

No 365/IV/07

500Rs.



Rev. Fr. PAUL KOTTAKKAL



THIS DEED OF TRUST executed on this the Twenty Seventh day of July, Two thousand and seven (27-07-2007) by the St. Sebastian's church (New),

St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)



Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307



Trust deed

120

No 20972 VALUE Rs 500/-

27. 7. 2007

Rev: Fr. Paul Kottakkal
St. Sebastian's Church
Udayamperoor

No 365/IV/00



[Signature]

K.R. JAYADEV
E.R.O. VENDOR

PRESENTED IN THE OFFICE OF THE
SUB REGISTRAR OF TRIPUNITHURA WITH
PHOTO AND IMPRESSION OF THE BUYER &

SELLER, AND FEE OF RUPEES 121
PAID AT 3-214 ON THE 27th
DAY OF July 2007 BY

Fr. Paul Kottakkal.

[Signature]

Residing at - St. Sebastian's Church.
27th July 2007
EXECUTION ADMITTED BY

J. PETER
SUB REGISTRAR

Fr. Paul Kottakkal.

[Signature]



Slo. Ouseph. Priest, residing
at St. Sebastian's Church (New)

Manager

St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

Udayamperoor

IDENTIFIED BY:

Principal

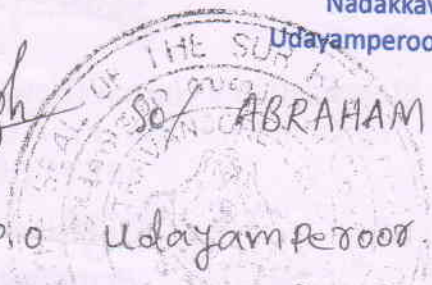
St. Sebastian's Public School
Nadakkavu - P.O.

Udayamperoor-682307

AJEESH ANTONY ABRAHAM

WELDER.

POTHAPARAMBIL(H) NADAKKAVU P.O. Udayamperoor.



[Signature] *[Signature]* *[Signature]* *[Signature]*
document No. 365 of 2007 of Book IV



--2--

Udayamperoor, through the hands of its present Vicar, **Rev. Fr. Paul Kottakkal** S/o Ouseph K.D, aged 40 (Forty) years, Priest, residing at St. Sebastian's church, (New) Udayamperoor, Nadakkavu P.O., Pin-682307, Manakunnam Village, Kanayannoor Taluk, Ernakulam District, Kerala State, hereinafter referred to as the 'Settler' in favour of (1) **Rev. Fr. Paul Kottakkal** S/o. Ouseph K.D, aged 40 (Forty) years, Priest, residing at St. Sebastian's church, (New) Udayamperoor, Nadakkavu P.O., Pin-682307, Manakunnam Village, Kanayannoor Taluk, Ernakulam District, Kerala State, (2) **Mr. M.J.Sebastian** S/o Ouseph, aged 61

St. Sebastian's church (New), Udayamperoor, through
its present Vicar **Rev. Fr. PAUL KOTTAKKAL**
(SETTLER)

Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307



No. 20973 VALUE Rs 500/-

27.7.2007

Rev. Fr. Paul Kottikal
St. Sebastian Church
Udayamperoor

K.B. JAYADEV
E.R.O. VENDOR

2) M.V. Sreejith Sreejith St. Vargan,
Clark, Mesamnakattel, Pottanakkal Village

27th July 2007

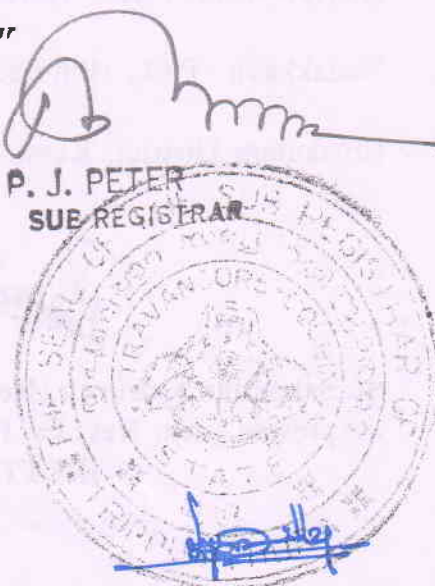
P. J. PETER
SUB REGISTRAR

and in Registered as number 365 of 2007 book IV volume 287 page 117 to 120
Volume 288 Page 1 to 2
14 Sheets 2nd Sheet
Dated 27th July 2007

Sub Registrar

P. J. PETER
SUB REGISTRAR

Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307



Manager

St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307



केरल KERALA

B 001688

--3--

(Sixty one) years, Business, Manikanamparambil, Puthuval Puthenveetil, Nadakkavu P.O., Pin-682307, Udayamperoor, Manakunnam Village, Kanayannoor Taluk, Ernakulam District, Kerala State, (3) Mr. K.J. Joseph S/o John, aged 44 (Forty four) years, Business, Puthen-purackal Kannempally Nadakkavu P.O., Pin-682307, Udayamperoor, Manakunnam Village, Kanayannoor Taluk, Ernakulam District, Kerala State, No.1 being the Vicar, and No.2 and No.3 being the Trustees of the Settler Institution together hereinafter referred to as the TRUSTEES of this Trust also.

St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)



Principal

St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

Manager


St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307



No. 20974 VALUE Rs 100/-
27. 7. 2007

Rev. Fr. Paul Kottakkal
St. Sebastian Church
Udayamperoor.


K.B. JAYADEV
E.R.O. VENDOR

Document No. 365 of 2007 of Reg. IV
14 Sheets 3 Sheet.

Sub Registrar




Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307




Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

WHEREAS inspired by the teaching of Lord Jesus Christ and out of desire to do good to the people of the locality the Settler Institution thought of establishing an educational institution primarily for the minority community to which it belongs as permitted under the constitution of India, and also for the good of the people of the locality irrespective of caste, creed and community.

AND WHEREAS the office bearers of the Settler institution feel it better to start the institution under a properly registered public Charitable Institution for its systematic management in future and accordingly authorized its Vicar Rev. Fr. Paul Kottakkal to register this deed of Trust with the following terms and conditions.

NOW THIS DEED WITNESSETH:-

1. The name of the Trust shall be St. Sebastian's Educational Institutions, Udayamperoor.

2. The Trust shall have a Board of Trustees of seven members and the Registered Office of the Trust shall be the Preceptory of the St. Sebastian's Church (New) at Udayamperoor.

3. **Trust property:-**

In order to effectuate the above referred decision the Settler, had 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 there to and all other properties that may be acquired out of the same or otherwise and may hereinafter be the subject matter of the Trust hereinafter expressed with powers and on the terms and conditions herein contained, concerning the same.

St. Sebastian's church (New), Udayamperoor, through
its present Vicar **Rev. Fr. PAUL KOTTAKKAL**
(SETTLER)

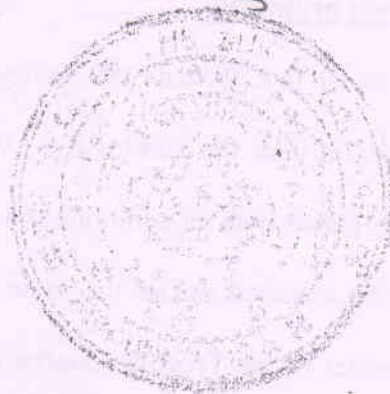
Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307



Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

Document No. 365... of 2007... of Book 10
... 14... Sheets... 14... Sheet.

Sub Registrar



Principal

St. Sebastian's Public School
Nadakkavu - P.O.,
Udayamperoor-682307



Manager

St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

4. **Patron:-**

The Major Arch Bishop of the Diocese of Ernakulam - Angamaly or other similar ecclesiastical authority over the Settler Institution shall be the Patron of the Trust.

5. **Objects of the Trust:-**

The objects of this Trust is to render educational services solely for philanthropic purposes and not for purposes of profit and that too with special attention to the Christian Minority Community as long as the Constitution of India permits to do so and in other circumstances to all irrespective of caste, creed and community.

The trust is also authorized to undertake any religious or charitable work or to incur any such expenses to the limited extent, it will be beneficial to the student community to get enriched their knowledge through practical experience.

6. **Board of Trustees:-**

a) The parties No1 to No.3 of the second part to this deed, Rev. Fr. Paul Kottakkal, Mr. M.J. Sebastian and Mr. K.J. Joseph- the Vicar and the Trustees of the Settler Institution- shall be the Trustees.

b) Within one month of the registration of the Deed of Trust, the Board of Trustees shall be re-constituted by the Settler with members as follows:

i) The Vicar of the Church, Ex-Officio, as the President of the Board of Trustees and he shall be the Managing Trustee and also the MANAGER of the schools/ institutions under the Trust.

ii) All the elected Trustees of the Settler institution as the Ex-officio members.

iii) The other members:

St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)




Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307


Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

- a) Convener of the Educational Managing Committee constituted by the parishioners, St. Sebastian's Church, Udayamperoor.
- b) Secretary of the said Educational Managing Committee,
- c) One member of the Educational Managing Committee nominated by the Managing Trustee,
- d) one member elected or nominated by the Parish Council, St. Sebastian's Church, Udayamperoor.
- iv) If found necessary later, the Parish Council can increase the strength of the Board of Trustees from 7 (seven) by adding additional members elected or nominated by the Parish Council.
- c) One of the members of the Board of Trustees shall be designated by the Managing Trustee as the Secretary and another as treasurer of the Trust.
- d) The Managing Trustee is at liberty to withdraw, his nominee to the Board of Trustees, and to nominate new member/members, as and when found necessary with the approval of the Parish Council whenever applicable.
- e) Any member absenting from 3 (three) consecutive board meetings without sufficient reason and excuse in the judgment of the Managing Trustee, shall lose the membership of the Board.
- f) The term of office of each member will be one year if not otherwise decided by the Parish Council or not decided as per the foregoing clauses.
- g) Vacancies arising in the Board of trustees are to be filled within three months by election or nomination or ex-officio, as the case may be.

7. Meetings of the Board


- a) The Board of Trustees shall meet as often as required and shall meet at least once in a calendar year and approve the annual accounts and forward it to the Parish council for approval.

✓
St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)




Manager

St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307


Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

b) The meeting of the Board of Trustees shall be presided over by the Managing Trustee and in his absence by any one of the Trustees as nominated by him.

c) There shall be seven days notice to the meeting of the Board of Trustees unless it is waived by all the members eligible to get the notice.

d) Decisions shall be taken on the basis of unanimous or at least consensus of members attending the meeting in person. On unavoidable cases 2/3 (two third) of the trust member's support is needed for passing the items.

e) Decisions may also be taken by circulation, provided all the members agree to it.

f) The quorum for the meeting shall be Two third of total members. But quorum is not necessary when the meeting adjourned for lack of quorum is reconvened.

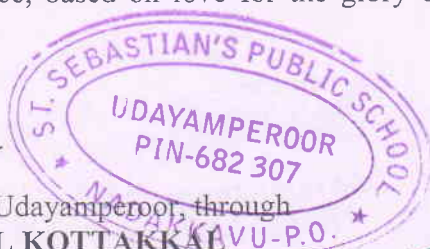
g) The SECRETARY shall serve the notice for the meeting in consultation with the Managing Trustee, and he/she shall be responsible for the maintenance of the minutes book and other records of the meeting. The Treasurer of the Trust shall keep the accounts and cash of the Trust.

h) An attendance register shall be kept for all meetings to be held and members present shall sign it before dispersal.

i) There shall be a definite Agenda for the meeting, but with the permission of the president can discuss the matters outside the Agenda.

j) All members of the board shall participate in the meeting with a spirit of co-operation and service, based on love for the glory of God and real progress of the institution.

St. Sebastian's church (New), Udayamperoor, through
its present Vicar **Rev. Fr. PAUL KOTTAKKAL**
(SETTLER)



Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

k) Personal vendetta, groupism, family feud, political difference and such other matters shall in no way influence the deliberation of the board meeting.

l) A discussion on a decision of a previous meeting can be taken up only after obtaining permission from the Parish Council.

m) Statement of decision against the order and direction of St. Sebastian's Parish Council or against Cannon Law are not permissible.

n) If any decision of meeting is unacceptable to the Managing Trustee, he can refer the matter with a note of dissent to the Parish Council. The decision of the Parish Council is final.

8. **Powers and duties of the Board of Trustees:**

All the properties of the Trust shall vest with the Board of Trustees and in the name of the Managing Trustee. The Board of Trustees shall have the following powers and duties:

a) To apply, get sanction, erect, conduct and administer educational institutions and establishments connected with the same, or take over and manage any such institution, to diffuse knowledge of moral, cultural, academic or of any a humanitarian value to the people of any age and sex.

b) To request and receive donations towards corpus or otherwise either in cash or kind or subsidies or grants or other financial assistance of any kind whether returnable or not, from individuals, institutions, Central and State Governments within India or from abroad.

c) To demand and receive, to the extent the laws of the State Permit, fees, Deposits, Contributions, fines, Capital Donations etc. to meet the capital or revenue cost of Education, from the students, or from their parents.

St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)



Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

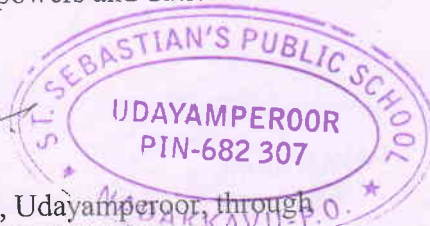
Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

- d) To invest the funds of the Trust in any manner they deem fit consistent with the objects of the trust and in the interest of the trust, provided such investment in immovable properties shall be subject to the approval of the Parish Council of the Settler.
- e) To borrow any amount either on pledging the assets of the Trust or otherwise, from individuals, banks financial institutions or other institutions, with or without interest, for any objects of the Trust with the approval of the Parish Council of the Settler.
- f) To acquire, alter, extend, demolish any of its assets, movable or immovable, and to dispose off the same whether moveable or immovable and to dispose off the same whenever found necessary in the best interest of the objects of the Trust.
- g) Start new units of the present activities at other places or to take up new activities whenever necessary or to take over and manage any institution or activity now carried on by other, as long as it is found to be advantages to achieve the objects of the Trust.
- h) Subject to the approval of the Council of Settler, join, co-operate, or amalgamate this Trust, with other Trust, or fund or institutions or other trust or institution with this Trust as the Trustees think fit, with approval of St. Sebastian's Parish Council.

9. Powers and Duties of the Managing Trustee:-

Subject to the General Control of the Board of Trustees, the MANAGING TRUSTEE shall have specific powers and duties mentioned below:-

St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)



Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

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

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 institutions under 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 attorneys, whenever if necessary and to remove them whenever it is felt that such removal is necessary, with the approval of Board of Trustees.

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

f) To gather funds towards corpus or otherwise, for the Trust by way of donations or fees or otherwise, from any person or institution, either in cash or in kind for the cause of the Trust.

g) 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 spend for the cause of the Trust.

h) 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, with the approval of the Board of Trustees.

St. Sebastian's church (New), Udayamperoor, through
its present Vicar **Rev. Fr. PAUL KOTTAKKAL**
(SETTLER)



Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

i) The MANAGING TRUSTEE shall sue or be sued for and on behalf of the Trust provided that the board of Trustees shall have the power to authorize any one of its other members to represent the Board of Trustees in any legal or other proceeding, under special circumstances.

j) The Managing Trustee shall exercise and perform such powers and duties as the Board of Trustees may from time to time determine to assign or authorize him to do so.

k) 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.


l) The Managing Trustee shall have the Power to delegate his duties and powers to any other member of the Board of Trustees with the consent of the Board of Trustees.

m) All acts, deeds, and things lawfully done by the Managing Trustee by virtue of these presents shall be binding on the Trust.

n) There shall be an inventory of all the movable and immovable properties of the trust and the same is to be kept with the Managing Trustee.

o) When the Managing Trustee or members transferred or the term of members expired, the powers and duties under this deed shall be handed over or deemed to be handed over to the new Managing Trustee or new elected members or nominated members or ex-officio members as the case may be.

10. The Managing Trustee shall have the right to spend necessary amount to meet the day to day affairs of the Trust.


St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)




Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307


Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

11. Accounts:-

a) The Managing Trustee shall cause to keep proper accounts and records for all the receipts and disbursements of the concerned institutions and the activities under the Trust.

b) The accounts shall be closed on 31st March every year and it shall be audited by a Chartered Accountant appointed by the Settler.

c) The audited statement of accounts along with the report of the Board shall be submitted to the Settler before 30th September every year or within the time extended by them.

12. Bank Accounts:-

The Managing Trustee with a nominee of the Board from time to time shall open and operate jointly as many bank accounts as necessary with any bank, as and when necessary in the name of the Trust, or in the name of the institutions under it.

13. Powers of the Patron:-

The Patron shall have the power to depute any person to inspect the accounts and the affairs of the Trust and the institutions under the Trust in the best interest of the St. Sebastian's Parish Council beneficiaries and to issue any direction whatsoever necessary to the Board of Trustees or to the Managing Trustee and they shall be bound to accept and act upon such direction.

14. Miscellaneous:-

a) With the approval of the St. Sebastian's Parish Council, any provision in this Deed of the Trust except this clause and the object clause (Clause No.5) may be amended, annulled or substituted by the Settler, with the approval of Board of

St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)



Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

Trustees and that such amendments shall come into effect only after getting the approval of the Commissioner of Income Tax, in case the Trust has been given any recognition or registration under the Income Tax Act, 1960.

b) In case there is any doubt or ambiguity regarding any of the provisions of this Deed of Trust, it shall be referred by the Board of Trustees to the Parish Council and the Parish Council's direction or decision shall be final.

15. The Trust is irrevocable. In the event of the Trust becoming impossible to function in accordance with the provisions of the Trust Deed, the Board shall refer the matter to the Settler and the Settler shall refer it to the parish council and necessary steps may be taken according to the directions of the parish council. In case the Settler with the approval of Board of Trust decide to wind up the Trust, the excess assets if any after closing the liabilities on winding up, shall be transferred to another charitable institution as decided by the Board, and if not it will vest with the Government.

16. Saving Clause:-

It is expressly declared that this is an Educational Trust of Charitable nature and no part of the Trust property or its income shall be appropriated for any purpose, other than educational, charitable, purposes as provided in clause (5) of the Deed.

17. The initial value of the Trust Fund is Rs.1,000/- (Rupees One thousand only).



St. Sebastian's church (New), Udayamperoor, through
its present Vicar **Rev. Fr. PAUL KOTTAKKAL**
(SETTLER)

Principal
St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307

Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

IN WITNESSES WHEREOF Rev. Fr. Paul Kottakkal, for the Settler has signed this Deed of Trust at Udayamperoor on the day, month and year first above written in the presence of the following witnesses and wish to get it registered in the Sub Registry Office, Trippunithura.



**St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)**

Witnesses:-

1. Ajeesh Abraham,
Pothaparambil House,
Kochupally, Nadakkavu P.O.
Udayamperoor, Ernakulam District.



2. M.V.Sreejesh,
Menammakattil House,
Vettackal P.O., Cherthala.



This Trust Deed is prepared by:-

Advocate P.V.Thomas. K/992/1994/
M/S Srikumar & Associates,
Plakkat Colon;, Cochin-17.




This document is computer printed.

Corrections: Nil



**St. Sebastian's church (New), Udayamperoor, through
its present Vicar Rev. Fr. PAUL KOTTAKKAL
(SETTLER)**

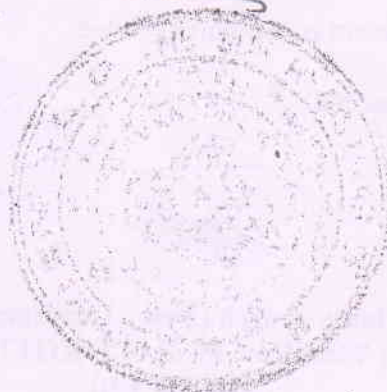

Principal
St. Sebastian's Public School
Nadakkavu - P.O. 682 307
Udayamperoor - 682307


Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307

Document No. 365... of 2007 of Book IV

14 Sheets... 14 Sheet.

Sub Registrar.




Principal

St. Sebastian's Public School
Nadakkavu - P.O.
Udayamperoor-682307





Manager
St. Sebastian's Public School
Nadakkavu-P.O.
Udayamperoor - 682 307