

No. RTI/04/2009

Office of the Sub Registrar, Kannur

06-07-2009

From

The State Public Information Officer,
Sub Registrar's Office, Kannur

To

Fr. George,
Manager,
S.F.S. English Medium School,
V.P.Vayal, Thana, Kannur.

Sir,

Sub:- Right To Information Act, 2005 – information sought –
providing of – reg

Ref:- Your application dated 06-07-2009.

On verification of relevant records in this office, a Religious and Charitable Trust, named 'SFS Educational Trust' has been seen registered on 30-06-2007 vide Doct. No. 226 in Book-4, on pages 89 to 95 of Volume 272.

Yours faithfully,

State Public Information Officer,
Sub Registrar's Office, Kannur.



JILS JOHN
PRINCIPAL

SFS English Medium School
School Code: 78179
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Email: kannurst@gmail.com

SECRETARY
SFS EDUCATIONAL TRUST
SFS HOUSE
VETTILAPALLY VAYAL, THANA P.O.
KANNUR-670012, KERALA

MANAGER
SFS English Medium School
Vettikally Vayal, Thana P.O.,
Kannur, Pin: 670012, Kerala, India



केरल KERALA

034219

Rev. Fr. Mathew Kuzhappakalam (Settlor)



TRUST DEED

This deed of Trust is made on the 30th day of June 2007 (Thirtyth day of June Two thousand and seven) between the South West Province of the congregation M. S. F. S., a religious and charitable institution with its registered office at Mysore/Bangalore represented by its present Provincial Rev. Fr. Mathew Kuzhappakalam aged 56, son of K. V. Joseph, M. S. F. S., Priest, Provincial House, 1052 New Kanthraj Urs Road, Kuvempunagar, Mysore here in after called the 'Settlor of the first part'

Mathew Kuzhappakalam
Rev. Fr. Mathew Kuzhappakalam

मा. 10153
राजा फराह माथेव कुझप्पाकलाम
माला 1000
दिनांक 30/6/2007
मात्रा. 1000
मात्रा. 1000

John
JES. JOHN
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John
MANAGER
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Kannur, Pin: 670012, Kerala, India

And

- 1) Fr. Saju Jose, S/o V.D. Jose, aged 38 years, Principal S.F.S. English Medium School, Vettilapally vayal, M.S.F.S. House, Vettilapally, P.O. Thana.
- 2) Fr. Thomas, S/o Joseph, aged 38 years, Priest, Immaculate conception Church Pappinisseri, P.O. Pappinisseri - 670 561.
- 3) Fr. Anil, S/o Joseph, aged 33 years, Priest, St. Thomas Church, Ulkkal, Thondapallil, P.O. Ulkkal- 670 705. (hereinafter called the trustees of the second part)

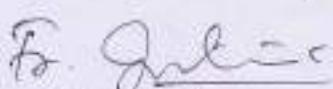
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Whereas the settler and the trustees together desire to create a charitable and educational trust with the object of establishing all comprehensive educational institutions of excellence as of the minority community particularly representing the Roman Catholic Community. Whereas the first trustees mentioned above here unto have given their consent to be trustees along with the settler for administering the affairs of the Trust in accordance with the terms and conditions hereinafter provided and whereas the settler of the Trust and first trustees have declared and hereby constituted themselves into a public religious and charitable trust with option to increase the number of trustees.

1. That it is hereby created a charitable educational trust to be known as, "S.F.S. Educational Trust". The trust is created with an initial contribution of Rs. 5,000/- (Rupees Five Thousand Only) by the settler transferred in favour of the Trust, receipt of which the first trustees hereby acknowledged.

Rev. Fr. Mathew Kuzhupakalam
Rev. Fr. Mathew Kuzhupakalam

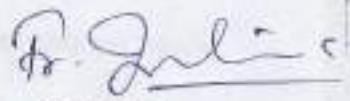

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Fr. John
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2. All sums of money, lands and other properties that may hereafter be collected or received by way of donation bequests, leases or otherwise for the purpose of the Trust and all investments in any kind of property made by the Trust and all income arising there from and accretions all of which are hereinafter termed and included in the expression "trust fund and properties". And the same shall be held in trust and applied for the purpose as set forth hereunder.
3. The name of the Trust shall be "S.F.S. Educational Trust" and its present office is at M. S. F. S. House, House No. VPE 64. Vettilapally Vayal, Thana P.O. Kannur. 670012. Kerala.
4. The beneficiaries of the Trust are the public at large irrespective of caste, creed, religion, sex and colour.
5. The Trust shall be possessed of the initial sum of Rs. 5,000/- (Rupees Five Thousand Only) and may hereafter be received by them in furtherance of the object of the trust in perpetuity and in accordance with this deed and subject to the power and provision hereinafter contained.
6. The objects of the trust shall be
 - i. To establish and manage educational institutions of excellence in the general, technical and professional sphere and to impart such education to people at large irrespective of religion, caste, creed or colour without any profit motive.
 - ii. To establish and manage specially oriented educational institutions for the blind, deaf and dumb, mentally retarded and physically handicapped irrespective of caste, creed, religion, sex and colour.

Mathew Kuzhupakkalam
Rev. Fr. Mathew Kuzhupakkalam


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- iii. To provide free education and accommodation for the poor and the needy irrespective of religion, caste, creed or sex.
- iv. To have tie-ups and interlinking arrangements with other educational, training and other research institutions in India and abroad.
- v. To buy or acquire educational institutions already established and functioning
- vi. To establish and acquire research institutions.
- vii. To undertake extension projects and programmes for the furtherance of education and development.
- viii. To provide facilities and opportunities to obtain practical training for job orientation and for introduction of a system to earn while learning.
- ix. To accept donations, grants, gifts and other offerings from individuals institutions and to deal with the same for the purpose of the Trust.
- x. To borrow or raise or secure the payment of money by issue of bonds, securities, hypothecation deeds, or in such manner as the Trust shall deem fit including from the trustees and reimburse the same with or without interest as fixed by the Board of Trustees.
- xi. To acquire by way of purchase or gift or to take on lease or hire otherwise temporarily or on permanent basis any movable or immovable property for the purpose of the trust.
- xii. To sell, assign, mortgage, hypothecate, lease, exchange, transfer, or otherwise deal with all or any property movable or immovable for the Trust in the way it may find it necessary and to take necessary action for the proper maintenance of any such building, movable or immovable property.

Mathew Kuzhuppakalam
Rev. Fr. Mathew Kuzhuppakalam

B. J. J.

MANAGER
SFS English Medium School
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xiii. To donate suitable sums and to provide scholarships and endowments to other individuals with a view of encouraging and promoting the objects of the Trust.

xiv. To draw, accept, make endorse discount, execute, sign issue or otherwise deal with cheques, hundies, drafts, certificates, receipts, government securities, promissory notes, bills of exchange or other instruments and securities whether negotiable or transferable or not.

xv. To make rules and bye laws for the conduct of the affairs of the Trust and its subsidiaries and to add, to amend, vary or receive them from time to time.

xvi. To make or receive donations to or from other charitable trusts/institutions recognized as such under the Income Tax Act 1961.

xvii. To do any and all other lawful things as the Trust may deem fit for the attainment of any of its objects.

7. The overall administration management and control of the affairs of the Trust and its properties shall vest in a Board of Trustees. The settler hereby appoints the persons listed below as the first three trustees of the Trust for the time being to which appointment the said trustees have signified their acceptance by affixing their signature to this trust deed.

- i. The first Trustees and office bearers are
 - 1) Chairman : Fr. Saju Jose, S/o V.D. Jose, aged 38 years, Principal S.F.S. English Medium School, Vettilapally vayal, M.S.F.S. House, Vettilapally, P.O. Thana.
 - 2) Secretary : Fr. Thomas, S/o Joseph, aged 38 years, Priest, Immaculate conception Church Pappinisseri, P.O. Pappinisseri - 670 561.
 - 3) Treasurer : Fr. Anil, S/o Joseph, aged 33 years, Priest, St. Thomas Church, Ulikkal, Thondapallil, P.O. Ulikkal- 670 705.

Mathew Kozhupakkalam

Rev. Fr. Mathew Kozhupakkalam


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 Fr. Anil
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8. The term of office of the Board of Trustees shall be for a period of three years and after the expiry of these years the Board of Trustees shall be nominated by the Provincial of the South West Province who shall also be the Sealer and the ex-officio Patron of the Trust.

9. Meeting of the Board of Trustees

i. The Board of Trustees shall meet as often as required or at least once in a year.

The meeting shall be presided over by the Chairman and in the absence of Chairman the Vice-Chairman shall preside over the meeting.

ii. The quorum of the meeting shall be one third of its members or two whichever is less. Majority shall decide all questions arising for discussion. At meetings the Chairman shall have a casting vote, in the event of equality of votes. The voting shall be by raising of hands or by secret ballot as desired. The decisions of the Board of Trustees shall be by simple majority except in respect of matters for which it is otherwise provided in the deed. The Trustees can take decisions by circulation among all the Trustees provided that a meeting shall be necessary if any Trustee objects to circulation.

iii. The decisions of the Board of Trustees shall be recorded in a minutes book, by the secretary and shall be signed by all the Trustees who attend the meeting. Copies of minutes shall be supplied to any Trustee on written request.

iv. Ordinarily three clear days notice shall be given for the meeting of the Trustees. However, in case of emergency, a meeting may be convened on shorter notice in writing or orally.

Mathew Kuzhuppakalam
Rev. Fr. Mathew Kuzhuppakalam

Fr. John

MANAGER
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- v. The meeting shall be called and the Secretary shall give notice for the same. He shall be bound to call a meeting if requisitioned by at least three Trustees. If the Secretary fails to call a meeting within fifteen days from the date of receipt of such, the requisitioning Trustees can convene the Trust meeting but shall be confined only to the agenda for which the notice has been given.
- vi. It shall be permissible to invite non-trustees for a meeting of Trustees to help the Trustees in taking decisions. But the invitee is not entitled to vote in decision-making.

10. Powers of the Board of Trustees

The Board of Trustees shall have the following powers.

- i. To plan, manage, administer and control all the activities of the Trust, Trust Fund, properties, general policies and institutions belonging to the Trust or under its management and decide on the activities to be undertaken by the trust.
- ii. To take on lease, purchase or otherwise acquire and to sell and otherwise dispose of any property movable or immovable for the purpose of the Trust or the constituent institutions belonging to or under the management of the Trust.
- iii. To take on rent, purchase or construct building for the purpose of the Trust or the institutions belonging to the Trust.
- iv. To frame rules and regulations that are not repugnant to the provisions of the deed necessary for the proper and efficient administration of the Trust and institutions under the Trust.

Mathew Kozhupakalam
Rev. Fr. Mathew Kozhupakalam


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- v. To borrow such amounts from individuals including the Trustees or from Financial Institutions, Commercial Banks or Government Agencies on the security of the land, building and any other assets of the Trust or otherwise, for any of the objects of the Trust and reimburse the same with interest as fixed, by the Board of Trustees. It is provided that Board of Trustees may authorize any member of the Trustees to execute any documents for securing such borrowings.
- vi. To appoint auditor auditors to audit the accounts of the Trust and of the institutions under the Trust and to fix his or their remuneration.
- vii. To fill up vacancies to the Board of Trustees, arising from death, resignation or other causes.
- viii. To amend the objects of the Trust with the previous sanction of the Commissioner or Income Tax.
- ix. To form or appoint an executive committee or director or executive director or institutions and to delegate any of the functions of the Board to such committee or persons.
- x. To appoint on such terms and conditions from time to time officers, technical and professional hands etc. as the trustees deem necessary and expedient for the purpose of managing, the institutions under the Trust and to take appropriate disciplinary actions including termination of service as per the rules and guidelines set by the Trust.
- xi. To take disciplinary action against the employees or members of the staff including the power to suspend, remove or dismiss them from service.

Kazhupakkalam,
Rev. Fr. Mathew Kazhupakkalam

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iii. To open and operate in the name of the Trust or in the name of the institutions under the trust, account and accounts with such banks as they consider proper and to pay or cause to pay to the account and accounts with such banks as they consider proper and to pay or cause to pay to the credit of any such account or money forming part of the Trust Fund or to place such money on deposit with any bank subject to the provisions of the Income Tax Act, 1961, on regulation of the investments by charitable bodies.

11. Powers and functions of the Chairman

The chairman shall for all purposes be the Manager of all the institutions under the trust and he shall be the person responsible for the day to day management of the affairs of the Trust. Subject to the general control of the executive committee of the trustees, the chairman shall conduct the affairs of the trust and for that purpose he shall have specific powers and duties mentioned below:

- To work, manage, control and supervise the affairs/management of the properties now or hereinafter belonging to the trust and develop them.
- To coordinate the various activities undertaken by the trust and to submit periodical report and accounts to the executive committee of the trustees and to the board of trustees.
- To enter into any contract or agreement for and on behalf of the trust for any of the purposes concerning the routine activities/affairs of the institutions under the trust subject to the approval of the executive committee of trust.
- To appear and act for and on behalf of the trust in all legal proceedings before any competent authority.

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- c) To appoint and constitute advocate or other attorneys whenever necessary and to remove them whenever he feels such removal is necessary.
- f) To take loans or borrow money as decided by the executive committee of trustees or board of trustees and to execute promissory notes, bonds or the like for the same and to discharge the same by repayments.
- g) To sue and be sued for and on behalf of the trust, provided the executive committee of the trustees shall have the power to authorise any one of its members to represent the trust in any legal or other proceedings under special circumstances.
- h) To exercise and perform such powers and duties as the executive committee of the trustees may from time to time assign or authorise him to do.
- i) To do any and all acts, deeds and things necessary for the efficient management and administration of the trust and other properties of the trust.
- j) To delegate his duties and functions to any other members of the executive committee or board of trustees with the consent of the executive committee of trustees.
- k) All acts, deeds and things lawfully done by the chairman by virtue of this deed shall be binding on the trust.

12. Powers and functions of the Secretary

The Secretary shall be responsible for calling the meeting of the Board of Trustees. He shall maintain minutes book wherein all the decisions and deliberations of the meeting of Board of Trustees for the committee are to be recorded. He shall be correspondent of the institutions.

Mathew Kuzhupakalam
Rev. Fr. Mathew Kuzhupakalam

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13. Powers and functions of the Treasurer

The treasurer shall be responsible to keep the regular account of the Trust money and shall open and operate any type of account with any of the nationalized banks or scheduled banks in India along with the Trustees, nominated by the Board of Trustees.

14. Advisory Committee

- i. The Board of Trustees shall constitute an advisory committee consisting of leading educationists, public personalities and benefactors.
- ii. The minimum number of members of the Advisory Committee shall be five and maximum ten.
- iii. The Advisory Committee shall advise the Board of Trustees on any matters referred to the former by the Board of Trustees.
- iv. The term of office of the members of the Advisory Committee shall be three years.

15. Reimbursement of expenses and remuneration

All Trustees shall be entitled to receive and be paid out of the Trust Fund, all out of pocket, including traveling and other expenses reasonably and legitimately incurred by them in connections with Trust matters and incurred for attending any meetings of Trustees or any committee thereof subject to provisions in the rules to be made for disbursal of such expenses. The Trust may authorize any of the Trustees being engaged in any profession to do any act or transact any business and may pay such charges for the acts or business done by him or her.

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16. Framing of Rules and Regulations

It shall be lawful for the Board of Trust from time to time to frame such rules and regulations for the management and administration of the Trust as they deem fit and proper and to alter or vary the same from time to time to make new rules and regulations, provided such rules and regulations shall not be inconsistent with the terms and intents of these presents and not inconsistent with the provisions of statutes in force, including but not limited to sections 2(15), 11, 12, 13 and section 80.G of the Income Tax Act 1961.

17. Accounts of the Trust

The trustees shall maintain proper and regular accounts and such books of account shall be kept at the office premises. Each Trustee shall have the right to inspect such books of accounts during office hours. The account of the Trust shall be closed every year on 31st March and shall be audited. The Chartered Accountant or a firm of Chartered Accountants who shall be appointed by the Board of Trustees shall audit the annual accounts.

18. Indemnity

The trustees shall be kept fully indemnified by the Trust against any loss or liability arising against them from anything done by them in good faith, pursuant to the power and authority conferred on them by these presents.

Rev. Fr. Mathew Kuzhuppalam
Rev. Fr. Mathew Kuzhuppalam


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19. Duration of the Trust

The creation of the Trust is irrevocable and its duration perpetual and permanent subject to other residuary clauses of this deed.

20. Funds of the Trust

All funds of the Trust shall be invested strictly in accordance with the provisions of section 11 (5) read with the section 13 (1) (d) of the Income Tax Act 1961.

21. Amendment

Amendment to any of the provision of this deed shall be done only with the approval of the two third majorities in the meeting of the Board of the Trust. However there shall be no amendment or addition to this deed without the previous permission in writing of the Commissioner of Income Tax having jurisdiction over the Trust.

22. The objects and activities of this Trust shall be carried out only in India

23. Dissolution Clause

In the event of dissolution or winding up of the Trust, the net assets if any after satisfying debts and liabilities shall either be transferred to societies or trust having the same or similar objects or shall be rested with the government.

In all other matters not specifically provided for herein the trustees shall function in accordance with the provisions of the Indian Trust Act.

Mathew Kozhuppkalam
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The Trust Deed will be registered at Sub-Registry Office, Kannur. In witness whereof the settlor and the trustees have set their hands to these presents on the day and year first above written in Building No. VPE 64 Vettilapally East Kannur Municipality.

The settlor has signed in all the pages and the trustees signed in the last page only.

Signed and delivered by the settlor :

Rev. Fr. Mathew Kuzhupakkalam

Rev. Fr. Mathew Kuzhupakkalam

9

Trustees:

1. Fr. Saju Jose

Fr. Saju Jose

2. Fr. Thomas

Fr. Thomas

3. Fr. Anil

Fr. Anil

WITNESSES :

1. Chirammal Ravindran

Chirammal Ravindran

S/o Kannan, Chalad.

2. Abdul Majeed.M.M.

Abdul Majeed.M.M.

S/o Mahamood, Kannur I.

Prepared by M. Prabhakaran DAR - 203

M. Prabhakaran

DTP done by Sajina. K.P.

Sajina. K.P.

Note of corrections : Nil

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Rev. Fr. Mathew Kuzhupakkalam

Fr. Saju Jose
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