19

Office of the Sub Registrar,
Ernakulam.

28-7-1993

C E R T I F I C A T E

This is to certify that the Deed of Trust dated 9-10-1978 of the Al-Ameen Educational Trust, Cochin-18, constituted under the Indian Trusts Act 1882, has been registered in the office of the Sub Registrar, Ernakulam on 10-10-1978 with Reg. No.386 of 1978.

SUB REGISTRAR
ERNAKULAM.

Al-Ameen

EDUCATIONAL TRUST

COCHIN-682024

[REGISTERED UNDER THE INDIAN TRUSTS ACT, 1882]

[Established in 1978]

AMENDED TRUST DEED (As on 12.12.2012)

THIS DEED OF TRUST is declared and founded in Cochin on the 9th (Ninth) Day of October 1978 (One thousand nine hundred and seventyeight) -By

1. A. A. Kochunny, aged 58 (Fifty eight) years, son of Abdul Kader, residing at XII /*1011,* Panayappilly, Cochin-682002, Agriculturist, Chairman of the aboveTrust.
2. M. V. Ibrahimkutty, aged 52 (fifty two) years, Advocate, son of Kunju Bava, residing at Noor Mahal, Ernakulam,Cochin-682018, Secretary of the above Trust.
3. A.M. Ali Mohammed, aged 58 (Fifty eight) years, Contractor, son of Mammoo, residing at XXXIX */183,* Pulleppady, Chittoor Road, Cochin-682011, Treasurer of the above Trust.
4. Moulavi Mohamed Ibrahim aged 41 (forty one) years, religious work, son of Mohammed, residing at Thammanath House, Thammanam,Cochin-682019,Trustee of the above Trust.
5. Dr. Mumthaz Ahmed Khan, aged 43 (Forty three) years, Medical Practitioner, son of Y. Ismail Khan, residing at 3, Benslie street, Bangalore-25, Trustee of the above Trust.
6. M. M. Abdul Rahiman aged 40 (Forty) years, Government Servant, son of Marakkar Pillai, residing at VI/174, Jew Town, Cochin-2, Trustee of the aboveTrust.
7. T. P.M.Ibrahim Khan, aged 31 (Thirty one) years, Advocate, son of Fareed Bava Khan, residing at Puthenveetil House, S.R.M. Road, Cochin-18, Trustee of the above Trust.

WHEREAS the executants hereto are the founder-trustees and these founder-trustees and those to be nominated in future will form the Board of Trustees. From among the executants, Sri.A.A.Kochunny,Sri. M. V. Ibrahimkutty and Sri. A. M. Ali Mohammed are elected as the Chairman, the Secretary and the Treasurer, respectively of the Board of Trustees.

The signatories to this Deed have founded the " AL-AMEEN EDUCATIONAL TRUST ", Cochin hereinafter referred to as the Trust, with each of the Trustees contributing Rupees one hundred by way of subscription and thus the Trust fund totalling Rs. 700- (Rupees Seven hundred). The Trustees shall be liable to pay to the Trust such other additional subscriptions as may be decided upon by the Board of Trustees from time to time within a period to be fixed, which at any rate shall not be later than three months from the date of such decision.

THE TRUST shall function at Al Ameen Educational complex, Edappally,Ernakulam, Kochi-24 or at any other place as may be decided upon by the Board of Trust till a permanent office owned by the Trust is set up..

NOW IT IS HEREBY DECLARED AS FOLLOWS;

AIMS AND OBJECTS:

1. To establish Educational Institutions of all kinds and educate people irrespective of caste, creed, religion and nationality, with special reference to Muslim Minority Community.

i) To distribute scholarships and establish book-banks and provide such other amenities to poor deserving students.

ii) To establish social service institutions such as Orphanages, Hospitals, Destitute Homes, etc., to ameliorate the conditions of the needy sections of the community in general, and Muslim Minority Community in particular.

iii) To establish, organise or start literary, scientific and other humanitarian projects for the wellbeing and elevate the cultural, social and economic standards of the deserving sections of the community,

2. In pursuance of the above aims and objects the Trust may:

i) Open, establish, conduct, maintain, manage, equip, close down, and dispose of institutions under the Trust in order to promote the objects of the Trust.

ii) Engage and remove professors, lecturers, advisors, clerical, supervisory and other staff.

iii) Provide research, survey and ancillary facilities in the field of education.

iv) Acquire by purchase, lease mortgage, loan, gift, grant, legacy, bequest exchange, right privilege or otherwise from any person, company, society, government, institutation, organisation or anybody, whatsoever, movable or immovable properties of all description deemed necessary or useful for any purpose of the Trust.

v) Erect buildings, quarters for staff members, or any other type of buildings or structures whatsoever, to further any purpose or purposes of the Trust and to maintain, develop, improve, alter, repair, demolish, or reconstruct the same or any portion thereof.

vi) Take or receive any gifts whether money or property, movable or immovable donations, in the form of debentures, stocks, shares or securities in any company or society whether incorporated or not or whether by gifts by a person living or by legacy, bequests, will or foundation and whether subject to any special Trust or not, for anyone or more of the Trust or for works connected therewith and to take steps for securing of such contributions from time to time, may be deemed expedient.

vii) Alienate by way of sale, mortgage, lease, release loan charge, hypothecate, pledge, exchange, hiring out, receiving the proceeds, gift or otherwise with or without security to properties or Funds of the Trust or any portion or portions thereof including the making or giving subscriptions, contributions, assistance, pecuniary or otherwise, to contribute to other institutions, bodies or persons, as from time to time seem necessary or expedient.

viii) Invest, lay aside, deposit in banks or otherwise deal with money or Funds of the Trust, not immediately required for the objects of the Trust and to subscribe for purchase, acquire, hold, sell, enforce and negotiate in every way debentures, stocks, shares and

securities, of every description in the money market in confirmity with the provisions contained in section 20 of the Indian Trusts Act 1882.

ix) Borrow or raise Funds with or without security, in any manner the Trust may think fit from time to time and repay the same.

x) Negotiate with and enter into agreement with any Government Authority, whether central, state, corporation, boards,, university or other public or private bodies, as may seem conducive for the promotion or accomplishment of the objects of the Trust or any of them and to apply for obtain, collect, receive or recover from any such Government Authority or body, such grants, allowances, rights, concessions find privileges as may seem to comply with and utilize the same.

xi) Use all income from the schools and colleges and other allied institutions and from property movable or immovable, whenever derived to achieve the aims and objects of the Trust.

xii) In general, do or cause to be done all such acts or things as shall be conducive for the welfare of the beneficiaries of the Trust, provided such things or acts be not contrary to nor inconsistent with the spirit and principles of law under which the Trust has been established.

BOARD OF TRUSTEES:

1. There shall be seven founder-trustees. These Trustees along with the Trustees who may be nominated as per provisions of the Trust Deed shall form the Board of Trustees. The Board of Trustees shall be the ultimate authority in all matters pertaining to the affairs of the Trust.

2. They shall elect from among themselves, a Chairman, a Vice Chairman, a Secretary, a Joint Secretary and a Treasurer as Office bearers for a term of three (3) years, who shall be responsible for:-

   i) The management of the day-to-day affairs of the Trust in accordance with the provisions of the Trust Deed.

ii) The execution of the decisions of the Board of Trustees.

iii) The operation of the Funds of the Trust as provided in the Trust Deed or as decided by the Board of Trustees and

iv) The proper maintenance of the accounts relating to the receipts and expenditure of the Trust.

3. The term of the office bearers shall expire on the 31st March of the 3rd year of assuming charge of office. However, the term of office of the present office bearers will expire only on 31st March 1982. The outgoing office-bearers will continue in office till the new office-bearers assume charge. The election of office bearers shall be held before the date of expiry of the term of office of the office-bearers. A Returning Officer from among the Board of Trustees shall be appointed sufficiently in advance of the date of election. In case of contest, election shall be conducted under secret ballot system.

4. The Board of Trustees shall have power to nominate other suitable persons as Trustees, provided the total number of Trustees including the founder-Trustees does not exceed ninteen, and the nomination so made is agreed to by two-third of the Trustees present and voting.

5. Should vacancy arise due to the death, resignation or otherwise of any Trustee, it shall be filled up by co-option, under procedures similar to nomination of Trustees, as aforesaid at the meeting of the Board of Trustees immediately following the occurrence of the vacancy, and at any rate within, a period of one month therefrom, unless the matter be adjourned on the consensus of the majority of the Trustees .

6. The nominated or co-opted Trustees also shall be Trustees for life.

7. The Board of Trustees shall have power to remove any Trustee from the Trust, if it is found that his activities are not conducive to the interests or are opposed to the attainment of any of the objectives of the Trust. But before such removal the Trustee shall be offered an opportunity of being heard in writing.

8. A Trustee shall ipso-facto cease to be such if he fails to pay to the Trust within the prescribed period such subscription or additional subscription as may be decided by the Board of Trustees from time to time.

9. Anyone or more of the office-bearers may be removed from office by the adoption of a non-confidence motion by the majority of the Trustees present and voting, in a meeting of the Board of Trustees, provided that such a motion was included in the agenda of that meeting, prior to service of notice.

IV. MEETINGS.

1. The Board of Trustes Shall meet once in a month to transact the business of the Trust. Five days notice shall be given for such meeting. The quorum for a valid meeting shall be one - third of the total number of Trustees or six, whichever is less. If a meeting for which due notice was given is adjourned for want of quorum, it shall be convened again to transact the same business on the same day and time of the following week and such meeting will be empowered to take decisions, provided due notice is given that the adjourned meeting will transact business even with out the prescribed quorum.

2. Any five of the Trustees may in writing, requistion the Secretary, under intimation to the Chairman to convene a meeting of the Board of Trustees clearly indicating the subject matter to be discussed. Within three days of receipt of such a requistion, the Secretary or on his failure, the Chairman shall convene a meeting of the Board of Trustees to transact the same business as was requisitioned, after giving five clear days notice. If both the Secretary and the Chairman fail to convene the meeting of the Board of Trustees, within ten days of receipt of the requisition by the Secretary, the requsionists themselves can convene the meeting to transact the same business as was requisitioned and the proceeding of such meeting will be valid and binding as if the meeting was convened by the Secretary under ordinary course of business.

3. All matters before the Board of Trustees shall be decided by simple majority,unless otherwise provided. The chairman shall have a casting vote, in addition to his own vote as Trustee, When a vote on any matter becomes equal.

4. Notice of all meetings shall be sent by ordinary post, under certificate of Posting . Nonreceipt of notice even after obtaining Certificate of posting will not invalidate the proceedings of any meeting. Notice days shall commence from the date of certificate of posting.

5. If, in the opinion of the Chairman the calling of a meeting of the Board of Trustees is impracticable for any reason, the opinion of the Trustees on any resolution may be ascertained by circulation, giving an explanatory note on the subject and the reasons for the circulation of the resolution. The Chairman shall thereupon take a decision in the matter in confirmity with the opinion of the majority.

V. POWERS OF THE BOARD OF TRUSTEES:

To perform and exercise the following acts/deeds and powers:-

i. Demand all moneys payable and receivable by the Trust and give effectual receipts and discharge for the same by themselves, jointly or through their accredited agents.

ii. Conduct or defend or compromise legal actions, appoint legal advisors for the conduct of legal proceedings and to perform all such acts incidental thereto by themselves or through their accredited agents or by one or more Trustees authorised by the Board.

iii. Execute all documents relating to the immovable properties or to any loan secured or obtained by the Trust either by themselves or by one or more Trustees authorised by the Board.

v. Maintain and upkeep the equipments of the institution.

Select, appoint, transfer, terminate professors, experts and necessary staff and fix their emoluments and conditions of service in the best interests of the Trust.

vi. a) For the better and more efficient management of the institutions under the Trust, the Trust may appoint committees as and when necessary and frame rules of practice or issue guidelines to them for their proper functioning .

b) Form an Academic Council consisting of not more than twenty five members, from among the benefactors of the Trust and persons of high academic qualifications and renown to advice the Trust in matters relating to the better working of the Educational Institutions under the Trust. The office-bearers of the Trust shall also be the ex-officio office bearers of the Academic council. Rules of practice shall be framed by the Board of Trustees, if found necessary or expedient.

vii. The Trustees shall act jointly and should any difference of opinion arise at any time amongst them in relation to the doing or forbearing to do anything or otherwise, the decision of the majority shall prevail and shall be binding and shall effectively be carried out.

viii. The Board of Trustees may delegate all or any of their powers to anyone or more of the Trustees for such time and purpose as it deems fit.

VI. The management and control of the properties and affairs of the Trust shall be vested in the Board of Trustees. The Board of Trustees may by themselves or through Agent or Agents employed by them, manage and deal with the Trusts properties in such manner as may be most beneficial and in the best interests of the Trust.

VII. FUNCTIONS:

a) THE CHAIRMAN:

He shall preside at all meetings of the Board. In his absence the Trustees, present shall elect anyone from among themselves as Chairman for the meeting. The Chairman shall guide and direct the general administration of the Trust and shall exercise all the

powers and functions reserved for him by these presents and he shall also in any emergency, be competent to take any decisions and execute it and shall report such actions taken by him on any such decisions to the Board of Trustees at its next meeting for approval and records.

a. (i) THE VICE CHAIRMAN:

The Vice Chairman shall assist the Chairman and discharge the functions of the Chairman in his absence.

b. SECRETARY:

He shall be in charge of and responsible for the safe custody of all records relating to the administration of the Trust and its properties. He shall convene the meetings of the Board of Trustees under the directions of the Chairman and maintain regular record of all the proceedings of such meetings. All correspondence and all returns required in connection with the management of the trust will be carried out and prepared by the Secretary. He shall give effect to the directions or decisions of the Board of Trustees. He shall also take complete custody and charge of the premises, movable and fixed assets of the Trust, except the Trust funds. He shall draw up the Annual Report of the Trust and place it for the approval of the Board of Trustees. He shall keep an inventory of all the movable and immovable properties of the Trust. He shall be the appointing authority to employ such permanent and temporary staff as shall be sanctioned and selected by the Board of Trustees. He shall also be the disciplinary authority in respect of the staff so appointed.

). (i) JOINT SECRETARY:

The Joint Secretary shall assist the Secretary in all his functions and discharge the duties of the Secretary in his absence.

C) TREASURER:

He shall receive all the moneys of the Trust, deposit the same in banks, approved by the Trust and maintain or cause to be

maintained proper accounts of the same. Payments from the Trust Funds shall ordinarily be made by the Treasurer, with the prior approval of the Board of Trustees. However, payments necessitated for the management of the ordinary and day-to-day affairs of the Trust shall be made by the Treasurer. He shall present monthly statements of Receipts and Expenditures along with other financial statements before the Board of Trustees every month. He shall be responsible for the custody and maintenance of the cash and books of accounts. He shall submit all books of accounts to the Chairman for his examination, whenever called for. Such returns, financial statements and other details shall be furnished by the Treasurer to the Secretary as and when required, in the ordinary course of business of the Trust. He shall prepare and present on the 30 th June of every year an Annual Budget and Balance Sheet for the approval of the Board of Trustees in consultation with the Chairman and Secretary. He shall look after the financial interests of the Trust to the best of his ability.

VIII. The Trust shall open bank accounts with any scheduled, nationalised or co-operative Bank and arrange for the deposit of moneys belonging and due to the Trust by virtue of these presents. All the cheques or other documents for withdrawal of money from the banks shall be signed by the Treasurer jointly with either the Chairman or the Secretary of the Trust.

IX. a) The Board of Trustees shall have power to amend, alter, rescind or interpret any of the provisions of the Trust Deed in a manner not inconsistent with any of the aims or objects of the Trust.

b) The Board of Trustees may from time to time make, alter, or amend the Rules and Regulations with regard to the administration and maintenance of educational and allied institutions under the Trust.

c) The Board of Trustees shall appoint two Trustees as Internal Auditors for a period of three years, to check the accounts of the Trust and report to the Board of Trustees on defects or

irregularities, if any noticed by them. The Board of Trustees shall also appoint an Auditor or Auditors,not below the rank of a Charteed Accountant to audit the accounts of the Trust. The office - bearers of the Trust shall make available such records and accounts and furnish such explanations thereon, as may be called for by the Auditors.

d) The finacial and accounting year of the Trust shall be from 1 st April to 31 st March.

X. The office of the Trustees shall be honorary and they are not entitled to draw any remuneration whatsoever for carrying out their duties.

XI. a) Any Trustee who becomes insolvent, lunatic or is convicted of any criminal offence involving moral turptitude shall not be entitled to continue as a Trustee and shall be removed from the Trust by a majority decision of the Board of Trustees.

b) Any Trustee may retire on giving notice of one clear Calendar month in writing, of his intention to do so.

XII. a) The Trustees are wholly indemnified against any expenses and losses incurred or suffered on any payment made by them in the administration of the Trust and such expenses, losses and payments shall be bone by the Trust and none of the Trustees, shall in any manner be personally liable and responsible for the same.

b) TheTrustees may reimburse themselves or pay and discharge out of the said Trust properties, all expenses incurred in or for the execution of the objects of the Trust, and in exercise of the powers vested in them.

XIII.a) All deeds and other documents, petitions, and plaints to be executed by or on behalf of the Trust shall be done by the Chairman of theTrust and the Trust shall sue or be sued in the name of the Chairman of the Trust.

b) Whenever the Trustees feel that the Trust should be dissolved, they may do so by a resolution passed by not less than 3/4 of the total strength of the Board in a meeting called for the

purpose and hand over all the assets and liabilities to any institutions of similar aims and objects as decided by such majority of the board of Trustees.

IN WITNESS WHERE OF, the Settler has signed this Deed of Trust on the 12th day of December Two Thousand and Twelve at Ernakulam in the presence of the following witnesses and wish to get it registered in the Sub Registrar Office at Ernakulam.

T.P.M Ibrahim khan sd/-
(settler)

1. Dr. Mumtaz Ahmed Khan (Founder)
2. T.P.M, Ibrahim Khan (Chairman)
3. M.M. AbdulRahiman (Secretary)
4. K.M. Hamza (Treasurer)
5. Dr. A.A. Abdul Majeed (Vice Chairman)
6. A.K. Mohamed Tahir (Joint Secretary)
7. K.M. Ismail
8. Anwar Hashim
9. A.M. Moosa
10. K.M. Kamaludeen,
11. UwiseHaji
12. K.M. Shamsuddin
13. Siyad Kokker
14. A.A. Mohammed Nazeer
15. Irfan Razak
16. Dr. Jerrish Mohammedali
17. Dr. Junaid Rahman
18. Jb. Faizal Khader T.

MANAGER
AL-AMEEN CHERAMAN MALIK
PUBLIC SCHOOL
KODUNGALLUR-680 664