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01AA 422991



Jayant Kumar Swain

Handwritten signatures and stamps in red ink.

27/4/09

Jayant Kumar Swain

By Debendra Kumar Sahu

Atmeya Kaver

**TRUST DEED OF  
BHOMIKA INTERNATIONAL DEVELOPMENT TRUST**

THIS DEED OF PUBLIC CHARITABLE TRUST executed on this 22 day of April, 2009 between Mr. JAYANT KUMAR SWAIN aged about 32 years, son of Prahallad Swain, resident of Plot No. S-2/622, Niladri Vihar, P.O.: Sailashree Vihar, P.S.: Chandrasekharapur, Bhubaneswar, Dist.- Khurda, PIN: 751021, hereinafter called the "Settler/Chairman -cum- Managing Trustee" (Which expression shall unless by or repugnant to the context be deemed to include his executors administrators and representatives) of One Part.

Contd.....



NO 7539

27.04.09 By Rd - Jayant Kumar Swain

Trust Deed

DISTRICT TREASURY  
KHURDA, BHURANESWAR  
APR 2009  
TREASURY OFFICE

~~Swain~~



Jayant Kumar Swain

28/4/09

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Jayant Kumar Swain

28/4/09

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DILLIP KUMAR SAHOO  
Stamp Vendor, Bhuraneswar

10AM 2.30PM  
28th April 09  
Jayant Kumar Swain  
Prachallad Swain  
Plot No. S-2/622, Niledni Vihar,  
Chandrasekharpur  
Khurda.

Rs 28.4

Jayanta Kumar Swain

Disura Kuni Sahu  
Aowcali, mns  
28/4/09

Disura Kuni Sahu, Adr. BBSR

Rs 28.4





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AND

- (1) **SMT. NIRUPAMA PARIDA** aged about 34 years, wife of Ullash Parida, by faith Indian, presently residing at Manijang, P.O. : Manijang, Via : Rench, P.S. : Nimapara, Dist.- Puri;
  - (2) **SMT. PRATIVA PATRA** aged about 31 years, wife of Prasanna Kumar Patra, by faith Indian, presently residing at Gadakana, P.O. : Mancheswar, P.S. : Mancheswar, Bhubaneswar, Dist.- Khurda;
  - (3) **SMT. JHUNARANI SWAIN** aged about 28 years, wife of Jayant Kumar Swain, by faith Indian, presently residing at Plot No. 5-2/622, Niladri Vihar, P.O. : Sailashree Vihar, P.S. : Chandrasekharapur, Bhubaneswar, Dist.- Khurda, PIN : 751021;
  - (4) **SMT. REENA RAY** aged about 30 years, wife of Pradipta Ray, by faith Indian, presently residing at Manijang, P.O. : Manijang, Via : Rench, P.S. : Nimapara, Dist.- Puri;
  - (5) **SMT. KANAKALATA SATAPATHY** aged about 28 years, wife of Kalpataru Satapathy, by faith Indian, presently residing at Aghapal, P.O. : Jagatsinghpur, P.S. : Jagatsinghpur, Dist.- Jagatsinghpur; And
  - (6) **MISS LINA SOREN** aged about 26 years, daughter of Ruhya Soren, by faith Indian, presently residing at Dumurdiha, P.O. : Dumurdiha, Via : Kuchei, P.S. : Kuchei, Dist.- Mayurbhanj, PIN : 757105;
- (hereinafter called "**The Trustees**", which expression shall unless excluded by or repugnant to the subject and context be deemed to include the trustees for the time being of these presents and/or survivors and their successor or successors in office) of the Other Part.

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Deban Kumar Sahu Jayant Kumar Swain  
Aishwarya Soren





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WHEREAS, the Settler desirous of establishing a trust for education and public charitable objects. AND the trustees have, at the request of the Settler, agreed to act as the first trustees of these presents. AND it is necessary to declare the objectives and terms of the Public Charitable Trust, being constituted under these presents.

The name of the Trust shall be "BHOOMIKA INTERNATIONAL DEVELOPMENT TRUST", in short 'BIDT' and the offices of the Trust shall be situated at Plot No.- 279, District Centre, BDA, Chandrasekharapur, Bhubaneswar, Dist.- Khurda, PIN : 751016, at present which may be removed from time to time to such other place or places as the Trustees may deem fit and proper at their discretion.

**ADMINISTRATIVE AREA :**

The Registered office of the Trust is presently situated at Chandrasekharapur, which falls within the area of Bhubaneswar. This registered office shall have the power to open branch offices for the benefit of the community in particular and the Trust in general.

- 1) That, in order effectuate his aforesaid desire, the Settler has set apart and handed over to the trustees, a sum of Rs.2,000/- (Rupees Two thousand) only (hereinafter called the "Trust Fund" which expression shall include cash and any other property or investments of any kind whatsoever in which the same or any part thereof might be converted, invested or varied from time to time or which may be acquired by the trustees or may come to their hands by virtue of these presents), and the trustees shall hold and stand possessed of the same upon the trust subject to the powers,

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Jayant Kumar Swain.

Dr. Debendra Kumar  
or Ashwini Kumar





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provisions, agreements and declarations hereinafter contained. The trustees also undertake to contribute latter on to raise the Fund of the Trust and any one along with the Managing Trustee are authorized to open / operate Bank Account in the name of trust it shall raise funds by accepting donations, cash (both Indian Rupees and Foreign Currencies) subscriptions, grants of money properly and any kind gift of any kind motorcycle, jeep any vehicles, ambulances, medical/ surgical equipments gadgets for the handicrafts the billing and the deceased, medicines, electrical and electrical equipments computers, machines etc. The necessary articles of any kind and that any documents/gift/grants, earmarked for any specific purpose by the duration and failing which the above mentioned objectives of the fund shall be used for such specific purpose only.

2) That the name of the trust shall be **BHOOMIKA INTERNATIONAL DEVELOPMENT TRUST**, and its office shall for the present, be situated at Bhubaneswar and /or at such other place or places as the trustees may decide from time to time.

3) That, the objects for which this trust is established are :-

- ❖ To undertake schemes for rehabilitation of senior citizens and orphanage children of Orissa State.
- ❖ To establish, develop, maintain and grant aid in cash or kind to Odissi Dance Schools and/or such other similar charitable institutions in India for the benefit of general public.

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जयन्त कुमार स्वर्ण  
जयन्त कुमार स्वर्ण





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- ❖ To establish, run, support and grant aid or other financial assistance to schools, colleges, libraries, reading rooms, universities, laboratories, research and other institutions of the like nature in India for use of students and the staff and also for the development and advancement of education and diffusion of knowledge among the general public.
- ❖ To establish, maintain and run studentship, scholarships and render other kind of aid to students including supply of books, stipends, medals and other incentives to study, without any distinction as to cast, creed and race or sex.
- ❖ To provide adequate health care, education and recreation facilities for homeless, helpless, tribals and backward women of the society.
- ❖ To provide relief to the persons and institutions effected by accident, fire, epidemic drought, cyclone and similar incidents in village, urban areas and towns in the State of Orissa.
- ❖ To setup, establish and maintain special services in the field of health science such as dispensaries, training centers, community service centers etc., and others when and wherever necessary for the betterment of the community in particular and the society in general.
- ❖ To promote, establish, support, maintain or grant aid to institutions for the promotion of science, literature, music, drama and fine arts, for the preservation of historical monuments and

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Jayant Kumar Swain.

Dr. Debendra Kumar Swain  
Dr. Arun Kumar Swain





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for the research and other institutions in India having similar objects for the benefits of the public in general.

- ❖ To establish, maintain, or grant aid for the establishment and/or maintenance of parks, gardens, gymnasiums, sports clubs, dharmasalas and rest houses for use by general public in general.
- ❖ To establish, maintain or grant aid to homes for the aged, orphanages or other establishments for the relief or to the poor, needy and destitute people, orphans, widows and aged persons.
- ❖ To establish and develop institutions for the physically handicapped and disabled or mentally retarded persons and to provide them education, food, clothing or other help.
- ❖ To grant relief and assistance to the needy victims during natural calamities such as famine, earthquake, flood, fire, epidemic etc. and to give donations and other assistance to institutions, establishments or persons engaged in such relief work.
- ❖ To grant aid or render services to other public charitable trust or institutions.
- ❖ To promote, establish, support, maintain the institutions to provide services like immigration, settlement and placement nationally and internationally for the substantiality of the needy and marginalized people for furtherance development of their socio-economic conditions.

Jayant Kumar Swain.

Very Dear Mr. Sahu

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- ❖ To link up nationally or internationally education institutions/ and business institutions for further higher educations/skill upgradation and inter-exchange of know how for furtherance of socio-economic development of society.
- ❖ To provide consultancy services in the fields of immigration placement, settlement in the field of I.T./education/business or for the prospective of people.
- ❖ To promote, establish, support self help groups/ and cooperative actions for further development of the socio-economic conditions of the community.
- ❖ To impart education among students, executed persons on the areas like social hygiene, environmental charitable services and basic management principle;
- ❖ To establish, develop and maintain the Hospitals child welfare centers, Yoga Centre or such other sports, cultural activities, in India/ abroad for the benefit and use of the general public.
- ❖ To excel / improve skills and talents among the people in general and students in particular I the direction of practical / field knowledge and training of health sciences, general hygiene, community welfare and environmental studies;
- ❖ To initiate community and non-formal health education amongst the people so that they become aware of the man field health hazard and then own potentials in the direction of taking appropriate preventive primitive and curative health activities

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Jayant Kumar Swain.

Dr. Debora R. Sahu

Dr. Ashwini K. K.





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and there by to evolve a health eared system which is effective affordable, available and acceptable to the people in general.

- ❖ To promote all means of educational research and training in urban and rural areas based on contemporary social values and ethics, as well as policies of the state, and in accordance with the current and future sectorial needs of the nation.
- ❖ To work for the advancement of education, including academic, applied and vocational areas, through adoption of innovative strategies based on findings of research and evaluative studies conducted by the Trust as well as by other bodies including universities, autonomous research and academic institutions, and relevant and repute governmental non-governmental organizations, in India and abroad.
- ❖ To give, provide and render proper education in scientific method to the deserving students in the field of computer, management, engineering, medical technology, etc.
- ❖ To open and operate Technical and Professional institutions which would include BCA, BBA, MBA, MCA and other different engineering courses at Degree and Post Graduate level and Training Institutions like B.Ed. and M.Ed. and other Professional Courses like Para Medical Courses, Printing and Textile Technology and other Computer based Diploma Courses and Training courses like Nursing, Pharmacy, Laboratory Technician, etc.

Jayant Kumar Swain.

Dr. Deban R. Saha  
Dr. Ashraya Dasen

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- ❖ To form a group of qualified persons through in-house and also by field studies which may work among the people at the grass-root level and also to work for health awareness and various other fields relating to social welfare, community hygiene and development.
- ❖ To open, found, establish, promote, set-up, run, maintain, assist, finance, support and/or aid or help in the setting up and/or maintaining and/or running hostels, boarding houses, libraries, reading rooms, gymnasiums and other training, vocational institutes and franchise centers.
- ❖ To meet traveling, boarding and lodging expenses for students going abroad for high commercial and technical education.
- ❖ To encourage collective health awareness and environmental conservation activities through initiating and adopting collective rural economic programs, health camps, blood donation camps, to promote pisci-culture and cottage industries so as to develop, strengthen and sustain a new rural economic order that will fulfill the aspirations of the rural people.
- ❖ To train the students to facilitate general health and non-formal education for the rural people.
- ❖ To foster and encourage education and training in handicrafts, fine arts, among women folk in general and establish and found institutions imparting such education and to establish, maintain, support or help by monetary gifts or otherwise, centers and

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*Jayant Kumar Swain.*

*Prof. Debendra Kumar Sahu*

*Dr. Bishwajit Kumar*





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institutions for women and children and to provide social welfare works for women and children.

- ❖ To work in collaboration/partnership with other like minded institution/ agencies both government and non-government in the direction of public awareness, health, environment, education and services etc.
- ❖ To aware the people on ecological degradation and environmental hazards and motivate towards environmental protection.
- ❖ To aware the rural people on drinking water and sanitation for their better hygiene.
- ❖ To train the rural women in traditional and non-instrumental trade for a productive employment.
- ❖ To undertake research projects for the academic needs of the Trust, or in connection with academic and vocational courses, both independently, and in collaboration with other academic and development institutions, as shall be deemed essential in pursuance with the objectives of the Trust.
- ❖ To open, found, establish, promote, set-up, run, maintain, assist, finance, support and/or aid or help in the setting up and/or maintaining and/or running charitable dispensaries, maternity homes, child welfare centers, convalescent homes, sanitariums, hostels, gerontology centers and other similar institutions or centers for rendering or providing medical relief and/or aid to

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Jayant Kumar Swain.

Gay Debar K. Sahu

Dr. Abhaya Kumar





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the suffering humanities or for research centers and institutions for promotion of research and education for medical science including surgery.

- ❖ To establish institutions to impact physical training and yogic education etc.
  - ❖ To run units/institutions such as, financial institution, banking/samabaya unit with lending facility, destitute homes, blind schools, agricultural farm house, guest house and petrol pumps, etc. under the management of the Trust.
  - ❖ To publish and/or publishing books, pamphlets, periodicals and newspapers, journals, magazines, course materials in India or outside for the recognition of education and culture.
- 4) That, the Trust fund may be augmented by the incomes from the initial fund and also by donations and other contributions from time to time.
  - 5) That, the Trust fund shall not be applied for any purpose other than those specified in Para- 3 hereinabove.
  - 6) That, the Trustees shall always maintain proper accounts of the Trust and which shall be kept at the office of the Trust.
  - 7) That, the furtherance of the objects of the trust, the trustees shall have the following powers :-
    - a. To accept any donation, contribution, grant or subscription in cash or in kind, from any persons(s) body of

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Jayant Kumar Swain.

Prof. Debendra Kumar Sahu

Dr. Ashwani Kumar





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persons or trust, with or without conditions and to acquire by gifts, purchase, transfer, exchange, mortgage, lease, hire or otherwise of any lands, buildings, lease of any property or sell any property for the furtherance of all or any of its objectives as decided by the Trustees.

b. To apply the whole or any part or the income of the trust, or the trust fund or accumulations thereto, to any one or more of the objects of the trust, as the trustees may, in their discretion, deem fit from time to time.

c. To convert and deal with the Trust property and / or any investments for the time being.

d. To invest the Trust Fund either in the purpose of mortgage of immovable property or in shares, stock or debentures or other securities and investments, or in deposits with or loans to any company, bank, firm or any other person, and to alter, vary or transpose such investments, from time to time at the discretion of the trustees.

e. To sell, dispose of alienate or otherwise deal with any property comprising the Trust Fund.

f. To let out, demise any immovable property comprised in the Trust Fund for such period and at such rent on such terms and conditions as the Trustees in their discretion as the Trustees in their discretion may think fit.

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Jayant Kumar Swain

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or Mahayashwan





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g. To open account in the name of the Trust, Trustees and/or Institution run/ conducted by the Trust with a Bank or Banks, to operate such account and to give instructions to the Bank and to provide for opening and operation of such account by one or more of the Trustees or by an agent appointed by the Trustees.

h. To adjust, settle, compromise, compound refers to arbitration all actions, suits, claims demands and proceedings regarding the Trust Fund.

i. To give aid by way of donations out of the income or the corpus of the Trust Fund or otherwise, to different charitable institutions, societies, organizations or Trusts in India which may hereinafter be established for the like charitable purposes mentioned in these presents or any of them to enable such institution societies, organization or Trustees to start, maintain, or carry out such charitable objects.

j. To appoint constituted attorneys or agents and to delegate to such attorneys or agents all or any of the powers vested on them under these presents and from time to time remove such attorneys or agents and to appoint other or others in his or their place.

k. To appoint or make provision for the appointment of any person (including all or any of the Trustees and committees or administrators of the Trust in such manner and subject to such rules and regulations as the Trustees may prescribe and also to

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Jayant Kumar Swain.

Gay Debora Kumar Sahu

or A. Shreyas Kumar





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appoint or provide for the appointment of separate Trustees to hold any fund or investment subject to the provisions of this deed in such manner and subject to such rules and regulations as the Trustees may from time to time think fit.

l. To make, very alter of modify schemes, rules and regulations for carrying out the objects of the Trust and for the managements of the affairs thereof and/ or running any objects of the Trust and otherwise for giving effect to the objects of the Trust.

m. To start, abolish, discontinue and restart any charity or charitable institutions for the benefit of general public and to impose any conditions to any subscription or donation made by them.

n. To settle all accounts and to compromise, compound, abandon, or refer to arbitration any action or proceedings or disputes, claim, demand or things, as deemed proper for such purpose without being responsible for any property comprised in the Trust.

o. To take over or amalgamate with any other charitable Trust, Trust, association or institution with similar objects.

p. To apply to Government, public bodies, urban local, municipal, district and other bodies, corporation, companies or persons for and to accept grant or money and of aid, donations, gifts, subscriptions, and other assistance with a view to

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Jayant Kumar Swaraj.

Copy Deben Kumar Swaraj  
or Ashwini Kumar Swaraj





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promoting the objects of the Trust and to discuss and negotiable with the Government Departments, public other bodies corporations, companies or persons, scheme and other work and matters within the objects of the Trust and to conform to any proper condition upon which such grants and other payments may be made.

q. To transfer all or any part of the property, assets, liabilities and engagements of this Trust to any one or more of the Trust, societies, institutions or associations with which this Trust is authorized to amalgamate.

r. To transfer and hand over the Trust to any other Trust, corporation, institution, Trust or organization on such terms and conditions as the Trustees shall in their absolute discretion think fit and proper to be held by the Trust Corporation, institution, Trust or Organization with the powers provisions and directions, appearing and contained in these presents subject to such modifications as may be necessary and consequent to such transfer of the Trust fund. The Trustees for the time being of these presents shall become disposed from the Trustee thereof relating to Trust funds so transferred.

- 8) That, the Trustees shall be accountable only for such moneys, stocks, shares and funds as shall actually come into their hands and a Trustee shall not be answerable or accountable for neglect, default, acts or omission or commission of the other

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Jayant Kumar Swain,

Deputy Secy to Secy

Secy to Secy





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Trustees, nor of any banker or other person with whom the trust properties or any securities may have deposited or kept.

- 9) That, the Trustees will not be entitled to receive any remuneration, but the Trustees may reimburse themselves all expenses actually incurred by them in connection with the Trust or their duties relating thereto.
- 10) That, the number of the Trustees shall not be less than two and more than seven. If the number of the Trustees shall fall below two the Trustees shall not, except for the purposes filing any vacancy, act, so long number is below the said minimum.
- 11) That, the Managing Trustees for the time being will be at liberty to appoint additional trustee within the number mentioned above for such period or on such terms as to retirement and reappointment as the trustees for the time being consider proper. (i) A person shall cease to be Trustee or for one calendar year, whichever is longer, or (ii) if he is requested to resign by  $\frac{3}{4}$ th or as near thereto as possible of the remaining Trustees.
- 12) That, every Trustee will be at liberty to resign on giving one month's notice of his intention to do so.
- 13) That, the Trustees may from time to time frame rules for the conduct and regulations of the meetings of trustees. In the absence of such regulations :
- a. Two Trustees shall form a quorum for meeting of the Trustees.

Jayant Kumar Swain,

Key Dehra K. Sahu

or Ashwaz Konde

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- b. Any controversial matter (s) will be decided mutually by the Trustees.
- c. Resolution passed without any meeting of the Trustees but by circulation thereof and evidenced in writing under the hands of two thirds of the trustees shall be as valid and effectual as a Resolution duly passed at a meeting of Trustees.
- 14) That, the Trustees shall have the power to determine in case of doubt whether any moneys or property shall for the purpose of the charity be considered as capital or income and every such determination shall be binding and conclusive provided that nothing contained shall be deemed to authority the Trustees to spend the income or corpus of the Trust for any purpose not authorised by these presents.
- 15) That, the accounting year of the Trust shall be the financial year ending on 31<sup>st</sup> March, every year.
- 16) That, the Trust and the Trust funds shall be and irrevocable for all times.
- 17) That, the office of the Trust shall be situated in Orissa unless changed by the Trustees by two third majorities.

**THE GENERAL BODY :**

- (a) The General Body shall be the supreme advisory body of the Trust.

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Jayant Kumar Swachh.

By Debar K. Sahu  
w/ Ashwary K. Sahu





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- (b) The General Body of the Trust shall be consultative and advisory in terms of their and authority.
- (c) The General Body will have a total of nine members.
- (d) The honorary (outside) members of the General Body shall be proposed and settled by the other members of the General Body by consensus.

**BOARD OF TRUSTEES :**

- (a) The board of Trustees shall have the supreme executive control and the management of the business and affairs of the Trust and the administrative powers of all the properties movable and immovable and shall have such powers of the Trust and do all such things to carryout the objectives of the Trust as one by the act, not required to be exercised or done by the Trust in General Body meeting.
- (b) The Board of Trustees shall also have power to formulate / modify / amend laws and regulations to deal with the day-to-day and specific business of the Trust.
- (c) Without prejudice to the foregoing powers, the Board of Trustees is empowered to exercise and perform all the acts, deeds and things as are enshrined in the constitution of the Trust.
- (d) The Board of Trustees decides the policies of the organization (here read Trust) and the execution of the

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Jayant Kumar Swain.

Prof. Debendra Kumar Sahoo

Dr. Ashwayer Kesar





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day-to-day affairs of the Trust is entrusted with the Author of the Board of Trustees who, in consultation with the other members of the Board of Trustees, carry it out for the benefit of the Trust.

- (e) All the members of the Board of Trustees shall be a life time member of the Trust. His membership can only be terminated by his own resignation and such a resignation shall be forwarded to the Author of the Board Trustee with or without consultation of the Author.

**ROLE OF THE BOARD OF TRUSTEES :**

- (a) The Board of Trustees is the supreme body of the Trust administration. They are life time members of the Trust and are above the process of suspension or expulsion. He /she is however free to resign of his own from the portfolio at any item with or without any cause.
- (b) The Board of Trustees is the decision making authority of the Trust. It deals with all the decisions taken in the areas of academics, finance administration business, welfare and any other areas of the Trust.
- (c) All the Trustees are honorary members of the Board and shall not be paid any monthly salary. They however, shall be provided with a reasonable monetary amount as their monthly honorarium which shall be decided by the Board of Trustees. This amount shall be communicated

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Jayant Kumar Swain

Dr. Debendra Kumar  
or Dr. Shreyas Kumar





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by the Author and the Deputy Author of the Board and shall be announced to all the other Board members during the scheduled Board meetings.

- (d) All the Trustees may be assigned specific responsibilities in specific fields. The Trustees shall be free to make his own rules, regulations plans, methods etc., to carryout / discharge the specific responsibilities assigned to him/her. He however, will have to provide information about his program and the specific fields to the Author in Black and White at least seven days prior and also on a regular to the other members of the board. He may present such information during the Board meetings or at any other times. He is, however, liable to be questioned by the Author. The Author may, at any time, interfere with the tasks of any / all the Trustees and (i) Provide new / relevant / additional information (ii) Correct any / all processes that he may deem incorrect / unwanted and un called for (iii) Guide and provide help to any or all the Trustee (s) either by advices or by direct involvement.
- (e) All the Trustees are expected to appreciate, obey, cooperate and follow such instructions and work together with the Author and with any other Board members, as and when required, to carry out any responsibility.

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Jayant Kumar Swasth

Ay Debar K. Sahu

Ashray K. Sahu





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**THE AUTHOR/SETTLER :**

- The Author shall preside over all the meetings of the Board of Trustees and also the General Body of the Trust.
- He may take the responsibility of representing. Trust with-in and outside Orissa and is expected to be the spokesperson of the entire Trust.
- In case of equality or votes in any of the meetings as was mentioned above, the Author will get one extra vote which will be deciding factor.
- The Author shall normally call the meetings of the Board of Trustees and the General Body.
- The Author is responsible for monitoring and implementing the policies lay down by all the board of Trustees during their scheduled meetings.

**FUNCTIONS AND POWERS OF AUTHOR:**

- The Author shall be the Settler/Chairman -cum- Managing Trustee of the Trust and shall continue as such till his death or until he communicates in writing his resignation where after the vacancy shall be filled up by his successors or by election from and among the Trustees. The Author shall be responsible for the functioning of the Trust within the scope of the memorandum of association, the rules and regulations for the time being in force and the policies laid down by the General Body and Board of Trustees from time to time.

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Jayant Kumar Swain.

Dr. Debendra Kumar

Dr. Arun Kumar





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- (b) He shall see the day-to-day affairs of the Trust and shall have powers to do all such acts and take all such steps which in his opinion are necessary, conducive incidental, ancillary of convenient to ensure smooth and efficient conduct of the Trust.
- (c) He shall have power of to select, appoint, dismiss, exercise disciplinary power over, fix remuneration of professional, technical, commercial and other staff and persons(s) or group of persons or bodies on any basis whose services in his opinion are necessary, conducive, incidental, ancillary, convenient to the functioning of the Trust and the attainment of its objects within the guidelines laid down by the board of Trustees.
- (d) He shall have the power to enter into contracts, agreements etc. that do not bind the Trust.
- (e) The Author shall be the legal representative of the Trust provided that nothing here in contained shall prevent the Board of Trustees form appointing any other member as legal representative in specific instances.

**POWER AND FUNCTIONS OF THE CHAIRMAN -CUM- MANAGING TRUSTEES :**

- (a) The management and affairs of the trust shall vest in the chairman-cum managing trustee who will represent the trust or its institution before all courts and authorities and exercise such powers as it necessary for conducting the affairs of the trust or its institution and whose decision in all matters shall be final.

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Jayant Kumar Swarsh.

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Mr. Ashwani Kumar





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- (b) To decide all questions arising in the administrations of the trust hereof and including all questions relating to the interpretation of those presents the administrations of any institutions maintained by the trust or concerning anything or any matter relating to or connected with or arising out of these presents or the operations thereof. The decisions of the chairman-cum-managing trustee on all or any of the matters aforesaid shall be final.
- (c) To appoint and dismiss and reappoint executives, teaching/non-teaching staff and officials/field staffs, on such salary and on such terms as he may think fit and proper.
- (d) Whenever necessary the Chairman-Cum-Managing trustee may opt to retire or otherwise will have power to nominate his/her successors so chosen will have all rights and liability like any other trustees and such nominations may be changed from time to time.
- (e) The Chairman-cum -Managing Trustee is hereby vested with the power to open and operate in any banks and borrow or raises any amount of money from any nationalized bank or others as may be required by the trust upon such terms as may be deemed fit by him/her.

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**TERMINATION OF TRUSTEESHIP :**

- (a) A person shall cease to be trustee on his death or in case of a Trustee appointed for a specified term or tenure when his term of tenure expires, as also when a Trustee resigns or is directed by the Board of Trustees to resign.
- (b) A Trustee may resign in writing addressed to the Board of Trustees without assigning any reasons and such resignation shall take effect automatically after one month from the date of resignation unless revoked in the meanwhile.

**DONATIONS AND CONTRIBUTIONS TO THE TRUST:**

The Trustees may accept any donation or contribution in cash or in kind from any donor, individual as well as institutional for any project sponsored by the Trust in particular or generally for objects and purpose of and in consonance with the permission or these presents.

**PROJECTS AND PRIORITIES :**

The Trustees shall, from time to time, after meeting the expenses incidental to the management of the Trust properties decide the particular projects for which the income and a portion or the bulk of the Trust properties for the time being available shall be applied.

**ACCOUNTS :**

The Trustees shall cause true and accurate accounts to be kept of all money received and spent of all matters in respect thereof in the course of management of Trust properties and in connection with the

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Jayant Kumar Swain,

by Dhanu K. Sahu

W. A. Whaley & Son





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carrying out of the objects and purposes of the Trust as well as assets, credits, effects, investments and properties of the Trust.

The Trust shall keep an account or accounts with any bank or banks, to operate such account or accounts whether in debit or in credit and to give all appropriate instructions to the banker or bankers concerning the operation of such account or accounts and to authorize, by appropriate resolution, any one of the trustees jointly along with the Settler/Chairman -cum- Managing Trustee, to operate such account or accounts.

**APPOINTMENT OF AUDITORS :**

The Trustee shall appoint an auditor annually for one year on such remuneration and terms as they think fit for auditing the accounts of income and expenditure of the Trust.

**AUDIT**

- (a) Auditors or Auditor shall be appointed as per the direction of the Board of Trustees and their duties will be decided and determined by the Board of Trustees.
- (b) The financial year of the Trust shall be the financial year of the Government, i.e. from 01<sup>st</sup> April to 31<sup>st</sup> March of the next calendar year.
- (c) Once, at least in every year, the accounts of the Trust shall be examined and the correctness of the balance sheet will be verified by one or more reputed / qualified auditor or auditors.

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Jayant Kumar Swain

by Delen K. Sahu  
w/ Ashwary K. Sahu





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**QUORUM :**

One third of the members of the Board of Trustees shall be the quorum of Board of Trustees meetings and Two third of the member for General Body meeting except for the emergency meetings.

**NOTICE :**

Notice of all meetings of the Board of Trustees including adjourned meetings shall be given to all members in writing at least two day before the date fixed for the meeting and notice of General Body meetings of the Trust at least 10 days before the date fixed for the meeting.

**DISSOLUTION :**

Upon dissolution of the Trust, the assets may be handed over to a similar Registered Society or to the Govt. after clearing up all the debts and liabilities.

**LEGAL ACTION :**

The Chairman or the Managing Trustee may sue or be sued on behalf of the Trustee for movable and immovable properties of the Trust.

**ADDITIONS AND AMENDMENTS :**

The Trustees shall be entitled to add or amend to the objects and purposes of the Trust, provided that such addition shall only be effected by Chairman of Trustees for the time being and provided further that such addition is not contrary to the original objects and

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Jayant Kumar Swain

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or Abhaya Kosal





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purposes of the Trust as embodied therein. The Trustees shall also be entitled to accord priority to any one or more of the object of the Trust in its activities and in this respect the Trustees shall have absolute discretion.

**INTERPRETATION:**

In case of doubt arising out of interpretation of the constitution the decision of the Author shall be final and binding.

IN WITNESS WHEREOF the parties hereto have set their respective hands and seals the day and year first hereinabove mentioned signed, sealed and delivered by the within named Settler in presence of the Witnesses and the Trustees.

**Witnesses:**

- 1) Deben K. Sahu Jayant Kumar Swasth.  
22/4/09  
Signature of the Settler
- 2) Ashwini K. Sahu  
22/4/09

Certified that this Deed is drafted to my dictation and the contents thereof are written in consultation of my clients.

Advocate, Bhubaneswar



*PW 756/*  
*470409*

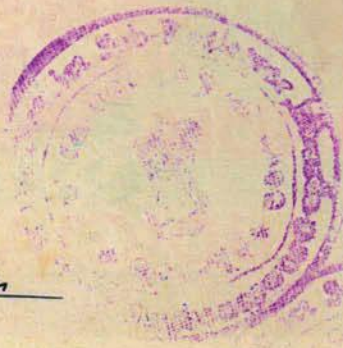
*Tapak M. Sui*

DISTRICT TREASURY  
 KHURDA, BHUPANESWAR  
 9 APR 2000  
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DILLIP KUMAR SAHOO  
 Stamp Vendor, Bhubaneswar



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