



**SAMARTHANAM TRUST FOR THE DISABLED**

THIS DECLARATION OF TRUST is made on this, the Monday 24th, Feb 1997. By

- 1) Mahantesh.G.Kivadasannavar, aged about 27 years  
S/o of Late Sri G.S.Kivadasannavar, residing at #548, aishwaraya  
12 cross, 8th main J.P. nagar 2nd phase, Bangalore. 560078.
- 2) Paul mudda, aged about 27 years foster S/O Sri James Daniel  
residing at # 1c 48, 40 feet cross road H.A.L 3rd stage, Bangalore.  
560075.
- 3) S.P. Nagesh, aged about 29 years S/O S.L. Paramashivaya,  
residing at #43, girish nagaya, chokkasandara, tumkur road,  
dasarahalli, Bangalore 560034.

hereinafter referred to as the "FOUNDERS" which term shall mean and include unless repugnant to the context or meaning thereof, their heirs, executors, administrators or legal assigns. WHEREAS the Founders are desirous of creating a public charitable trust with an initial contribution of Rs 1,001/- (Rupees One thousands one only) which is declared to be trust property with a view to promote the charitable, moral and cultural objectives.

WHEREAS the Founders shall be the first three Trustees. Constituting a board of trustees. Where in above referred Mr. Mahantesh.G.kivadasannavar has been unanimously accepted as the first Managing Trustee.

WHEREAS the Founders are desirous of Contributing Rs 1,001/- (Rupees One thousand one) towards corpus of the Trust and the Trustees have accepted the Fund in the capacity of trustees on this day.

WHEREAS it is now felt by the Founder of the Trust that they should form and constitute a trust with the rules and regulations framed thereunder for the purpose of accomplishing the aims and objectives of this trust as mentioned in this deed and also maintain and administer the trust properties under the auspices of the trust, which is hereby declared as irrevocable.



I certify that I have compared the contents  
of the copy with the Original Document

**B.G. SRIRAM**  
ADVOCATE & NOTARY  
Metropolitan Area Bangalore City  
No. 82, 10th 'C' Main Road, 1st Block,  
Jayanagar, BANGALORE-560 011

17 FEB 2017





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SAMARTHANAM TRUST FOR THE DISABLED

NOW THIS DEED OF TRUST WITNESSES AS FOLLOWS:-

1) NAME AND ADDRESS OF THE TRUST:-

The Trust shall be Known as " SAMARTHANAM " having its address at SAMARTHANAM,  
#249, 7th cross, 3rd main,  
Micolayout, B.T.M 2nd stage,  
Bangalore. 560076.  
PH. 6650389, 5281962.

2) TRUST PROPERTY:

The expression "TRUST PROPERTY" shall mean and include initial sum specified heretofore together with further contributions, donations and all the accumulations and accretions thereto and acquisitions in any manner and whatever form and shall be held on Trust for the intent, purpose, objects herein contained and such properties shall vest in the Trustee's who shall hold and stand possessed of the same on trust.

3) AIMS AND OBJECTIVES OF THE TRUST

The trust so formed is irrevocable. The trust shall act and work as a social Service and Welfare organisation in the widest possible concept and in particular to promote the resources and talents of the disabled in the field of education, culture, sports, rehabilitation, placement, awareness, health etc.

Physically disabled in this context means and includes such persons with handicapped and proven disability as recognised under the rules of central government or state government or similar statutes or those who are genuinely disabled recognised as by the trust.

A) EDUCATION

1) To establish, maintain, run, develop, improve, extend, grant, donate for and to aid in the establishment, maintainance, improvement and extension of schools, colleges, polytechnics, and other educational institutions including vocational training centers, research centers and audio educational centers, and hostels for disabled students persuing their studies etc.

2) To institute Studentship, Scholarships, Stipends, Medals, Prizes, Etc., to help and encourage deserving disabled students and to provide monetary aid to disabled Students, Scholars, and Teachers for persuing their higher education.



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- 3) To establish, Maintain, Develop and Donate for the establishment, maintenance and development of Braille Book Banks and Audio cassette Libraries, for the visually impaired.
- 4) To Organise, Conduct and assist in the organising and conducting of Lectures, Seminars and Symposia on Arts, Sciences, Commerce and other subjects of General academic interest to the disabled persons.
- 5) The collection of national history, mechanical and philosophical inventions, institutions, instruments or designs etc.
- 6) The trust shall organise get-together meetings, forums, conferences, send representatives, delegations to State, National and International events conducted exclusively for disabled persons.
- 7) To encourage, help, assist and aid the integrated educational programmes undertaken by government, NGO'S or any other institutions or individuals.
- 8) To open libraries or Reading rooms for the use of the disabled persons of the society to promote reading habit among them.

B. CULTURE

- 1) To promote and foster, music, Dance, Drama and other fine arts, craftsmanship and other constructive talents.
- 2) To organise public museums and galleries of Paintings and other works of art to publicise the skill of disabled persons.
- 3) To provide amenities for holding discourses on Indian Philosophy and allied subjects touching upon Indian Culture, Tradition and way of Life.

C) SPORTS

- 1) To promote Sports among disabled persons and to sponsor delegates to Sports conducted by the State, National and International organisations for disabled persons.
- 2) To identify skills of Sports, and other related activities of disabled children of society and encourage them to improve their skill in the respective field.



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3) To organise and conduct Athletic Sports meet, cricket, chess tournament etc., at various levels for the disabled.

D) REHABILITATION

1) To assist and provide for the disabled persons by constructing rescue and rehabilitation centers and similar institutions. The poor may also be assisted by way of teaching of Crafts, Engineering and similar skills and Industrial training including the job oriented courses enabling them to be self reliant.

E) PLACEMENT

1) The trust shall make a sincere attempt at finding employment opportunity in the existing industries of various types both in public and private sectors.

2) To finance for the skilled disabled to promote and establish the concept of SELF EMPLOYMENT AND SELF DEPENDENCY, by paving way to entrepreneurship and business.

3) To make an honest attempt at finding placement in the service sectors.

F) AWARENESS

1) Through the above said objectives the trust will strive to create awareness in the public about the activities and talents of the people with disability.

G. HEALTH

1) To establish, Maintain, Develop and Donate for the establishment, maintenance and Development of Blood Banks and Drug Banks, in the cause of the disabled

2) To organise, run and assist in the organising and running of Free Medical camps in rural area.



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SAMARTHANAM TRUST FOR THE BLIND

3) To work for the upliftment and welfare of disabled persons in the society, both rural and urban, in the spheres of health, food, social service, etc. and to secure them a friendly and happy living.

4) The trust shall also make a sincere effort in providing aids and appliances to the needy disabled persons.

To work in conjunction with or become affiliated to the other organisations working for the welfare of the people with disability all over the State/National/International. Correspondingly allow membership of affiliation in or with the Association to other sports, welfare, cultural and social organisations of disabled persons and work in conjunction with them, with a view to advancing the aims and objectives of the Trust.

To provide generally whatever possible relief by way of cash or other grants to the victims or their families of natural calamities like cyclone, floods, earthquakes or other natural disasters, in India or outside.

For the sake of clarity it is hereby stated that all the above objectives could be carried out for the benefit of the disabled community at large, irrespective of the Caste, Creed, Religion and Sex. The above activities will be carried out without any profit motive and only nominal charges, if any, will be levied, if required. However, surplus if any arising out of any of the activities of the Trust will be reinvested solely for the attainment of Objectives of the Trust and will not be distributed, either directly or indirectly for the benefit of the Trustees, or for any person deriving titles from them.

4. TERMS OF THE TRUSTEESHIP

The founder Trustees shall remain TRUSTEES for LIFE unless voluntarily relinquishes the office. If Any person who is Major, is of sound mind and solvent is entitled to becopted as Trustee, by the existing Trustees by either consensus or by a Majority decision of the Trustees. The term of coopted trustee shall be for TWO years.

5. MANAGING TRUSTEE

Managing trustee to be elected from amongst the board of trustees and the term shall be TWO YEARS. And the same can be reelected if desired by the board. Board can remove the managing trustee by 2-3 majority of the board. Except that a founder trustees shall remain a member of the board.



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6. RELINQUISHMENT

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a) On the relinquishment of the Office of Managing Trustee, the Board of Trustees shall elect one among themselves as Managing Trustees.

b) Further, any Trustee except the Founders, Managing Trustee can be removed by Two Third Majority of Board of Trustees.

c) Any of the Trustees may relinquish their office by giving 15 Days Notice in writing to the Managing Trustee.

7. DECISION MAKING

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A) All the decisions made shall be based on Majority of the Board of Trustees.

B) The meeting of the Board Of Trustees shall be held as often as necessary but not less than two Meetings in a Year.

C) The meeting of the Board Of Trustees shall usually be presided over by the Managing Trustee or by one among the trustees mutually elected, in the absence of the Managing Trustee.

D) The Quorum for the meeting of the Trustees shall be TWO including the Managing Trustee where the number of trustees are three and the quorum shall be three in any case.

E) In deciding any matter in the meeting of Board of Trustees when the votes are equal, Managing Trustee shall have the powers to cast the deciding Vote.

F) The Managing Trustee shall be empowered to take any decision in any emergency and report the same to the board for its approval.

G) The board shall generally have full powers to frame rules and procedure for board meetings and all other matters other than what has been specifically laid down herein, to attain the objectives of trust, efficiently and satisfactorily.



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8. POWERS OF THE TRUSTEES

Without prejudice to the generality of the Powers, the Trustees shall have the following Powers:

- 1) To employ administrative and any other personnel, Agents, Bankers, Accountants and others on such remuneration as they may think fit. To appoint advocates attorneys and to execute powers of Attorney etc., For and on behalf of the Trust.
- 2) To delegate powers as they can lawfully delegate to any person and to execute such instruments as they may think fit for the purpose.
- 3) To convert, to call in, to sell or otherwise dispose of any of the investments comprised in the Trust property and reinvest or change the nature of any other investment contained there in, to compound and settle any claims against the Trust.
- 4) To invest the funds of the Trust in such manner as permissible under section 11 (5) read with Section 13 of the Income tax Act, 1961 as may be amended from time to time, so as to ensure exemption from taxation.
- 5) To withdraw any power or revoke any appointment of any employee or attorney.
- 6) To sell any immovable and other property belonging to the trust. To purchase any immovable and other properties for the Trust. To pull down, renovate, alter or add to any of the immovable property of the Trust.
- 7) To let any portion of any immovable property forming part of the Trust fund at such rent and for such period and on such conditions as they may think fit and accept surrender of the lease.
- 8) To open, maintain and operate Bank Accounts and other investments in the name of the Trust. The Bank account and other Accounts shall be signed on behalf of the Trust by the Managing Trustee or in the absence of Managing Trustee by any Two of the Trustees as authorised by the Board of Trustees.
- 9) No business shall be carried on by the Trustees unless such business is incidental to the attainment of the objects of the Trust. Separate Book of Accounts shall be maintained by the Trust in case such business is carried on.



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10) To raise loans on the mortgage of the trust properties movable or immovable.

11) To borrow funds with or without security of the property and for this to hypothecate, mortgage, charge and/or encumber any Asset.

12) To accept gifts, donations or contributions law fully made by both national/international in so far as they are not inconsistent with the objects of the Trust and all such gifts, donations and contributions shall form part of the Trust funds, and shall have power to raise necessary funds from any other law full means as decided by the board.

13) To establish Trusts and other Institutions having objects similar to those of this Trust.

14) These powers of trustees shall be so exercised as to ensure that the income of the Trust would be exempt under section 11 as read with section 12, 12A and 13 or any other relevant provision of the Income Tax Act, 1961 as amended from time to time.

It is clarified that the power of investment of the Trust funds including those mentioned in clause 7 (a) (iv) and the powers of application /accumulation of the funds of Trust for charitable purposes shall be exercised in accordance with the Provisions of the Income Tax Act., 1961 including Section 11(5) in a manner which will not attract disentitlement of Income Tax exemption under section 13 of The Income Tax Act, 1961 or any other provisions of that Act.

15) The Trustees shall keep proper books of Accounts of the income and expenditure of the Trust, which shall be closed every year on 31st March and audited by a Chartered Accountant. These shall be in the custody of the Managing Trustee. The Trustees shall maintain separate accounts relating to the receipts and expenditure in respect of the Charitable and religious activities.

16) The Trustees shall at all times stand indemnified in respect of any act that they may have been bonafide done in respect of matters relating to the Trust, but they shall not be entitled to any remuneration.



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17) The trustees by a Majority are empowered to alter the provisions of this deed including the rules governing the administration of the Trust in a manner not inconsistent with the objects of the Trust, provided that such amended provisions and rules are in no way repugnant to the provisions of clause B of the deed and prior approval of Commissioner of Income Tax is obtained.

18) The Trustees for the time being of these presents shall be entitled to reimburse themselves and pay and discharge out of the Trust fund all expenses incurred in or about execution of the Trust and powers of these presents.

19) Under no circumstances any of the properties of the Trust at the time of the dissolution or at any other time, shall be distributed among the trustees.

AMENDMENTS

Any amendments can be carried on by a majority decision of the board; subject to a prior approval of the commissioner of INCOME TAX.

In the event of the termination of the Trust or dissolution, for any reason, the trustees shall make over or transfer the Properties of the Trust to a religious or charitable institution or Trust having similar objects to those of the Trust, enjoying exemption under section 80 G of The Income tax Act, 1961.

In WITNESS OF due execution of the abovesaid, the declarants and Trustees are affixing their signature of this TRUST DEED on WITNESSES.

WITNESSES

1) G. Mahalingam  
# 100/33, 10th 'C' Main Road, Jayanagar  
Bangalore - 560 011

3)

2) M. Muthukrishnan  
# 100/33, 10th 'C' Main Road, Jayanagar  
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4)



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