




THIS DEED OF TRUST made and executed on this the 15th day of September 2004 by the CARMEL PROVINCE of the religious CONGREGATION OF THE CARMELITES OF MARY IMMACULATE with its office at Muvattupuzha represented by Fr. Joseph Thaliparambil CMI, aged 41 (forty one) years, Priest, son of Augusty, present councilor Social work of the province and manager Girijyothi CMI Public School, now residing at Santigram, Paremavu kara, Idukki Village, Thodupuzha Taluk, Idukki District, as the Settler.

WHEREAS the religious order known as the congregation of the Carmelites of Mary Immaculate (in short referred as CMI CONGREGATION) was started in its rude form as a religious institution at Mannanam in 1831 for the realization of a long cherished desire in the church in India to implant the ideals of Christian religious life in the religious traditions of our land, with a view to do good to the people irrespective of caste, creed and community.

AND WHEREAS, by the Grace of God, as and when the number of members joining the congregation increased, the congregation established more institutions at various places in India and abroad to render the religious and charitable services in a systematic and organized manner, by starting and maintaining orphanages, old age homes, hospitals, dispensaries, home for handicapped and mentally retarded, schools, colleges and other educational institutions of various types and also by undertaking parishes, hospitals and prison ministries and the like.


Fr. Joseph Thaliparambil CMI


PRINCIPAL
Girijyothi CMI Public School
Vazhathope
Idukki Colony P.O., Kerala-685602, India


MANAGER
GIRIJYOTHI CMI PUBLIC SCHOOL
VAZHATHORE, IDUKKI COLONY P.O.
KERALA - 685 602



AND WHEREAS the General chapter of the Congregation for administrative convenience bifurcated the Sacred Heart Province, Kalamasserry in 1990 and created the new province called Carmel Province, whose headquarters is now situated in Muvattupuzha.

AND WHEREAS now the present office bearers of the Carmel Province found it better to register a deed of Trust to co-ordinate the administration of Girijyothi educational institutions, and in future to establish more and more institutions to conduct the same in a more systematic manner according to the norms of the various statutes of the Congregation and according to the statutory protection given under the Constitution of India for the minority community.

AND WHEREAS with the above aim, the Settler have decided in its Council to register the Deed of Trust to start an educational Trust with the following terms and conditions

Fr. Joseph Thaliparambil CMI

PRINCIPAL
Girijyothi CMI Public School
Vazhathope
Idukki Colony P.O., Kerala-685602, India

MANAGER
GIRIJYOTHI CMI PUBLIC SCHOOL
VAZHATHOPE, IDUKKI COLONY P.O.
KERALA - 685 602

1. NAME:

The name of the Trust shall be *Girijyothi Educational and Charitable Trust*.

2. REGISTERED OFFICE:

The registered office of the Trust shall be at Vazhathope in Idukki District. The Trustees are at liberty to change the registered office to anywhere else in India within its ecclesiastical jurisdiction allotted to it by the CMI Congregation.

3. TRUST PROPERTY:

In order to effectuate the above referred decision, the Settler, has made over to the Trustees the sum of Rs. 10,000/- (Rupees Ten Thousand Only) to hold the same together with all additions and accretions thereto and all other properties that may be acquired by purchase, lease, gift or otherwise and may hereinafter be the subject matter of the Trust (hereinafter referred to as the Trust Fund) for the objects and on the terms and conditions herein contained, concerning the same for the objects of the Trust.

4. OBJECTS OF THE TRUST:

The objects for which the trust is established are as follows:-

- a. To give opportunity for the children and youth for proper education on academic side from nursery stage to professional stage.
- b. To start, establish and administer educational institutions or institutions for all categories and grades to impart knowledge and to teach boys and girls to develop the skill and talent inherent in them by proper training and coaching or to help them to find suitable job opportunities.
- c. To establish Hostels and Boarding Houses to accommodate the students of the educational Institutions.
- d. To give vocational training to the students and to conduct programmes to conscientise them on their social responsibilities such as to work against menaces of drugs, drinks and smoking.
- e. To establish research and development institutions.
- f. To extent help by cash or in kind to the deserving students or to educational institution of charitable nature.

5. BOARD OF TRUSTEES:

- a. The Board of Trustees will consist of 7 members.
- b. The present trustees are:
 1. *Fr. Joachim Puzhakkara CMI*, (Ex-Officio Chairman, Provincial CMI Carmel Province, Muvattupuzha), aged 69 (sixty nine) years, Priest, Son of Antony Puzhakkara, now residing at CARMEL PROVINCIAL HOUSE, Muvattupuzha Village, Muvattupuzha Taluk, Ernakulam District, Kerala
 2. *Fr. Joseph Kulakkattu CMI*, aged 68 (sixty eight) years, Priest, Son of Kuruvila Kulakkattu, now residing at CARMEL PROVINCIAL HOUSE, Muvattupuzha Village, Muvattupuzha Taluk, Ernakulam District, Kerala

Fr. Joseph Thaliparambil CMI


PRINCIPAL
Girijyothi CMI Public School
Vazhathope
Idukki Colony P.O., Kerala-685602, India


MANAGER
GIRIJYOTHI CMI PUBLIC SCHOOL
VAZHATHOPE, IDUKKI COLONY P.O.
KERALA - 685 602

3. *Fr. Babu Mattathil CMI*, aged 39 (thirty nine) years, Priest, Son of Mathai Mattathil, now residing at CARMEL PROVINCIAL HOUSE, Muvattupuzha Village, Muvattupuzha Taluk, Ernakulam District, Keralam
4. *Fr. Joseph Thaliparambil CMI (Director)* aged 41 (forty one) years, Priest, Son of Augusty Thaliparambil, manager Girijyothi CMI Public School, now residing at Santigram, Paremavu (Idukki Village), Thodupuzha Taluk, Idukki District, Keralam
5. *Fr. Tony Nambiaparambil CMI*, aged 44 (forty four) years, Priest, Son of Thomas Nambiaparambil, now residing at Deepthi House, Adimaly village, Adimaly Taluk, Idukki District, Keralam
6. *Fr. Sunny Kochukarottu CMI*, aged 38 (forty five) years, Priest, Son of Varky Kochukarottu, now residing at Santigram, Paremavu (Idukki Village), Thodupuzha Taluk, Idukki District, Keralam and
7. *Fr. Peter Kuzhikandathil CMI*, aged 40 (forty) years, Priest, Son of Joseph Kuzhikandathil, now residing at Santigram, Paremavu (Idukki Village), Thodupuzha Taluk, Idukki District, Keralam.

- c. The Provincial Ex-Officio as the Chairman and nominating other necessary members as found proper from time to time either from themselves or from other members of the province specifying one among them as the DIRECTOR who shall be the Chief Executive of the Trust.
- d. The Settler is free to change his nominee on the Board of Trustees from time to time, including the DIRECTOR.
- e. The members of the Board of Trustees except DIRECTOR are not entitled for, any remuneration but all expenses met by them for the Trust shall be re-imbursed to them. The Director is entitled for remuneration fixed by the Provincial Council of the Settler from time to time.
- f. The Board of Trustees shall meet as often as required and shall meet at least once in a Calendar year to consider the annual audited accounts every year and forward a copy of the same, to the Settler.
- g. The Director shall serve the notice for meeting in consultation with or at the direction of the Chairman.
- h. The Director shall maintain the minutes of the meeting duly signed by the Chairman or the person presiding over the meeting.
- i. The meeting of the Board of Trustees shall be presided over by the CHAIRMAN and in his absence by a member of the Board nominated by the CHAIRMAN.
- j. There shall be 5 days notice for a Board Meeting unless waived by all the parties eligible to get the notice.
- k. The quorum for the Board Meeting shall be 1/3 of total members or 3 whichever is greater.
- l. All the questions at any meeting of the Board of Trustees shall be decided by the majority of members present and voting at the meeting and in the case of equality of vote, the member presiding over the meeting shall have a casting vote.
- m. Decisions may also be taken by the Board over phone or through correspondence provided all members agree to it.


Fr. Joseph Thaliparambil CMI


PRINCIPAL
Girijyothi CMI Public School
Vazhathope
Idukki Colony P.O., Kerala-685602, India


MANAGER
GIRIJYOTHI CMI PUBLIC SCHOOL
VAZHATHOPE, IDUKKI COLONY P.O.
KERALA - 685 602

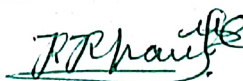
6. POWERS AND DUTIES OF THE BOARD OF TRUSTEES:

All assets and properties of the Trust shall vest with the Board of Trustees and in the name of the CHAIRMAN. The Board of Trustees shall have the following powers and duties.

- a. To administer and control the affairs of the Trust, the Trust properties, the institutions, and establishments belonging to the Trust, or under their management.
- b. To solicit funds, receive donations, grants, subsidies, scholarships etc. of any kind, towards Corpus or otherwise, with permanent obligations or otherwise, whether in cash or in kind, or to get re-imburshed the capital and running expenses of the institutions by collecting fees or other contributions from the students or their parents who are capable of paying the same.
- c. 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 investments in immovable properties shall be subject to the approval of the Provincial Council of the Settler of the Trust.
- d. To incur all kinds of capital and revenue expenditure which will help in attaining any or all of the objects of the Trust, such as acquiring land, constructing building and equipping it giving education and training to the personnel etc. provided any capital investment in land and building shall be subjects to the approval 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 attaining any of the objects of the Trust, subject to the approval of the Settler.
- f. To, acquire, alter extend demolish any of its assets, movable or immovable and to dispose off the same whenever found necessary in the best interest of the objects of the trust.
- g. To start institutions at any other place or to take up new activities whenever necessary or to take over and manage any institution or activity now carried on by others, as long as it is found to be advantageous to achieve the main objects of the Trust.
- h. To take over and manage as and when found proper, all the existing assets and liabilities of the educational institutions of Girijyothi.
- i. To depute the necessary personnel to take care of the various activities of the Trust as found necessary from time to time.
- j. To establish and manage Nursery, Primary and High Schools, Professional institutions, Technical institutes, Boarding Houses, Hostels etc. solely for the purpose of education and not for the purpose of profit.
- k. 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 spend for the purposes of the Trust.
- l. To accumulate the income if necessary for attaining the objects of the Trust in future or 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.
- m. Subject to the approval of the Settler, to join co-operate or amalgamate this Trust, with other similar Trust, or fund or institutions as the Trustees think fit.



PRINCIPAL
Girijyothi CMI Public School
Vazhathope
Idukki Colony P.O., Kerala-685602, India



MANAGER
GIRIJYOTHI CMI PUBLIC SCHOOL
VAZHATHOPE, IDUKKI COLONY P.O.
KERALA - 685 602

7. POWERS AND DUTIES OF THE DIRECTOR

Subject to general control of the Board of Trustees, the Director shall have specific powers and duties mentioned below.

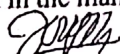
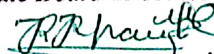
- a. To work, manage, control and supervise the affairs/management of the properties now or hereinafter belonging to the Trust and develop them.
- b. To enter into any contract or agreement for and on behalf of Trust for any of the purpose concerning the routine activities, affairs of the Trust, which 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 necessary and to remove them whenever he feels such removal is necessary.
- e. To appoint the necessary personnel in the service of the Trust and fix their remuneration and service conditions and give them training if necessary and if circumstances warrants, to take disciplinary actions on them, including suspension or dismissal.
- f. To take loans or borrow money, as decided by the Board of Trustees and to execute promissory notes, bonds or the like for the same and to discharge the same by repayments.
- g. To gather funds towards corpus or otherwise, for the Trust by way of donations or otherwise, from any persons or institutions either in cash or in kind for the purpose of the Trust.
- h. The Director shall sue and be sued for and on behalf of the Trust, provided that the Board of Trustees shall have the power to authorize any of its other members to represent the Board of Trustees in any legal or other proceedings, under special circumstances.
- i. The Director shall exercise and perform such powers and duties as the Board of Trustees may from time to time determine or assign or authorize him to do.
- j. The Director shall do any/all acts and deeds and things necessary for the efficient management and administration of the Trust and the properties of the Trust.
- k. The Director shall have the power to delegate his duties and functions to any other members of the Board of Trustees or member of the staff of the Trust, with the consent of the Board of Trustees.

8. POWER OF THE SETTLER OF THE TRUST

The Settler of the Trust, viz. the Provincial Council of the Carmel Province of CMI Congregation, or their successors shall have the power to depute any person to inspect the accounts and the affairs of the Trust and in the best interest of achieving the objects of the Trust, to issue any direction whatsoever necessary to the Board of Trustees, and/or to the Director and they shall be bound to accept and act upon such direction.

9. BANK ACCOUNTS

Bank Accounts shall be opened by the Director, in the name of the Trust, or in the name of any of its activities with any Bank, as and when found necessary by the Board and such accounts shall be operated in the manner as directed by the Board of Trustees from time to time.

PRINCIPAL
Girijyothi CMI Public School
Vazhathope
Idukki Colony P.O. Kerala 685602



MANAGER
GIRIJYOTHI CMI PUBLIC SCHOOL
VAZHATHOPE, IDUKKI COLONY P.O.
KERALA - 685 602



10. THE ACCOUNTS

The accounts of the Trust shall be closed on 31st March every year and it shall be audited by an auditor appointed by the SETTLER. The audited statement with the explanations of the Board shall be submitted to the Settler within 30th September every year or within the time extend by them.

11. AMENDMENT

Any provision in this deed except the object clause No. 4 and saving Clause No. 13 may be amended, annulled or substituted by the Settler if requested by the Board of Trustees and such amendments, alterations etc. shall come into force only if it is approved by the Commissioner of Income Tax.

12. SAVING CLAUSE

- a. This is a Charitable Trust and its activities shall be for the purpose of education and not for the purpose of earning profit.
- b. It is expressly declared that no part of the Trust property or its income shall be applied for any purpose, other than charitable purposes, and no part of the income or funds of the institution shall be divided among the members by way of profit.

13. This trust is constituted under *Trust act 1882* and will function under the control and guidance of *Reserve Bank of India* and *Government of India*.

14. The Value of the Trust Fund is Rs. 10,000/- (Rupees Ten Thousand Only).

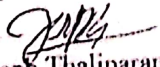
WITNESS WHEREOF this Deed have set my hands at Arakulam on the day, month and year first above written in the presence of the following witnesses and wish to get it registered in the Sub Registry Office, Arakulam.


Fr. Joseph Thaliparambil CMI

Witness 1. Jubesh George, S/o. George, Thaliparambil, Chalassery

2. Paulson Kuriakose, S/o. Kuriakose, Kavattu, Vazhithala

This document is printed and it contains no correction

Ref: 
Fr. Joseph Thaliparambil CMI
(Settler)


PRINCIPAL
Girijyothi CMI Public School
Vazhathope
Idukki Colony P.O., Kerala-685602, India


MANAGER
GIRIJYOTHI CMI PUBLIC SCHOOL
VAZHATHOPE, IDUKKI COLONY P.O.
KERALA - 685 602