

DRAFT OF
SCHEME FOR THE MANAGEMENT AND ADMINISTRATION OF THE
PUBLIC TRUST KNOWN AS
“SKMM SANSKAR TRUST”

1. NAME AND REGISTRATION NUMBER OF THE TRUST :

This Public Charitable Trust shall be permanently designated as and known by the name of SKMM SANSKAR TRUST (hereinafter referred to as the said Trust) and the same shall be deemed to have been registered in the ‘E’ category at E-1472 (Mumbai) with the Public Trust Registration Office, Greater Mumbai Region, Mumbai.

2. REGISTERED OFFICE AND BRANCH OFFICE OF THE TRUST :

Registered office of the Trust shall be at “Madhavbaug, C. P. Tank, Mumbai-400 004” or at such place as the management may decide from time to time. The branch office of the Trust shall be at Sanskar Bhavan, 43, Sadashiv Cross Lane, Mumbai – 400 004.

3. PROPERTIES OF THE TRUST :

The properties of the Trust shall consist of immovable & movable properties mentioned in Sch. ‘A’ & ‘B’ respectively hereto and such other properties which belong to the said Trust which may through error, oversight or inadvertence remained to have been mentioned in the Schedules. All these properties, new accretions thereto and all or any other properties movable or immovable which may hereafter come or belong to the said Trust and acquisitions and donations of cash or kind received hereafter, shall be collectively called Trust Properties.

4. VESTING OF THE TRUST PROPERTIES :

The Trust properties shall vest in the Board of Trustees for the time being appointed under this scheme and shall be administered and managed by the Managing Committee under the guidance of the Board of Trustees subject to and in conformity with the provisions of this scheme.

5. OBJECTS OF THE TRUST :

The Managing Committee shall apply the net income of the Trust including voluntary contributions received by the Managing Committee which are in nature of Income / revenue receipts (after payment of rates, taxes and assessments) for Public Charitable purposes irrespective of Caste, Creed or Community, such as social, educational and economic aid for women and children. The Managing Committee shall be at liberty to apply the said income for any one or more of the following objects and purposes :

- 1) To work for social, educational, economic and physical welfare of women and children without distinction of Caste, Creed and Religion.
- 2) To impart education and training to children of any caste, creed or religion.
- 3) To promote and assist benevolent and philanthropic activities conducive to the welfare of humanity.
- 4) To impart physical training to women and children.
- 5) To educate the poor and backward women and children with a view to raise their economic status.
- 6) To establish, conduct and maintain Balmandir and/or kindergarten classes or school for children in the name and style of Sanskar Balmandir.
- 7) To establish, conduct and maintain classes for imparting primary, secondary and higher education in English and other languages and subjects, and to provide vocational guidance & training in the name and style of Sanskar Academy.
- 8) To give scholarships / sponsorships for propagation of education.
- 9) To establish maintain and manage libraries, reading rooms, computer laboratories and centres for remedial education.
- 10) To arrange discussions, demonstrations, medical camps and lectures with a view to supplement the welfare of women and children.
- 11) To publish journals with a view to impart knowledge and useful information to women and children.
- 12) To impart knowledge and training to women in handicrafts, arts and cottage industries and to render assistance to women by providing them with work on payment of remuneration.
- 13) To establish, conduct and maintain outdoor and indoor sports in order that children may get physical training and take part in sports.
- 14) To establish, conduct and maintain classes for music, art and dancing for cultural development.

- 15) To provide medical aid to men, women and children who are less privileged and to establish and conduct a dispensary for that purpose.
- 16) To do all kind of relief work, to give relief to those people whose life and property have been affected on account of riot, famine or any other natural calamities.
- 17) To provide food grains, groceries and spices at subsidised rates to the poor and needy.

6. MEMBERSHIP :

a) Any woman of any community above the age of 18 years may be admitted as a member of the SKMM SANSKAR TRUST as stated hereunder, subject to availability of such memberships.

i) Patrons :

Any woman paying a one-time subscription of Rs.1000/- or more will be deemed to be a Patron.

ii) Life Members :

Any woman paying a one-time subscription of Rs.750/- or more will be deemed to be a Life Member.

iii) Ordinary Members :

Any woman paying an annual subscription of Rs.300/- or more will be deemed to be an Ordinary Member.

The above subscription amounts may from time to time be changed at the discretion of the Managing Committee after approval from the General Body.

b) Register of Members :

The Register of members shall be maintained and shall include :

i) The name of members denoting the class to which such member belongs.

ii) The address of each member.

iii) Any other details as may be deemed proper.

c) Every member shall notify to the Hon. Secretary of the Trust of any change of address. The said address shall be the registered address of the member and shall be the address to which all notices intended for such member shall be sent unless such notice is published in the newspaper (in accordance with Rule-hereof).

d) Payment of Subscription :

The annual subscription and other payments required under these Rules to be paid by members shall be paid at such time, whether in advance or as the Managing Committee may from time to time prescribe.

e) Resignation of Member :

A member may resign by giving notice in writing addressed to the Hon. Secretary of the Trust provided always that if such notice is received from a member after the close of the financial year such member shall be liable to pay the annual subscription for that year.

7. ANNUAL GENERAL MEETING :

The Annual General Meeting of the Trust shall be held at least once in each year and not later than 6 months from the end of the financial year at such time and place as may be prescribed by the Managing Committee. The ordinary business at the said Annual General Meeting shall be

- a) To apprise the members of the activities of the Trust during the year.
- b) To receive and consider the audited accounts and reports and to appoint persons to audit the accounts of the Trust and fix their remuneration.
- c) To hold the Election of the members of the Managing Committee once in five years and to declare the result of such election.

8. SPECIAL GENERAL MEETING :

- a) All other general meetings shall be called Special General Meetings.
- b) The Managing Committee shall whenever it deems fit, call a Special General Meeting.
- c) The Managing Committee shall call a Special General Meeting whenever a requisition is made in writing by at least 50 members. Such a requisition must state the object of the meeting and be signed by the members & shall be addressed to the Hon. Secretary to the Trust.

9. CALLING OF THE MEETING BY THE REQUISITIONISTS:

If within a period of 21 days from the date of the receipt of the requisition the Managing Committee does not proceed to cause a meeting to be called,

the requisitionists or a majority of them in a number may themselves call a meeting to be held at the office of the Trust but in either case any meeting so called shall not be held after a period of three months from the date of the receipt of the requisition. After expiry of the said period of 3 months it can only be convened by the Managing Committee for those specific purposes only. All meetings called under this Rule or the preceding Rule shall be called in the same manner as nearly as possible in the manner in which meetings are to be called by the Managing Committee.

10. NOTICE OF MEETINGS :

- a) Ordinarily at least 14 days notice of every General Meeting, whether Ordinary or Special, by whomsoever called specifying the date, place and time of the meeting and the general nature of the business to be transacted thereat shall be given to the members.
- b) Notwithstanding anything herein contained a General Meeting of the Trust (herein called the “Emergency Meeting”) may in case of emergency or urgent necessity be convened on four days notice by the President or the Vice-President, or in the absence of the President or Vice-President, by the Hon. Secretary of the Trust. Such notice shall specify the urgency of the occasion and the nature of the business to be transacted thereat.
- c) Any accidental omission to give notice and the non-receipt by a member of a notice of the meeting shall not affect the validity of the proceeding.

11. PROCEEDING AT THE GENERAL MEETING :

- a) Quorum :
30 Members present in person shall form a quorum for a General Meeting.
- b) Chairman of the General Meeting :
The President of the Trust and in her absence the Vice-President or any person appointed whether generally or from time to time by the Managing Committee to exercise the functions of the President shall preside at every General Meeting, whether Ordinary, Special or Emergency, and if neither of them is present at the meeting within half an hour after the time appointed for the meeting or shall be unwilling to act as Chairman, the members present shall choose some member of the Managing Committee or if no member of the Managing Committee is present or if all the members of the

Managing Committee decline to take the chair, they shall choose any member present to be Chairman of the Meeting.

c) Procedure in case of meeting adjourned :

If within half an hour after the time appointed for holding of a meeting, the quorum is not present, the meeting if called by a requisition of members, shall stand dissolved. In any other case it shall stand adjourned for another half an hour on the same day and if at that adjourned meeting, the quorum is not present at the commencement of the meeting, the members then present shall form the quorum.

d) Members not entitled to notice of adjourned meeting :

No member shall be entitled to have any notice of any adjourned meeting or the business to be transacted at any adjourned meeting.

e) Chairman to adjourn meeting with the consent of members :

The Chairman of the Meeting may with the consent of the members at which a quorum is present, adjourn any meeting from time to time and place to place as the Chairman shall determine but no business shall be transacted thereof except the business left unfinished at the meeting at which the adjournment took place.

f) Resolution put to vote - how to be decided :

Save as herein otherwise provided, at any General Meeting a resolution put to the vote of the meeting shall in the first instance be decided by show of hands unless a poll is before, or upon declaration of the resolution on show of hands demanded by the Chairman of the meeting or by five members. Unless a poll is demanded, a declaration by the Chairman of the meeting that the resolution has on a show of hands been carried or carried unanimously or by majority of votes and an entry to that effect in the minute book of the Trust shall be conclusive evidence of the fact without proof of the proportion of votes received in favour of or against the resolution.

g) Demand of poll :

If poll is duly demanded, it shall be taken at such time and place and in such manner as the Chairman of the meeting shall direct and either at once or after an interval, adjournment or otherwise and the result of the poll shall be deemed to be the result of the meeting at which the poll is demanded.

h) Chairman to have a casting vote :

In case of equality of votes, the Chairman of the meeting shall be entitled to a second or casting vote.

i) Chairman to be sole judge of the validity of votes tendered :

The Chairman of the meeting shall be sole judge of the validity of every vote tendered at the meeting.

j) Continuation of any other business except on which poll is demanded :

The demand for poll shall not prevent the continuation of the meeting for the transaction of any other business other than the question on which the poll has been demanded.

k) Vote of members :

In respect of every meeting held between 1st April and 30th September of each year, every member who has become a member of the Trust before 31st March of that year and whose name is registered under rule herein shall be entitled to vote at the meeting of the Trust.

l) Upon a show of hands and upon a poll every member entitled to attend and vote shall have only one vote.

12. CESSATION OF MEMBERSHIP :

A member shall cease to be a member of the Trust if :

- a) Found indulging herself in the activities prejudicial to the interest of the Trust.
- b) She resigns and her resignation is accepted by the Managing Committee.
- c) She dies.
- d) Found to be of unsound mind or physically unfit to discharge her duties or convicted of any criminal offence involving moral turpitude.
- e) Declared as insolvent.
- f) Expelled or removed by the General Body for misconduct or misbehavior or for any other genuine reasons.
- g) Annual subscription is not paid for two consecutive years.

13. MANAGING COMMITTEE :

a) The day to day affairs of the Trust shall vest in and be managed by the Managing Committee which shall consist of not less than Nine and not more than Twenty One members as follows :

- | | | |
|---------------------------------|---|------------|
| 1) President | : | 1 |
| 2) Vice-President | : | 2 |
| 3) Honorary Secretaries | : | 4 |
| 4) Honorary Treasurer | : | 2 |
| 5) Committee Member (elected) | : | 2 |
| 6) Committee Member (nominated) | : | 10 |
| 7) Ex-Officio Members | : | 5 Trustees |

There shall be two sub-committees, one for the school activities and the other for Women's Welfare activities as hereinafter stated. The posts of the Vice-President (2), Honorary Secretary (4) and Treasurer (2) shall be equally filled by the members of each sub-committee.

b) The General Body in its Annual Meeting shall elect once in five years, nine office bearers and two members to the Managing Committee as stated hereinabove. The Board of Trustees in consultation with the elected committee members will then nominate, 10 more members to the Managing Committee. All the Committee members whether elected or nominated as aforesaid shall have equal rights in all respects.

c) The first such election shall be held in the Annual General Meeting to be held immediately upon the present scheme coming into operation till then the present Managing Committee including the Office Bearers shall continue to hold office. They shall handover the charge to the new office bearers and the Managing Committee as may be elected in the aforesaid Annual General Meeting.

d) The Board of Trustees of the Trust shall be the ex-officio members of the Managing Committee with voting rights.

e) The Managing Committee shall hold office for a period of five years. The retiring members (including office bearers) of the Committee are eligible for re-election / re-nomination, provided they continue to remain bonafide member/s and their name/s appear in the Membership Register.

f) Any Ordinary or Patron or Life member who has been an eligible member of the Trust for more than two years on the date of election and who has not violated the provisions of this scheme shall be eligible to contest the election or to be nominated to the Managing Committee.

- g) Election to the Managing Committee shall be held once in every five years, by inviting nominations from the eligible members of the General Body through secret ballot or by any such mode or manner, as may be decided by the Managing Committee from time to time.
(Note : After election to the Managing Committee there shall be a joint meeting of the Outgoing Committee and the incoming Committee, within a month of handing over and taking over the charge of the records of the Trust.)

14. REMOVAL OF A MEMBER OF THE MANAGING COMMITTEE :

The Managing Committee may by a resolution passed at its meeting by three-fourths majority remove before expiration of the period of office, any member of the Managing Committee who causes any damage or loss to the Trust or who in the opinion of the Managing Committee (expressed by its resolution) behaves in a manner unbecoming the Trust or likely to cause loss to the Trust. However before passing the said resolution, an explanation shall be called for from such member. On the removal of a member, a casual vacancy shall be deemed to arise in the Managing Committee and may be filled by the Managing Committee in accordance with Rule 15 hereof.

15. FILLING CASUAL VACANCY BY THE MANAGING COMMITTEE :

Any casual vacancy occurring among the members of the Managing Committee shall be filled by the Managing Committee. However the member so chosen shall retain her office so long as the vacating member would have retained the same if no vacancy had occurred.

16. DISQUALIFICATION OF MEMBERS OF THE MANAGING COMMITTEE:

The office of a member of the Managing Committee shall ipso-facto be vacated :

- a) If she resigns or is removed from office.
- b) If she is found lunatic or becomes of unsound mind.
- c) If she absents herself from three consecutive meetings of the Managing Committee or from all meetings of the Managing Committee for a continuous period of three months whichever is longer without leave of absence from the Managing Committee.
- d) If she commits any offence involving moral turpitude.

17. VESTING OF MANAGEMENT IN THE MANAGING COMMITTEE :

The entire management of the affairs of the Trust shall be vested in the Managing Committee who in addition to the powers and authorities by

these Rules or otherwise expressly conferred upon it, may exercise all such powers and do all such acts and things as may be exercised or done by the Trust but subject to the provisions of these Rules and to any regulations from time to time made by the Trust in the General Meeting, provided that no regulation so made shall invalidate any prior act of the Managing Committee which would have been valid.

18. SPECIFIC POWER OF THE MANAGING COMMITTEE :

In furtherance of and without prejudice to the general powers conferred by or implied in the last preceding Rule and all other powers conferred by these Rules, it is hereby declared that the Managing Committee shall have the following powers :

- a) To receive with or without invitation any contribution, gift, grant of money or property from members of the Trust or any other persons, Trust, firm or company or any government either by way of donation, endowments, capital, grant or otherwise for the purpose or benefit of the objects of the Trust or any of them.
- b) To expend the funds of the Trust in such manner as it shall consider most beneficial for the purposes of the Trust.
- c) To open and maintain a banking account or accounts (whether current, savings, safe custody or deposits) with any bank or banks as may from time to time be selected and at any time to pay or cause to be paid any moneys received by it or otherwise in its control or possession to the credit of such account or accounts or place or caused to be placed any money in deposit with any Scheduled Bank or Banks and to appoint ANY TWO out of the five Trustees and 21 Managing Committee members to operate jointly such account or accounts as per provisions laid down u/s.35 of the Maharashtra Public Trusts Act, 1950.
- d) To determine and to make arrangements as to who shall be entitled to sign on behalf of the Trust cheques, bills, receipts, vouchers, contracts and other documents of whatsoever nature.
- e) To enter into contracts on behalf of the Trust.
- f) To undertake execution of the Trust and act as or appoint jointly with the Board of Trustees, managers or advisors of the Trust and in particular to hold and employ for the objects and purposes of the Trust any funds, endowments and grants belonging to the Trust.

- g) To establish or promote in any of the states or for any specified territory or areas in India any branch or branches and to frame regulations and bye-laws for the conduct of the affairs of such branches or any of them and to delegate any of the functions, powers and duties of the Managing Committee to any sub Committee appointed for the purpose or otherwise to such person or persons as may be deemed proper.
- h) To appoint with or without remuneration, managers, secretaries, clerks and other employees as may be deemed expedient for carrying out the objects and purposes of the Trust.
- i) To purchase, take on lease or in exchange, hire or otherwise acquire any immovable or movable property and any rights or privileges which may be necessary or convenient for any of the objects or purposes of the Trust.
- j) To sell, improve, manage, develop, exchange, lease, mortgage, dispose of, turn to account or otherwise deal with all or any part of the property or rights of the Trust as may be deemed expedient.
- k) To construct, redevelop, maintain, pull down, re-build, add to, alter or improve any houses, buildings or works necessary or convenient for the purposes of the Trust.
- l) To borrow or raise any moneys required for the purposes of the Trust on such terms and with or without security as may be determined.
- m) To amalgamate with any society, association or institution having objects altogether or in part similar to those of this Trust.
- n) To purchase or otherwise acquire and undertake all or any part of the property, assets, liabilities and engagements or any more of the societies, associations, and institutions with which the Trust is authorized to amalgamate.
- o) To transfer all or any part of the property, assets, liabilities and engagements of the Trust to any one or more societies or association with which the Trust is authorized to amalgamate.
- p) To delegate all or any of its powers to a Sub-Committee or Sub-Committees as hereinafter stated. There shall be two sub-committees each comprising of not less than 8 members. One such

sub-committee shall look after the day to day affairs of the school and the other such sub-committee shall look after the day to day affairs of the Women's Welfare activities. Such sub-committee members may be common to both the sub-committees.

19) Notwithstanding vacancy in its body Managing Committee may act:

The members for the time being of the Managing Committee may act, notwithstanding any vacancy in their body; provided always the number of the members of the Managing Committee for the time being including ex-officio is not reduced below ten.

20) (a) Transaction of business by Managing Committee :

The Managing Committee may meet together for dispatch of business, adjourn or otherwise regulate its meetings as it thinks fit and provided the quorum necessary for the transaction of business is present. One third of the total strength of the Managing Committee or seven members whichever is less shall form a quorum for the meeting.

(b) Convening meeting of the Managing Committee :

Any one of the Honorary Secretaries shall upon the request of the President of the Trust convene a meeting of the Managing Committee. At least four days notice will be given to every member of the Managing Committee for a meeting of the Managing Committee. An emergency or urgent meeting of the Managing Committee may be held at short notice by telephone/sms or otherwise at such place and time as may be determined by the President.

(c) Chairman of the meeting of the Managing Committee :

Every such meeting of the Managing Committee shall be presided over by one of the Trustees of the Trust. But if the Trustee of the Trust be not present or if the Trustee be unwilling to preside, then the President or Vice-President or the Hon. Secretary of the Trust will preside at the meeting.

21) (a) Validity of circular resolution :

A circular Resolution signed by more than half the numbers of the Managing Committee shall in all respect be valid and binding as a resolution passed at a meeting of the Managing Committee duly convened and such resolution shall not be deemed invalid by reason of want of notice or any other cause whatsoever.

(b) Alteration, amendment or modification of a resolution of the Managing Committee within three months :

A resolution once passed by the Managing Committee shall not be altered, amended or modified within three months of the date except as hereinafter provided. Provided that, in case it is necessary to alter, amend or modify any resolution passed by the Managing Committee then such alteration, amendment or modification may be effected at a meeting of the Managing Committee at which at least two-third of the total members of the Managing Committee are present and such alteration, amendment or modification is approved by a majority of two-third of the members present at the said meeting.

(c) Minutes of the meeting of the Trustees and the Managing Committee :

The Managing Committee shall cause proper minutes to be made of all appointments of office bearers and officers and of the proceedings of all meetings of the Trustees and the Managing Committee / sub-committees and of all the businesses transacted at such meetings and any such minutes of any meeting if purported to be signed by the Chairman of such meeting shall be sufficient evidence without any further proof of the facts therein stated. The minutes of the Managing Committee / sub-committees meeting shall be ratified at the ensuing meeting of the Board of Trustees in acceptance of the decisions and execution of the businesses transacted by the Managing Committee / sub-committees.

22) Properties of the Trust :

The Management of the current financial income and expenditure of the Trust shall be in the hands of the Managing Committee who shall also make arrangement for the withdrawal of moneys from the banks and for disposal of cheques which may be received from life members, patrons and donors. The donations to the corpus of the Trust shall be credited to the Reserve Fund and interest thereof shall be utilized for current expenses with the sanction of Managing Committee. The Reserve Fund may be utilized for the purpose of capital expenditure on buildings and properties. If and when necessary, required moneys may likewise with the sanction of the Managing Committee be withdrawn from the Reserve Fund to meet the expenses of the activity and work of the Trust but said withdrawn amount shall be credited to the Reserve Fund with all convenient speed.

23) Board of Trustees :

a) There shall not be less than Three and more than five Trustees.

- b) The Board of Trustees shall jointly with the Members of the Managing Committee hold at least 3 meetings in every financial year.
- c) At least 3 Trustees and 7 Managing Committee members shall form a quorum at such meeting.
- d) The following persons are the first Trustees of the said Trust under this scheme being operated :
 - 1) Shri Nitin N. Khambhati, Trustee
 - 2) Shri Harshad C. Sheth, Trustee
 - 3) Shri Rajesh R. Muni, Trustee
 - 4) Shri Hiten Pravinchandra Dalal, Trustee
 - 5) Shri Pulin Harshad Shroff, Trustee

24) Duration of term of office of the Trustees and appointment of new Trustee :

The Trustees shall hold their office for life. If and so after the Trustees or Trustee of the Trust shall die or desire to retire or refuse or in the opinion of the remaining Trustees of the Trust become incapable to act as such Trustees or Trustee then in every such case, it shall be lawful for the continuing or surviving Trustees with the sanction of the Managing Committee of the Trust to appoint new Trustees or Trustee in place of the Trustee so dying or desiring to retire or refusing or becoming incapable to act as aforesaid. "Notwithstanding anything contained to the contrary in these rules all such Trustees or Trustee may or may not be members or member of the Trust and may be male or female provided however that number of Trustees shall not exceed five at any time. Provided further that the existing Trustees jointly with the Managing Committee of the Trust shall at any time be entitled to appoint additional Trustees or Trustee such that the number of Trustees shall not exceed five and upon any such appointment, the permanent funds of the Trust may be so transferred as to become vested in the new Trustee / Trustees jointly with the continuing Trustee and every such newly appointed Trustee shall have all the powers and authorities of a Trustee.

25) Vesting of the properties in the Trustees :

The Trustees shall for the time being in all legal proceedings relating to the property of the Trust vested in them be deemed to represent the Trust and its members.

26) Properties to be obtained in the name of the Trustees :

All moneys for the time being forming a part of the permanent funds of the Trust and requiring investment shall be invested and the conveyance, mortgage or other assurance in respect of any immovable property or property forming part of the permanent funds of the Trust shall be obtained in the names of the Trustees for the time being of the Trust.

27) Bank accounts to be opened and operated by the Trustees :

The Trustees may from time to time open and maintain in the name of the Trust any banking account or banking accounts with such schedule bank or banks as may from time to time be determined by the Managing Committee and shall forthwith pay or cause to be paid the rents, income, profits, dividends and all other moneys forming part of the funds of the Trust to the credit of any such account or accounts. Such account/accounts shall be operated upon by such Trustees as provided hereinbefore **under para 18(c)**.

28) Utilization of the Income of the permanent fund :

The Trustees shall hand over to the Hon. Treasurers of the Trust, the income of every permanent fund as and when received for the purpose of utilizing the same in accordance with the objects of the respective fund.

29) Powers of Board of Trustees :

- a) At the request or by the direction of the General Body of the Trust be entitled to sell or assign any immovable property or properties for the time being forming part of the permanent funds of the Trust (whether acquired by way of mortgage or purchase) or any of them or any part thereof either together or in piecemeal and either by public auction or private contract and either with or without any special or other stipulations as to title, evidence or commencement of title or otherwise and to buy in and rescind or vary any contract for sale and to sell without being responsible for the loss occasioned thereby and for the purposes aforesaid or any of them to execute and do all such assurances, acts, deeds and things as they shall think fit and out of the moneys which shall arise from any such sale as aforesaid pay the expenses incurred in or about the execution of any of the Trusts or powers of these Rules and shall stand possessed of the residue of the same moneys and also of the rents and profits of the premises or of the unsold part thereof for the time being upon such trusts and subject to such powers, provisions, arrangements and declarations as are declared concerning the same respectively.

PROVIDED ALWAYS and it is hereby agreed and declared that it shall be lawful for the Trustees to postpone the sale of any immovable

property or properties forming part of the permanent funds of the Trust or any of them or any part thereof so long as the Trustees shall deem fit.

- b) Subject to the control and supervision of the Managing Committee, manage any immovable property or properties for the time being forming part of the permanent funds of the Trust in such manner as they shall think fit with full power to make improvements, repairs or alterations of any description and to make or incur any outlay for any such person or for the insurance or otherwise for the protection and benefit of the said premises and to grant or renew leases of any description and upon any terms (either at the best rent or rents or upon payment of a fine or fines, premium or premiums) of the same premises or any of them or any part or parts thereof and to enter into any arrangement or agreements of any description for or in relation to the tenancy or occupancy of the same premises or any of them or any part or parts thereof and to accept surrender of leases and agreements (either in contemplation of a renewed lease or tenancy or otherwise) or to alter the terms of tenancy or occupation under the same respectively and to make allowances to agreements with tenants or occupiers or intending tenancies / occupancies of the same premises at the discretion of the Trustees or Trustee either to prosecute or forbear or to compound or submit to arbitration or settle in any other manner and if thought fit altogether to give up and release any remedies or demands against tenants or occupiers or any other person or persons whosoever in relation to the premises.
- c) At the request and by the directions of the Managing Committee to sell, deal with or otherwise dispose of any shares or securities or other movable property belonging to the Trust and to invest the net sale proceeds thereof in securities authorized by the law applicable to public charitable Trust.
- d) The Trustees on being required to do so by the Managing Committee of the Trust shall be entitled to purchase or hire or take on lease any immovable property or properties for the purpose of carrying out the objects of the Trust.

30) Power to borrow moneys :

The Trust at its general body meeting and on the recommendation of the Managing Committee may from time to time at its discretion borrow moneys for the furtherance of the objects of the Trust and for that purpose may authorize the Managing Committee to borrow moneys at such rate

of interest and in such manner and upon such security as may be specified in the resolution and thereupon the Managing Committee shall at its discretion make all such depositions of the properties movable or immovable forming part of the permanent funds of the Trust or any part thereof and enter in and execute such agreements, assurances, deeds, debentures, stock and things in relation thereto as the Managing Committee may deem proper for giving security for such loans and interest.

In exercising the aforesaid powers the Managing Committee including Board of Trustees shall observe the provisions of the Maharashtra Public Trusts Act, 1950 and Maharashtra Public Trusts Rules 1951 and any other law applicable to Public Charitable Trust.

31) Accounts to be maintained :

The Trustees and the Managing Committee shall cause the Accounts of the Trust to be regularly entered in proper books.

32) Accounts to be audited :

The Accounts of the Trust shall as soon as practicable after the end of the financial year be audited by the Auditor appointed at each Annual General Meeting.

33) Managing Committee to submit Annual Report and Returns :

The Managing Committee shall submit at the Annual General Meeting a Report of the work done by the Trust together with a statement of accounts showing all moneys received and expended during the previous financial year and the Balance Sheet containing a summary of the assets and liabilities of the Trust made up to the last day of the financial year.

34) Vesting of the Trust properties in New Trustees :

So often as new Trustee or Trustees are appointed as aforesaid the Trust properties for the time being shall vest in the surviving or continuing Trustee or Trustees and shall with all convenient dispatch convey, assign or transfer so that the same may be legally and effectually vested in such new Trustee or Trustees either solely or jointly with the surviving or continuing Trustee or Trustees as the case may be.

35) Consent of New Trustees to their powers :

Every new Trustee appointed as aforesaid with his consent previously obtained in writing shall have the same powers, authorities and discretion and shall in all respect act and be liable as if he had been originally appointed a Trustee under this scheme.

36) Validity of Acts :

Notwithstanding anything herein contained no act done bonafide by the surviving or continuing Trustees in the usual course of the administration of the said Trust and which is otherwise authorized under the provisions of this scheme, the Maharashtra Public Trusts Act, 1950 and the Rules framed thereunder shall be invalid merely by reason of the fact that there was not the requisite number of Trustees for the time being.

37) Liabilities of the Managing Committee :

The Managing Committee and the Trustees for the time being shall be respectively, chargeable only for such moneys, stocks, funds, deposits, securities and things as they shall have notwithstanding their respectively signing any receipt for the sake of conformity and they shall be answerable and accountable for their own acts, receipts, neglects or defaults and not for those of other or others not any banker, auctioneer or other person with whom or into whose hands and Trust moneys as may be deposited or come in accordance with the provision thereof or with the resolutions duly passed as herein mentioned nor for the deficiency of any funds, deposits or securities nor for any defects or insufficiency of title not any other loss unless the same happen through their own willful default or negligence.

38) Reimbursement of the Managing Committee :

The Managing Committee and the Board of Trustees for the time being may reimburse themselves or himself or herself for the pay and discharge out of the Trust properties all expenses incurred in or about the execution of the Trust or powers under this scheme or any of them. The Managing Committee and the Trustees shall also be entitled to allow their co-members of Managing Committee or Trustees all costs, charges and all expenses which they or any of the them shall or may suffer or sustain in or about the execution of the said Trust and powers of in relation thereto and also either before or after the appointment of any new members of the Managing Committee or Trustees as aforesaid to settle, adjust and allow the amount of any such members of Managing Committee or Trustee/s.

Provided however that this right and/or power of reimbursement shall not be operative in case of members of the Managing Committee and Trustees, who are found liable for loss caused to the Trust for their acts or omission as provided under clause contained hereinabove.

39) Powers for making Rules:

The Managing Committee may from time to time make rules for management of the Trust not inconsistent with the express provisions of the scheme and the provisions of the Maharashtra Public Trusts Act, 1950 and the rules framed thereunder with the approval of the General Body for securing and facilitating the Management of the Trust and for the regulations and conduct and management of the Trust and other Trust properties from time to time and to either amend or rescind all such rules provided that such rules shall not come into operation unless a copy of it certified to be the true copy has been filed with the Deputy Charity Commissioner, Greater Mumbai Region, Mumbai and a receipt thereof is obtained.

40) Amendments to the scheme :

In all causes in which it is found necessary to amend this scheme or any clause thereof to seek advice or directions of the Deputy / Assistant Charity Commissioner on question of administration or management of the Trust shall have the right under the scheme to apply to the Deputy Charity Commissioner, Greater Mumbai Region, Mumbai.

Place:

Date :