into various Provinces under the Generalate for better administration and achievement of its objects.

Sr. Rinta Francis

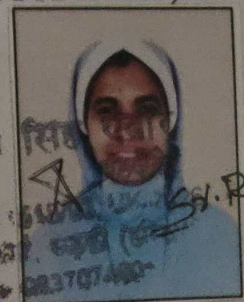
(Rev. SR. RINTA FRANCIS)
(SECRETARY)



Sr. Rinta Francis

Sr. Ransi

(SR. RANI KERLIYAN alias RANI FRANCIS)
(TREASURER)



Sr. Ransi

AND WHEREAS accordingly the General Chapter of the Congregation decided in it's meeting held on 20th July 1987, to have the members and institutions in the Northern State from Andhra Pradesh as a separate Province.

AND ACCORDINGLY, the institution was established under the name and style of ST. JOSEPH'S CONVENT at Roorkee in the State of UTTARAKHAND (formerly Uttaranchal).

AND WHEREAS, the Provincial and her councillors of the SACRED HEART PROVINCE from their experience hither to felt the need of registering the convents and Institutions under some Law of the Country separately.

AND WHEREAS accordingly the Provincial Council in its meeting held on 1st June 2015, granted permission to St. Joseph's Convent as Religious and Charitable Trust and then authorized the Medical Councilor, REV. SR. RINTA FRANCIS, to execute the Trust Deed with the following terms and conditions :-

NOW THIS DEED WITNESSETH

1. The name of the Trust shall be St. JOSEPH'S CONVENT of the SHP ASMI.
2. The Registered office of the Trust shall be at St. Joseph's Convent, 373 Civil Lines, Roorkee in the State, formerly of Uttarpradesh and at present in Uttarakhend. The Trustees are at liberty to change the registered office to any where else in India, under intimation to the Settlor's of the Trust.

St. Rinta Francis

St. Rinti

3. TRUST PROPERTY.

In order to effectuate the above referred decision of the Provincial Council, the settlors had made over to the Trustees the sum of ₹ 10,000/(Rupees ten thousand only) to hold the same together with all additions and accretions there to and all other properties that may be acquired out of the same or otherwise and may herein after be the subject matter of the Trust (hereinafter referred to as the TRUST FUND) for the object and purposes hereinafter expressed with powers and on the terms and conditions herein contained, concerning the same.

4. OBJECTS OF THE TRUST.

- (a) To give opportunity to women to dedicate their whole life to God in the service of humanity by leading their lives under perpetual vows of chastity, poverty and obedience.
- (b) To give all kinds of facilities to women who joins the congregation to follow the humble poor Jesus by rendering Joyful service to the sick, needy, poor and rejected of the Society, especially the leprosy stricken brethren irrespective of caste, creed and community following the footsteps of St. Francis of Assisi and the founder of the ASMI Congregation late V. Rev. Msgr. Joseph K.W. Thomas.
- (c) To engage in any religious or charitable activities as warranted by circumstances.
- (d) To take special care and to educate the deaf, the blind, mentally Retarded, physically handicapped and other

Dr. Rinta Francis

St. Rani

handicapped who are abandoned by all and left alone to suffer.

- (e) To take care of the HIV-AIDS patients, cancer patients, T.B. patients and to do other social and charitable works.
- (f) President of the St. Joseph's Convent Trust running in Educational Institution in the name of St. Francis School for the hearing Impaired, Mishribagh, Lucknow.
- (g) In the Board of Management of the School one member will be nominated by the Director of Educations.
- (h) In the School a minimum of 10% reservation would be provided for Scheduled Caste/Schedule Tribes (s) intelegent children and they will not be charged fees more than what is provided by the Uttar Pradesh Madhyamik Shiksha Parishad/Basic Shiksha Parishad School.
- (i) The Trust will not ask for any grant from the State Government and if the School is previously recognized by the Madhyamik Shiksha Parishad and the School gets affiliation from the Central Board of Education, New Delhi/Council of the Indian School Certificate examination, New Delhi, the recognisation by the parishad and the grant from the State Govt. will stand cancelled from the date of such recornisation.
- (j) The teaching faculty and non teaching staff will not be receive payment less than the payment/wages provided to the employees of the State help institutions.

Dr. Rinta Francis

Dr. Ravi

- (k) The rules and regulations will be framed for both the teaching and non teaching staff and they will be provided after retirement benefits as for non-Govt. aided Higher Secondary Schools.
- (l) The management board will follow the instructions and order issued by the State Government from time to time.
- (m) The record of the School will be maintained on requisite forms and registers.
- (n) The Settlers of the Trust undertakes on behalf of the Trust that the conditions of the Trust Deed will be followed and are acceptable of the Trust.

5. To attain the above said objects the Trust is authorized to :-

- (a) To take over and manage all the existing institutions allotted to the St. Joseph's Convent by the Provincial Council of the SHP of ASMI Congregation.
- (b) To establish new convent or other services, institutions or activities any where in the area allotted to the St. Joseph's Convent and manage the same, and if circumstances warrant, suspend or close any such institutions or activities at such places as necessary.
- (c) To incur all kinds of expenses whether of capital or revenue nature for maintaining the personal including the expense of their recruitment, giving religious and secular training to them and meeting all kinds of their personal expenses like food, cloth, shelter etc. to the extent it is

St. Rinda Francis

St. Rani

permissible under the constitution, statutes and Directory of the ASMI Congregation.

- (d) To take over any amounts or other assets of any institutions or activity under the Province, and to make use of the same elsewhere for better achievement of the Trust.

6. BOARD OF TRUSTEES

- (a) The first and sole trustee shall be Rev. SR. RANI FRANCIS, the second party of this Deed.
- (b) Within one week of registration of the Deed of Trust she shall co-opt the Councilors of the St. Joseph's Convent of the Sh. Province as the Co-Trustees.
- (c) Thereafter, the Trustees shall be jointly known as COUNCIL OF THE TRUST.
- (d) The head of the COUNCIL shall be known as Superior and others as Councilors and all of them shall be elected as provided in the Constitution, Statutes and Directory of SETTLORS.
- (e) Meeting shall be held and conducted and records shall be maintained as provided in the Constitutions of Settlers of the Trust.
- (f) Within six months from the end of every financial year a meeting of the Council shall be held to consider and to approve the audited accounts of the Trust.

7. POWERS OF THE TRUSTEES AND THEIR DUTIES.

Subject the limitations and procedures provided in the

Constitutions, Statutes and Directory of the Settlers, the Trustees shall have the following powers and duties.

- (1) To gather funds to wards corpus or otherwise for the trust by way of donation, grants, sussidies, or otherwise Government , Corporations or institutions or individuals, native, or foreign either in cash or in kind, for the purpose of the Trust.
- (2) 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 tobe spent for the purposes of the Trust.
- (3) To accumulate the income if necessary for attaining the objects of the Trust in future and to set apart the whole or part of the income for the corpus of the Trust Fund for any of the objects of the Trust.
- (4) To take loans from any persons, banks or institutions with or without interest whether ledging the assests of the Trusts or otherwise in the best interest of the Trust.
- (5) To acquire, alter, extend, demolish any of its assets and even to dispose of the same in the best interest of the Trust.
- (6) To sell, alter, vary transpose, dispose of alienate or otherwise deal with any property movable or immovable comprising the Trust Fund or any investments representing the same and to re-invest the same in any manner as the Trustees may think fit.

Dr. Rinta Jandas

Dr. Raoi

- (7) To let out or demise any immovable property comprised in the Trust Fund for such period and at such rent on such terms and conditions as the Trustees think fit.
- (8) To make, vary alter or modify scheme, rules and regulations for carrying out the objects of the Trust and for the Management of affairs thereof and for running any institutions in furthererance of the objects of the trust and or otherwise for giving effect to the objects of the Trust.
- (9) To appoint a person or sub-committee to manage the day to day affairs of the Trust or any particular activity, if necessary.
- (10) To appoint, authorize or give power of attorney to, other to represent the Trust in any matter connected with the affairs of the Trust.
- (11) To join, Co-operate or amalgamate this Trust with other Trust or fund having hindered or allied objects up on such terms and conditions as the Trustees think fir, subject to the approval of the Provincial Council of the Settlor.

8. POWERS AND DUTIES OF THE SUPERIOR.

Subject to the limitations and procedures provided in the constitutions, Statutes and Directory of the Settlor, of the Superior is empowered.

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

Sr. Rinta Juma's

Sr. Rabi

- (b) To enter into any contract or agreement for and on behalf of the Trust for any of the purpose concerning the routine activities/ affairs of the Institution or 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 proceddings before any competent authority.
- (d) To appoint and constitute advocate or other attorneys whenever necessary and to remove them whenever she feels such removal is necessary.
- (e) To take loans or borrow money, as decided by the COUNCIL and to execute Promissory notes, bonds or the like for the same and to discharge, the same by repayments.
- (f) To do any and all acts, deeds and things necessary for the efficient management and administration of the Trust and other properties of the Trust.
- (g) The superior shall sue and be sued for and on behalf of the Trust, provided that the COUNCIL shall have the power to authorize any one of its other members to represent the Council in any legal or other proceedings, under special circumstance.
- (h) The Superior shall have the power to delegate her duties and function to any other members of the Board of Trustees.
- (i) All acts, deeds and things lawfully done by the Superior by the virtue of these present shall be binding on the Trust.

9. **POWERS OF THE SETTLORS.**

- (a) In the best interest of the Trust the Settlers namely the SACRED HEART PROVINCE is empowered to inspect the accounts and affairs of the Trust or to depute persons to do so.
- (b) And in the light of the same to give proper directions to the Trustees to achieve the objections of the Trust and the Trustees shall be bound to act accordingly.

10. **BANK ACCOUNTS.**

Two nominees of the Council shall jointly open Bank accounts with any Bank or Banks to be operated jointly or severally.

11. **SAVING CLAUSE.**

It is expressly declared, that this is a public Religious and Charitable Institution and no part of the Trust property or its income shall be applied for any purpose other than Public Religious or Charitable in nature.

It is further provided that the provisions in the Constitution, Statutes and Directory of the ASMI Congregation as amended from time to time shall be binding on the Trust as well as on all the members of the ASMI Congregation who are associating with this Trust.

- (a) The Trustees are at liberty to register this Trust as a whole, or to register any particular institution or activity of this Trust separately, under any of the laws of the land if

circumstance warrant, without losing the sprit of the ASMI Congregation.

- (b) The Members of the Board of Trustees or the Members of the ASMI Congregation, are not barred from accepting any remuneration for any particular service rendered by them, but because of their perpetual vow of poverty any such remuneration received shall automatically become the property of the Religious Institution to which then belong.

12. **WINDING UP.**

When the Trustees feel that in the best interest of the public it is better to wind up the trust and the objects can be better achieved by any other manner, they shall submit the proposal to the SETTLORS and appropriate action shall be taken according to their directions.

13. **AMENDMENTS.**

Any provisions in this deed may be amended, annulled or substituted by the Council at any time provided that the prior approval of the Provincial Council of the SETTLORS is obtained and it is further provided that any such change in the object clause shall be given effect only after obtaining the approval of the legal authorities as are applicable according to the laws of the land.

14. The Value of the Trust fund is ₹ 10,000/- (ten thousand only).

It is certified that said party/executant are not foreign citizen and are not residing foreign as Indian Origin, and are not

बही संख्या 4 रजिस्ट्रीकरण संख्या 116 वर्ष 2015

Trust (Movable)

Trust (Movable)

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|---------------------------------|------------------------------|---|-----------------------|--------------------|
| रजिस्ट्रेशन शुल्क रु0 200.00 | प्रतिलिपि शुल्क रु0 20.00 | इलेक्ट्रानिक प्रोसेसिंग शुल्क रु0 300.00 | कुल योग रु0 520.00 | शब्द लगभग 2,000 |
|---------------------------------|------------------------------|---|-----------------------|--------------------|

कुमारी सेंट थॉमस आश्रम द्वारा सेक्रेटरी एस आर रिंटा पुत्री श्री सी सी पोलस निवासी सेंट जोसफ कान्वेंट ३७२ सिविल लाइन रूडकी तहसील रूडकी जिला हरिद्वार ने आज दिनांक 02 Jun 2015 समय मध्य 4PM व 5PM को कार्यालय उपनिबन्धक रूडकी, तृतीय में प्रस्तुत किया।



St. Rinda Francis

सेंट थॉमस आश्रम द्वारा सेक्रेटरी एस आर रिंटा

उपनिबन्धक
रूडकी, तृतीय
02-Jun-2015

इस लेख पत्र का निष्पादन विलेख में लिखित तथ्यों को सुन व समझकर कुमारी सेंट थॉमस आश्रम द्वारा सेक्रेटरी एस आर रिंटा पुत्री श्री सी सी पोलस निवासी सेंट जोसफ कान्वेंट ३७२ सिविल लाइन रूडकी तहसील रूडकी जिला हरिद्वार । ने प्रलेखानुसार निष्पादन स्वीकार किया। इस लेखपत्र का निष्पादन प्रलेखानुसार कुमारी एस आर रानी केरलियन उर्फ अल्लिएस रानी फ्रांसिस पुत्री श्री स्वर्गीय वरघेस सेंट जोसेफ निवासी कान्वेंट ३७२ सिविल लाइन रूडकी तहसील रूडकी जिला हरिद्वार । ने भी स्वीकार किया।

जिनकी पहचान श्री दिनेश सिंह पंवार एडवोकेट पुत्र श्री 00 निवासी सिविल कोर्ट रूडकी जिला हरिद्वार तथा श्री नरेश कुमार पुत्र श्री बलबीर सिंह त्रिवन्सी धनौरी जिला हरिद्वार ने की।



उपनिबन्धक
रूडकी, तृतीय
02-Jun-2015

the citizen of Pakistan, Bangladesh, Srilanka, Afganistan, China, Iran, Bhutan, Nepal country and not residing there as Indian Origin.

IN SITNESS WHERE OF THE parties to this Deed have set their hands on this 2nd day of June 2015 and wish to get it registered Sub Registrar office.

Sr. Rinta Francis

(Rev. SR. RINTA FRANCIS)

(SECRETARY)

.....EXECUTANT

Sr. Rani

(SR. RANI KERLIYAN alias RANI FRANCIS)

(TREASURER)

.....EXECUTANT

Witness.

1. दिनेश सिंह पवार लखनऊ
पुल जी एम. पी. एम. पवार
239 - Chau Mandi Roorkee

2. जिनेश कुमार पुत्रा लखनऊ
जिनेश कुमार पुत्रा लखनऊ

Dated: 2.6.2015

Drafted by- Dinesh Singh Panwar, Advocate, Roorkee.

दिनेश सिंह पवार
एडवोकेट
लखनऊ
फोन नं. 2426 74
मोबा. नं. 9837074400

Sr. Rinta Francis

Sr. Rani

बही संख्या 4 रजिस्ट्रीकरण संख्या 116 वर्ष 2015



Ss. Rinda James

Sr. Rani



सेंट थॉमस आश्रम द्वारा
सेक्रेटरी एस आर रिंटा

एस आर रानी
केरलियन उर्फ अलियास
रानी फ्रांसिस

दिनेश सिंह पंवार
एडवोकेट

नरेश कुमार



प्रतिज्ञ एवं साक्षीगण भद्र प्रतीत होते हैं। सभी के अंगुष्ठ चिन्ह नियमानुसार लिये गये है।

रजिस्ट्रीकर्ता अधिकारी /
उप-निबंधक, रुडकी, तृतीय
02 Jun 2015