



11. Duty stamped under the Indian Stamp Act 1899, & also as Amended by W. Bengal Stamp Amendment Act, 1922, Schedule Ia No. 25-b,

Certified that the above stamp duty has been paid on the original produced of which this is a duplicate/counterpart



See page no. 50

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20/11/24

~~Stamp of Authority~~  
~~Calcutta~~

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TRUST - DEED

"MADNABATI CHARITABLE TRUST"

THIS INDENTURE OF TRUST made and executed at Calcutta this the 24th day of April One thousand nine hundred Seventyfour by JAGDISH PRASAD LATH, Hindu resident of Sambalpur, Orissa (hereinafter referred to as the "SETTLOR" which term and expression shall mean and include his heirs, executors, administrators and assigns) of the One Part and (1) SRI JAGDISH PRASAD LATH, and (2) SRIMATI MADNABATI LATH all Hindu adults, Nos. (1) and (2) residing at Sambalpur, Orissa, (hereinafter referred to as the "TRUSTEES")

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PRINCIPAL  
Madnawati Public School  
Ainthapali, Sambalpur.

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Jagdish Prasad  
22.4.74  
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presented for registration at  
at the Calcutta Registration Office  
on the 24th day of April 1974  
by Jagdish Prasad Kati

an officer - Executive -  
Jagdish Prasad Kati

~~Registrar of Companies~~  
Calcutta

Em certified by  
Jagdish Prasad Kati ✓  
of Sambalpur, Orissa  
Hindu Law as per Andas Yastri  
and Madhaba Kati ✓  
of the same place, caste ✓  
and profession.

Identi. J. J. J.

Rashwanth Koyal  
Chartered Accountant  
of 16/1 Komedaan Bazar  
Koram Calcutta

महंत वही जाठ

Rayhan Kati Koyal

Thumb Impression of the  
executant is dispensed with.

Jitendra Nath  
24/4/74

~~Registrar of Companies~~  
Calcutta

which terms and expression shall mean and include the Survivor or Survivors of them and their heirs, executors, administrators and assigns of Survivor or Survivors of the) of the other part.

WHEREAS the SETTLOR is desirous of creating a Trust for the advancement of the charitable objects of public nature in general and more particularly for the advancement of education, for medical relief, for affording relief to the poverty and for diverse other causes of public charitable nature.

ANDWHEREAS the SETTLOR has on the execution of THESE PRESENTS paid to the TRUSTEES a sum of Rs.1000/- (Rupees One thousand only) (the receipt of which the Trustees *do* hereby admit) to be held by the TRUSTEES upon the Trust and subject to the powers and provisions hereinafter declared and contained.

ANDWHEREAS the TRUSTEES have at the request of SETTLOR agreed to act as the TRUSTEES of THESE PRESENTS as is testified by their joining in and executing THESE PRESENTS AND to hold the said sum of Rs.1000/- (Rupees One thous-and only) and ~~the~~ any donations or contributions received by the TRUSTEES as per Clause 3 hereof and all accretions thereto and the investments for the time being representing the same and the income, dividends, and interest of such investments upon the TRUST with and subject to the powers, provisions, agreements and declarations hereinafter declared

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NOW THEREFORE THIS DEED OF TRUST  
WITNESSETH AS FOLLOWS :-

NAME AND  
OFFICE:

1. That the Trust hereby created and established shall always be known as "MADNABATI CHARITABLE TRUST". The Head Office of the Trust hereby created shall be situated at CALCUTTA. The Trustees may remove or shift the Head Office of the Trust at any other place by a unanimous resolution of the Trustees.

TRUST  
PROPERTY :

2. The Trustees shall hold and stand possessed of the said amount of Rs. ~~1000/-~~ (Rupees one thousand only) and the shares, stocks, securities and other properties movable and immovable into which the said amount may be converted and all other assets or properties which may be handed over to or vested in the Trustees as per Clause 3 hereof together with all accretions thereto (all such properties being hereinafter referred to as "TRUST PROPERTIES") shall be held by the Trustees upon the TRUST with and subject to the powers and provisions hereinafter contained. The TRUST PROPERTIES hereby vested in the Trustees and the Trustees shall hold the same as per the provisions contained in THESE PRESENTS.

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TRUST  
PROPERTY:

3. If at any time, the SETTLOR or any relative of the SETTLOR or any other firm, Company association of Persons, Body of Individuals, or person shall hand over and vest in the Trustees any moneys, charges, securities or any other assets or properties to be held by them upon the TRUST with

and subject to the same powers and provisions as herein contained, such moneys, shares, securities and other assets or properties together with all accretions thereto will form part of the TRUST PROPERTIES and the Trustees shall hold and apply the same as also the original amount of Rs.1000/- (Rupees One thousand only) upon the TRUST hereby created.

EXPENSES:

4. The Trustees shall get in and collect the rents, dividends, interest, and other income of the TRUST PROPERTIES and from and out of the same in the first instance, pay and discharge all the costs, charges and expenses incurred in or about the collection of the same and incidental to the administration or execution of any of the TRUST or powers of THESE PRESENTS and shall also pay all outgoing, taxes, assessment, charges, duties and other taxes payable in respect thereof and the cost of making repairs to any immovable property for the time being subject to the TRUST of THESE PRESENTS and subject thereof to apply the residue of the said interest, dividend, rent and other income as well as the whole or any part or parts of the corpus of the TRUST PROPERTIES for and in the manner hereinafter provided.

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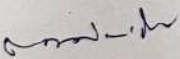
OBJECTS :

5. The aims and objects of the TRUST shall be provide for general public without any restriction as to caste creed, religion and Nationality :-

- (a) To Start, Promote, establish, maintain, control and/or conduct Schools, Colleges, Pathshalas, Research Centres, other Educational Institutions, Reading Rooms, and Libraries.
- (b) To give loans for education, scholarships, free studentship, prizes, other monetary assistance or any other assistance to students for furtherance of their education.
- (c) To give loans, honorarium, remuneration, any other monetary assistance to the writers, authors of any books or literatures on any subject or in any language.
- (d) To print, publish, sell, distribute either free or for price books, magazine, lectures, periodicals, bulletins, journals in any language.
- (e) To establish, promote, improve, control diffuse and impart medical knowledge by way of "sadhana" and other suitable system beneficial to physical and mental health.
- (f) To establish, promote and/or take over and conduct hospitals, health and medical centres or such other centres.
- (g) To donate and contribute and/or to enter into working arrangement of any kind with other establishments, institutions, organisations, bodies or centres having objects wholly or partly similar to those of the Trust.

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- (h) To maintain and safeguard the interest, objectives and thinking of the Trust and for that purpose of take all other steps that may be deemed necessary by the Board of Trustees.
- (i) To enter into any arrangement with the Government, local authorities, other quasi-Government bodies and other public or private bodies, organisations and/or institutions in order to promote and achieve any or all of the aims and objects of the Trust.
- (j) To accept donations either in cash or in kind and/or under any other arrangements and to raise monies otherwise, for the purposes of carrying out the objects and activities of the Trust and to accept subscriptions and gifts of movable or immovable properties for the same purpose.
- (k) To borrow and raise monies for the purpose of carrying out the objects of the Trust in such manner and from such persons as the Trustees may think fit.
- To acquire land, purchase buildings, construct or take or lease or exchange or hire any movable or immovable properties or rights or privileges for the purpose of carrying out the objects of the Trust.
- (m) To enter into contract, execute deeds and do all other things and to undertake any other activities as may be conducive,

  
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Ainthapali, Sambalpur

suitable or incidental to the work for the attainment of the objects of the Trust or any of them or part of them.

(n) To undertake and execute any Trust which may be or indirectly conducive to any of the objects of the Trust either gratuitously or otherwise.

(o) To invest monies belonging to the Trust in such securities or otherwise and in such manner as laid down and/or provided for in the statute and/or permissible by the appropriate authorities from time to time.

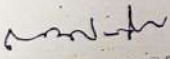
(p) To provide for the relief of poor people and people in distress or for any national cause, and to provide for medical relief to deserving person.

(q) To maintain, run or otherwise arrange for sadavrats, dharmashalas, resthouses, kala mandirs, Bal Mandirs, prayer halls, public gardens, public utilities, etc.,

To promote and establish branches of the Trust all over India as may be decided by the Board of Trustees from time to time.

(s) To purchase, acquire or take on lease or rent, land for agricultural activities for imparting training.

(t) Any other activities in furtherance of the aims of the Trust and of general public utility.

  
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SPHERE OF  
ACTIVITIES:

6. AND IT IS INTENDED AND DECLARED THAT if at any time hereafter it is held that any of the objects or purposes towards which the corpus or income of the TRUST PROPERTIES or any part or parts thereof hereby directed to be applied or expended is not strictly public or charitable object or purpose according to law then and in that case, the Trustees shall apply and expend the Trust Properties or such part or parts thereof towards the execution and carrying out such of the objects or purposes as aforesaid as may be public charitable according to law provided further that the Trustees shall apply the Trust Properties or such part or parts thereof for all or any of the aforesaid objects of this Trust in so far as these objects relate to anything done or to be done within the taxable territories as defined in the Income-tax Act, 1961, or any statutory modifications or re-enactment thereof for the time being in force.

DISCRETION  
OF TRUSTEES

7. PROVIDED ALWAYS that it is hereby declared that the discretion of the Trustees related to :-

- (i) EITHER the application or appropriation or disposal of any part or the whole of the interest or income of the Trust; or
- (ii) THE selection of any one or more of the above public charitable objects or purposes for such application, appropriation, disposal of the said part or any parts or the whole of the coupons in any particular accounting

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year, observed by the Trust, shall be absolute and the decision taken by the Trustees in these regards shall be final and conclusive and they shall not be required to offer reasons, explanations, reply, etc., for such decision or decisions taken.

POWERS OF TRUSTEES:

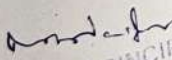
8. The Trustees shall have full power to do all acts, deeds, and things as may be necessary, usual or expedient to carry out the objects of the Trust and without prejudice to the generality of the powers hereby or by law granted to or conferred or implied in the Trustees, the Trustees shall have, in particular, the following express powers :-

- (i) To appoint, suspend, dismiss or re-employ any Secretary, Manager, Accountant, Clerks, Peons or other employees and general staff on such terms and conditions as to remuneration, duration of service or otherwise as the Trustees may deem fit.
- (ii) To appoint, contractors, engineers, brokers, agents, counsels, solicitors, advocates and other experts and to pay their remuneration, fees, etc. and all costs, charges and expenses in the premises.
- (iii) To acquire by gift, purchase, exchange, lease, on hire or otherwise howsoever any lands, building, easements, rights, playgrounds, parks and any other movable

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therein for any of the objects of the Trust.

- (iv) To build, construct, erect and maintain, houses, buildings, structures and conveniences and to alter, extend improve, repair, enlarge or modify the same and to provide and equip the same with light, water drainage, electricity, furniture, fittings, instruments, apparatus and appliances and all other necessaries for the use to which such building is to be put up or held.
- (v) To sell, transfer, exchange, partition, mortgage, demolish, dispose of or otherwise deal with any property whatsoever belonging to the Trust.
- (vi) To demolish and/or grant leases of the properties of the Trust for such period and on such rental and upon such terms and conditions as the Trustees may think fit.
- (vii) To borrow with or without security from any person, firm and company or corporation, including any trustees of these presents, such sum or sums of money as the Trustees may think fit for the purposes of the Trust or for any one or more such purposes and in particular for meeting the cost of heavy repairs, extensions, improvements and re-instalments or for redeeming any liability or for acquiring any immovable property for the purposes of the Trust

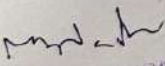
  
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or generally for carrying out its objects or any of them.

(viii) To accept donations of money or any property movable or immovable on such terms and conditions as the Trustees may think fit not being inconsistent with THESE PRESENTS or the Trust hereby created or established.

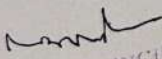
(ix) To open account or accounts current, fixed, savings, call deposit or otherwise with any Bank or Banks and to authorise any TWO or more of the Trustees to operate the said banking accounts and to sign and execute all banking documents.

(x) To institute, conduct, defend or abandon any legal proceedings or actions concerning the affairs or estate of the Trust in any court in the Union of India, to present sign and declare and verify all plaints, written statements, appeals, etc., and to make all necessary petitions, affidavits and applications of any kind and to accept summons, notices, etc., and to appear before the Registrar or sub-Registrar of Assurances and to admit execution of all deeds and documents signed by the Trustees or to appear before all Governments, Municipal, Income-tax, Wealth-tax, Gift-tax, Appellate Assistant Commissioners, Appellate Tribunal, Central Board of Direct Taxes, Reserve Bank of India and Collector, Mamlatdar, Talati and other public or revenue officers and to

  
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execute and enter into all such deeds, documents, and instruments and to do all such other ministerial acts, deeds and things as may be deemed proper by the Trustees <sup>for any such purpose without being responsible</sup> for loss or for any exercise of such discretionary powers and to as conclusively and affectively to bind all persons interested <sup>hereunder.</sup>

- (xi) To compromise or compound all actions, suits and other proceedings and all differences and disputes touching the Trust Properties or Trust Estate and to refer any such dispute or difference to arbitration and to file or observe the award of or contest the same and to adjust and settle all accounts relating to the Trust Property.
- (xii) To amalgamate, cooperate or joint the Trust of these presents or any portion thereof with any Trust or institutions having allied or kindred objects upon such terms and conditions as they may in their absolute discretion think fit and proper.
- (xiii) To delegate by power of Attorney or otherwise to any Trustees, or other person or persons whomsoever any powers vested in the Trustees and the Trustees shall not be responsible for the acts or defaults of any such person or the Attorney.
- (xiv) To determine all questions and matters of doubt arising in the execution of the Trusts hereof.

  
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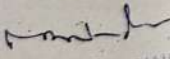
(xv) To execute, sign, enter into, acknowledge, perfect and to do all such contracts, conveyances, leases, mortgages, transfers, assignments, surrenders, release, assurances deeds, agreements, instruments acts and things as shall be requisite or may be deemed to be proper for or in relation to all or any of the purposes or matters comprises in this clause and in THESE PRESENTS.

(xvi) And generally to do all acts, deeds and things may be necessary, expedient or desirable for the management or administration of the affairs or properties of the Trust or in carrying out its objects.

BOARD OF TRUSTEES:

9. The management of the property and other business of the Trust shall be carried out by a Board of Trustees of not less than TWO and not more than FOUR Members as constituted and provided hereinafter.

A. That the parties of the Second Part are constituted and appointed as FIRST TRUSTEES by the SETTLOR and they shall hold their respective posts till any of the following contingencies happen THAT IS TO SAY the Trustees shall cease to be the Trustee of this Trust on happening of any of the following events :-

  
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- (i) On the death of the Trustee;
- (ii) On remaining absent from India without leave of the Chairman for a continuous period of six months;
- (iii) On leaving India for purposes or residing abroad;
- (iv) On being declared as insolvent;
- (v) On being desired to be discharged from the Trust;
- (vi) On being convicted by a competent Court for offence of moral turpitude;
- (vii) On being disqualified by a competent court to act as a Trustee;
- (viii) On being declared insane.

B. A new Trustee shall be appointed in his place within three months of the date of vacancy by the Surviving and Continuing Trustees or Trustee for the time being or legal representative of the last Surviving and Continuing Trustee or Trustees for the time being

CHAIRMAN :

10. The Trustees shall appoint one of their members as Chairman of the Trust and determine the period for which he is to hold the said office. The Chairman shall preside or otherwise regulate the

*Principal*  
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meetings of the Trustees. In case the Chairman is absent, the Trustees may choose one of the their members as the Chairman for the said particular meeting.

MANAGING TRUSTEE

11. The Trustees may, from time to time, appoint one or more of their body to be the Managing Trustee or Managing Trustees of this Trust and may fix the period for which the said Managing Trustee or Managing Trustees shall hold the office. The Trustees may, from time to time, entrust to and confer upon the Managing Trustee or Managing Trustees for the time being and such of the powers exercisable under THESE PRESENTS\* by them as they may think fit and may from time to time revoke, withdraw, alter or vary all or any of such powers.

INVESTMENT:

12. Subject to the Provisions of Sec.11(2) of the Income Tax Act 1961, the Trustees may from time to time invest the Trust Funds not immediately required to be paid or expended at an early date in the purchase of shares or debentures of any joint stock company or in placing any such moneys on deposit with any firm scheduled or state or Co-operative Bank or with any Joint Stock Company (except with any firm or Company in which he or they is or are interested) or in lending such moneys on the security of the first mortgage on any immovable property situated in India or in the purchase of such immovable property as aforesaid or in any promissory notes

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bonds, debentures or other securities issued by the Government of India or other securities issued by the Government of India or by any State Government or by any Municipality, Local Authority or Port Trust in India under authority conferred on such Municipality, Local Authority or Port Trust in India by law or to invest the Trust Property or fund in or upon any investments for the time being authorised by law for the investment of Trust Funds. The Trustees may from time to time vary, transfer, realise, or transpose the same into or for any other investments of the nature hereinabove authorised.

POWERS TO  
FRAME RULES  
AND REGULA-  
TIONS :

13. It shall be lawful for the Trustees to frame rules and regulations for the administrations of the Trust Fund and of the public and charitable objects hereby established and regulations for the conduct of meetings and proceedings of the Trustees and from time to time, alter, vary, <sup>modify</sup> or repeal such rules and regulations and to substitute other rules and regulations in lieu thereof.

BUSINESS :

14. The Trustees may meet together for the despatch of business, adjourn and otherwise regulate their meetings and proceedings as they think fit. The resolutions passed without any meeting of the Trustees and evidenced by writing under the hands of the majority of the

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Trustees shall be as valid and effective as if the said resolution was duly passed at the meeting of the Trustees held and convened in accordance with the provisions of THESE PRESENTS.

15. At the end of each calendar year, a special meeting of the <sup>Board of</sup> Trustees shall be called to consider and approve and audited accounts. Such meetings may preferably be called within six months from the closure of the accounting year and the Board of Trustees shall in particular transact the following business :-

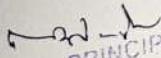
- (a) To consider the audited statement of account and Auditor's report for the preceeding year.
- (b) To appoint Auditors for the ensuring year and fix their remuneration.

QUORUM :

16. The quorum for a meeting of the Trustees shall be TWO Trustees.

MINUTES :

17. The Trustees shall keep or cause to be kept minutes of all proceedings of the meetings of the Trustees or the meeting of the Committee or Sub-Committee thereof and the same shall be duly entered in Books kept for that purpose. The minutes of each meetings shall contain a fair and correct summary of the proceedings thereat and shall also contain the names of the Trustees or Members of the Committee or

  
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Sub-Committee as the case may be, present at the meeting, the names of the Trustees or Members dissenting from or not concurring in the resolution.

DELEGATION  
OF POWERS:

18. The Trustees may delegate any of their powers to Committee or Managing Committee or Sub-Committee consisting of Trustees or non-Trustees as they think fit and they may, from time to time, revoke and discharge any such Committee or Sub-Committee or Managing Committee wholly or in part and either as to persons or purposes but every such Committee or Sub-Committee or Managing Committee shall in exercise of the powers delegated to them conform to any regulations that may from time to time be imposed by the Trustee. The meetings and proceedings of any such Committee shall be governed by the provisions for regulating the meetings and proceedings of the Trustees so far as the same are applicable hereto and are not superseded by any regulations made by the Trustee. In case a non-Trustee is a member of the Committee or Sub-Committee or Managing Committee, such non-Trustee shall have a right to participate in the proceedings of the meeting but shall have no right to vote thereat.

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VOTING AND  
CASTING NOTE:

19. All questions arising in the administration of the Trust and all questions relating to the exercise of any of the powers and

authorities of the Trustees whether conferred by THESE PRESENTS or vested in them by law or otherwise concerning or touching THESE PRESENTS or anything herein contained and all other matters whatsoever shall be decided according to wishes of the majority of Trustees present.

BOOKS OF ACCOUNTS:

20. The Trustees shall keep or cause to be kept usual and proper books of accounts in which shall be entered true and complete accounts of the affairs and transactions of the Trust. Once in every year the accounts of the Trust shall be examined and correctness of income and expenditure account and balance Sheet shall be ascertained by a qualified Chartered Accountant to be appointed by the Trustees.

INVESTMENT IN NAME OF TRUSTEES:

21. It is hereby expressly agreed and declared that for the sake of convenience of management of the affairs of this Trust all the shares, securities and other properties in or upon which the Trust Properties are or may be invested may stand and continue to stand in the name of any one or more of the Trustees as may be decided by them.

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ENTRUSTMENT TO BANK :

22. The Trustees may, if in their discretions, think it necessary or advisable, authorise any Scheduled Bank or Banks on such terms and as to remuneration or otherwise as they may from time to time be agreed upon to collect dividends,

interest and income of the Trust properties including rent of any immovable property which may for the time being form part of the Trust Properties and credit the same to the account of the Trustees with the Bank or Banks for the said purpose.

REMUNERATION  
AND EXPENSES:

23. No remuneration or fees will be paid to the Trustees for attending the meeting of the Trustees or Committee or Sub-Committees thereof but the Trustees shall be paid actual travelling, hotel and other out of pocket expenses incurred by them in consequence of their attendance at the meeting thereof and otherwise in the execution of their duties as Trustees or Members of the Committee or Sub-Committees as the case may be.

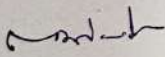
PROVIDED HOWEVER that any Trustee for the time being a person engaged in any profession or business shall be entitled to charge and be paid all usual professional and other charges for business done by him or his firm in relation to the Trust.

RESPONSIBILITY  
OF TRUSTEES:

24. And further it is hereby agreed and <sup>and every new trustee to be appointed</sup> declared that the Trustees hereby appointed and the heirs, executors or administrators and assigns and each of them shall be charged and chargeable respectively only for such properties

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or moneys as they shall respectively actually receive by virtue of the Trusts and Powers hereby in them reposed and vested notwithstanding his or her or their giving or joining in signing any receipt for the sake of conformity and any one or more of them shall not be answerable or accountable for other or others of them or for the acts, receipts, neglects, defaults or omissions nor for the consequence of error whether of law or of fact on the part of any of the Trustees or their legal or other advisers, nor shall they be responsible for the acts, etc., of any Bankers, agents, broker, or other persons or person with whom or in whose hands any part of the Trust moneys shall be or may be deposited or lodged for safe-custody or otherwise nor for insufficiency or deficiency of any security in or upon which the Trust Properties or any part thereof shall be placed or invested nor for any other loss, misfortunes or damage which may happen in the execution of the aforesaid Trust or in relation thereto nor generally for any breach of duty or Trust whatsoever unless it shall be proved to have been committed, given or omitted in personal conscious bad faith of the Trustee charged to be so liable. And accordingly any person claiming any beneficial interest in or over or upon the properties subject to this Trust shall be deemed to take with notice of and subject to the protection hereby conferred on the Trustee.

  
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RE-  
IMBURSEMENT:

25. The Trustees and each and every one of them shall be entitled out of moneys which shall come to their hands by virtue of the aforesaid properties to retain and reimburse himself or themselves respectively and also to pay and allow to his or their co-trustees or trustee all costs, charges and expenses which they or any of them shall or may expend disburse or be put to in the execution of any of the aforesaid Trust or in relation thereto.

AUTHORITY OF  
SETTLOR TO  
TRANSFER  
TRUST PROPERTY:

26. And the SETTLOR do hereby for his heirs, executors and administrators convenient with the Trustees that notwithstanding any act, matter or thing whatsoever done, committed or suffered to be done by the SETTLOR, the SETTLOR at the time of setting apart and transferring the said Property had full power and absolute authority to transfer and assign the Trust Property unto the Trustees upon the Trust in the manner aforesaid and the Trustees shall and may at all times hereafter hold the Trust Property and receive interest and income thereof and apply the same for the purpose of THESE PRESENTS as hereinabove expressed without any let, or claim from the SETTLOR.

*Man. J.*

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IN WITNESS WHEREOF THE SETTLOR has set and subscribed his hand on the day and year first hereinabove mentioned and the TRUSTEES have set and subscribed their respective hands

*Prasanna*  
Book No. *11*  
Volume No. *16*  
Page No. *127* to *128*  
Being No. *2471*  
For the year *1974*

*24/4/74*  
DATED THE 24TH DAY OF APRIL 1974

TRUST - DEED

"MADNABATI CHARITABLE TRUST"

EXECUTED BY  
SHRI JAGDISH PRASAD LATH

TRUSTEES

*17.5.74*

1. SHRI JAGDISH PRASAD LATH and
2. SRIMATI MADNABATI LATH.

*Principal*  
PRINCIPAL  
Madnabat Public School  
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