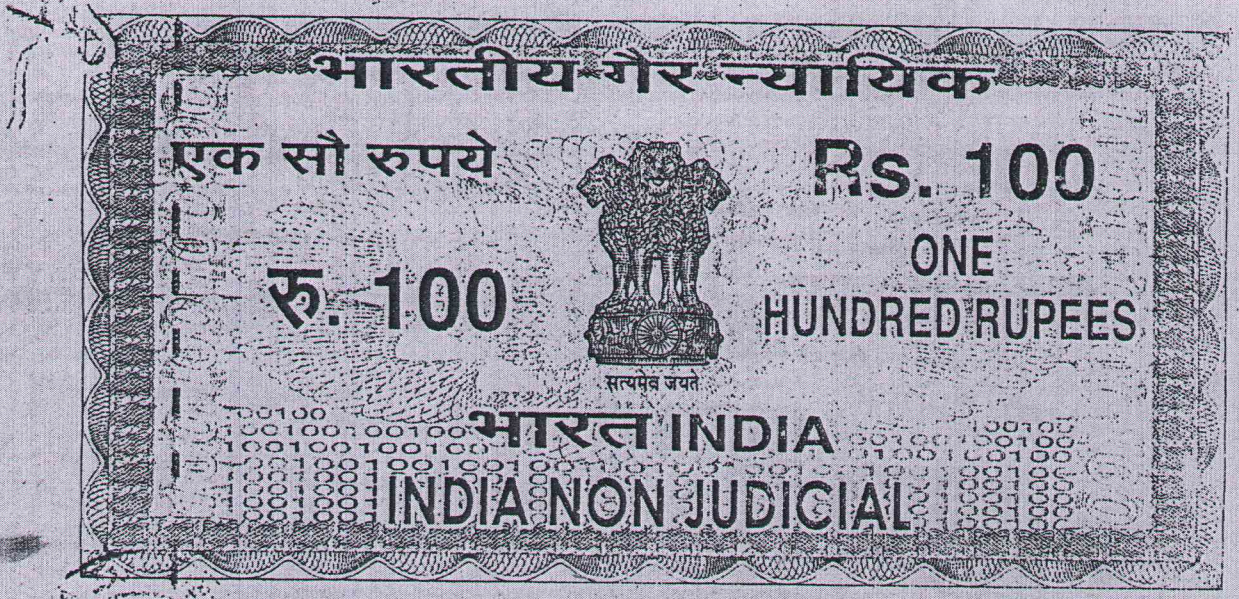

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ALAGU JOTHI EDUCATIONAL TRUST
Chennai

K. V. SRINIVASULU
STAMP VENDOR
LIC NO: 244 / BT / 2000
90, 10th CROSS St, SENTHIL NAGAR
KOLATHUR, CHENNAI - 600 099

TRUST DEED

This **DEED OF DECLARATION OF TRUST** is made this the **27th** day of **MARCH 2008**, between

1. **Mr. A. KANNAN,** aged about 36 years, son of **Mr.S. Alagarsamy** residing at **No.152/A, Pillaiyar Koil Street, Mohanram Nagar, Mugappair, Chennai – 600 037,** (hereinafter called "**THE FOUNDER or THE AUTHOR**" of the Trust of the **FIRST PART**) and
2. **Mrs. KAVITHA KANNAN,** aged about **35** years, wife of **Mr.A. Kannan,** residing at **No.152/A, Pillaiyar Koil Street, Mohanram Nagar, Mugappair, Chennai – 600 037,** (hereinafter called "**THE TRUSTEE**" of the **OTHER PART**).

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PRINCIPAL,
ALAGU JOTHI ACADEMY,
Poompuhar Main Road, No. 3 Melaiyur
Karuvazhakkarai (PO), Tranquebar (Tk)
Nagai (Dt) - 609 304.

KAVITHA KANNAN,
CORRESPONDENT & SECRETARY,
ALAGU JOTHI ACADEMY,
Poompuhar Main Road, No. 3 Melaiyur,
Karuvazhakkarai (PO), Tranquebar (Tk)
Nagai (Dt) - 609 304.

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Presented in the office of the Sub-Registrar of Konnur and fee of Rs 115 Paid between The hours of 4.5 an the 27 day of March 2008

Document No. 715 2008
contains 14
Sub-Reg

LEFT THUMB





S/o. Alagarsamy No
Pillaiyar Koil Street, Mohanram Nagar
Mogappair, Chennai- 600037

KONNUR-600 049

EXECUTION ADMITTED BY

LEFT THUMB





S/o. Alagarsamy No
Pillaiyar Koil Street, Mohanram Nagar
Mogappair, Chennai- 600037
Driving Licence No. R/TN 20Z/007970
D.O.I 30.11.2005

KONNUR-600 049

LEFT THUMB





W/o. A. Kannan No. 15
Pillaiyar Koil Street, Mohanram
Mogappair, Chennai- 600037
Election Card No. A222752673,
Dt. 25.4.2006

KONNUR-600 049

LEFT THUMB





W/o. A. Kannan No
Pillaiyar Koil Street, Mohanram
Mogappair, Chennai- 600037
Driving Licence No. F/TN/20Z/00
D.O.I 3.8.2004

KONNUR-600 049

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PRINCIPAL,
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ALAGUJOTHI EDUCATIONAL TRUST

Chennai

K.V. SRINIVASULU
STAMP VENDOR
LIC No: 24A / B7 / 2000
90, 10th CROSS St, SENTHIL NAGAR
KOLATHUR, CHENNAI - 600 099

3. **Mrs. K. ANITHA,** aged about **26** years, wife of **Mr.A. Kannan**, residing at **No.152/A, Pillaiyar Koil Street, Mohanram Nagar, Mugappair, Chennai – 600 037**, (hereinafter called **"THE TRUSTEE"** of the **OTHER PART**).

WHEREAS THE AUTHOR OF THE TRUST, **Mr. A. KANNAN** proposes to found a Public Charitable Trust and be the Managing Trustee along with the Trustee mentioned hereinabove, (who will be together called the First Trustee) to promote Universal Welfare, with no distinction whatsoever on the basis of caste, colour, race or sex or status or religion through the investigation and implementation of ancient wisdom and modern knowledge, philosophic, scientific and therapeutic, through the exemplification of humane values, and through new modes of collective endeavour, and

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KavitaKannan

A. Anitha

KavitaKannan

KAVITHA KANNAN,
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DENTIFIED BY

KARUNAKARAN S/O. T.K. SIVAGNANAM, 4-11, INCOME TAX RTRS
No. 88, BARACCA ROAD, CHENNAI- 600012

T. Sankar S/O THANUSHKODI, KADALANGUDI, ARANMANAI
STREET, MYLADUTHURAI, THIROMENIAR KOIL

27th day of March 2008 Sub-Registrar

Registered as no .....715.....of 2008 of
Book .....4.....
Date : 27/03/08 Sub-Registrar

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14 Sheets
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WHEREAS the Trustees, have agreed to become the First Trustees, as testified by their being parties to these presents.

WHEREAS the AUTHOR hereby desires that the objects of the said Trust and the Rules and Regulations thereof for efficient and proper management of the said Trust for the execution thereof, the ownership of the Trust property and all matters connected therewith should be reduced to writing in this Trust Deed itself, to obviate any dispute or differences in future.

WHEREAS all the Trustees have agreed unanimously to the terms and conditions under which this irrevocable trust and its matters connected with the execution of the Trust is related.

NOW THIS DEED WITNESSETH AS FOLLOWS:

1. In these present unless the context otherwise requires:

a. The Trust shall mean the "**ALAGU JOTHI EDUCATIONAL TRUST**".

b. The Founder or Author of the Trust shall mean the FOUNDER.

c. Trustees shall mean all the Trustees for the time being and the Trustees shall constitute "The Board of Trustees".

d. The Trust Property shall mean the nucleus of the Trust moneys, securities and other assets whether movable or immovable from time to time vested in the Board of Trustees and whether obtained by way of donation, gift, purchases or otherwise and include any other accruals thereto however arising.

2. Objects of the Trust shall mean any or all the objects set out herein.

3. Words imputing the singular shall include the plural and vice versa.

4. The office of the Trust will be situated and **rented at No.108-A (First Floor), Panneer Nagar, Mugappair, Chennai – 600 037** or such other place or places as the Trustees may from time to time determine.

5. The Founder hereby irrevocably transfers a sum of Rs.1,001/- (Rupees One thousand and One only) to the trustees, the receipt of which tne Trustees hereby acknowledge. The said sum of Rs.1,001/- shall form the nucleus of the Trust.

6. The Trust properly, its control, management and administration shall vest in the Managing Trustee or the Board of Trustees.

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7. The activities of the Trust shall be carried on and managed by the Managing Trustee or the Board of Trustees who shall, for this purpose, exercise all such power and authority as are necessary or proper for the furtherance of the objects of the trust notwithstanding that these presents do not expressly provide for the exercise of any such power and authority.

8. The Trust hereby created shall be for charitable, educational, health care, research, spiritual, ethical and cultural purposes and shall be maintained and administrated as such and that the Trust shall not carry on any activity with an object of earning profit. It is further made clear that the promotion of the purposes of the trust shall include the welfare of all the people, with no distinction whatsoever on the basis of colour, race or caste, sex or status or religion. Without in any way limiting the generality of the aforesaid provisions, the aims and objectives of the Trust hereby created are as follows:

i) To promote education of all types and grades among the people of the country in general and in particular among the backward communities with a view to accelerate the liquidation of ignorance, superstition and illiteracy. The term "backward community" shall mean and include all sections of the nation who are educationally, socially and economically backward.

ii) To start libraries, reading rooms and cultural centres and community halls.

iii) To promote education of all types in general and technical education in particular, among the educationally socially and economically backward communities of India.

iv) To establish and run industrial training Institutes, schools research institutes, etc.

v) To hold seminars and conferences for the purpose of promoting all types of education in general and technical education in particular.

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vi) To select, from time to time, subject or subjects in which investigations, studies, researches and teaching may be conducted by the Trust.

vii) To correspond with scholars, institutions and organisations and to co-operate with them in matters relating to the work of the Trust.

viii) To hold lectures, seminars and to arrange for studies, investigations, researches and conferences in such objects and in such manner as they deem fit, from time to time.

ix) To arrange for distribution and assist in publication of books on cultural social and economic welfare of the people in general and of the backward classes in particular.

x) To establish manage schools, colleges, polytechnics and other educational or industrial institutions for boys and girls at various centres and also to extend aid to such institutions.

xi) To take over the management and maintenance of schools, colleges, polytechnics and other educational or industrial institutions now maintained and managed by other authorities and organizations by mutual agreement.

xii) To award scholarships for deserving students for technical, medical, professional, Arabic and Islamic studies.

xiii) To provide financial assistance for deserving students for higher studies.

xiv) To provide for establish scholarships or stipends for deserving students or candidates for the purpose of training in all or any of the branches of education and learning as mentioned hereinabove.

xv) To establish and run boys' and girls' homes/hostels.

xvi) To conduct eye and ENT camps and to organize General Medical Check-up Centres.

xvii) To establish and run colleges, research centers, health centers, para medical and allied health science courses and to impart medical and other education and establish research complex.

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xviii) To frame syllabus, conduct exams, awards, certificates to successful students in the field of education.

xix) To undertake, bring out, publish, lease, distribute, exhibit, print, etc., the publications, bulletins, books, pamphlets, etc., in the field of education.

xx) To take steps to disseminate scientific, technical and cultural knowledge and training among the people and backward communities.

xxi) To associate, co-operate or collaborate with and assist and help any other society having objects and aims similar or akin to the objects and aims of the Trust in appropriate ways.

xxii) To affiliate with other organizations having objects and aims similar or akin to the objects and aims of the Trust.

xxiii) To construct or purchase or otherwise acquire or alienate and hold properties both movable and immovable for an on behalf of the Trust and to use the same and utilize the income there from for the objects and aims of this Trust.

xxiv) To do all other acts, deeds or things which are incidental, ancillary or conducive to the fulfillment of any or all of the above objects and aims of the Trust.

9. The activities of the Trust as mentioned above shall extend to the whole of India and shall not be carried out anywhere outside India.

10. Without prejudice to the generally of the provisions of this instrument of trust, the Managing Trustee and the Trustee part are individually authorised to exercise all or any of the following powers:

A. To construct and maintain buildings belonging to the Trust and to equip such buildings suitably for the purpose of education.

B. To purchase or take on lease or hire any property movable or immovable and execute and sign all documents / deeds or papers connected therewith.

C. To manage the properties of the Trusts.

D. To accept the management of any trust fund or endowment in which the Trust is interested.

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E. To borrow money required for the purpose of the trust on mortgage or pledge of the trust properties or any part thereof with or without any security and at such rate of interest and on such terms as they may in their discretion think fit.

F. To raise loans or take or lease any property or to lease out any of the properties of the Trust.

G. To accept upon such terms as they think fit any donations, grants, loans, subscriptions, aid and contributions from settlers and any Government, local authority, corporation, company, firm or other persons or from any charitable trust, or other institutions both in India and abroad whether they may be in cash or in other movable or immovable property for the purposes of the trust provided always that the terms upon which they shall be accepted shall not in any way be inconsistent with or repugnant to the provisions contained in these presents. The trustees shall apply such donations, grants, aid, subscription and contribution for all or any of the objects of the trust keeping in view as far as possible the intentions of the grantors.

H. To enter into agreements on behalf of the Trust with universities and bodies including foreign universities and bodies for the training and education of the students, beneficiaries or consultants or employees.

I. To use and defend all legal proceedings on behalf of the Trust.

J. To grant receipts, to sign and execute instruments and to endorse or discount cheques or other negotiable instruments through its accredited agents.

K. To make sign and execute all such documents and instruments as may be necessary or proper for carrying on the management of the property or affairs of the trust.

L. To accumulate the income of the trust and to amalgamate the same with the corpus of the trust and any income of the trust not spent in year unless otherwise determined by the board of trustees be deemed to be accumulated.

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M. To grant fellowships, scholarships or other monetary assistance, on such terms and conditions as they may prescribe, to such persons as they may select for carrying on any research, investigation or study in a subject in which the trust is interested.

N. To appoint, as many committees or advisory councils for the achievement or the furtherance of the objects of the Trust and to assign from time to time such functions and duties and delegate such powers as the Trustees may deem fit to such committees or advisory councils.

O. To employ persons to enable the Trust to carry out the activities for fulfilling its aims and objects and to enter into agreements with them if necessary regarding their conditions of service, to vary the conditions of service of such employees, to terminate their services or dismiss them or impose any other penalty and to do all that are necessary in connection with their employment and conditions of service.

P. To enter into any arrangements with any Government, authorities, municipal local or otherwise or any person(s) of company in India or abroad that may seem conductive to the objects of the association or any of them to obtain from any such Government authority, persons or company any rights, privileges, charts, license and concessions which the association may think it desirable and to carry out, exercise and comply therewith.

Q. To appoint such and so many persons and on such terms and conditions, as they may be deem fit, for the conducting of the studies, investigations, researches, teaching or other work undertaken by the Trust.

11. All moneys available or required to be invested shall be invested by the Managing Trustee or Trustees either in all or any of the investments authorised by section 11(5) of the Income Tax Act, 1961, or the Indian Trust Act, 1882 or any statutory modifications or reenactments thereof,

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or in purchase of immovable property or otherwise or deposit with any bank or banks on such terms as to repayment of principal sum and interest as the Managing Trustee or the Trustees may think proper and that the acquisition or alienation of immovable property shall be done with the prior approval of the Director of Income Tax (Exemptions), Chennai.

12. All securities and investments which may at any time be vested in the Managing Trustee or the Board of Trustee not being less than two in number who may be so authorised by a resolution of the Board of Trustees.

13. Not more than 5% of the income of the trust would be applied for religious purposes or given to religious institution.

14. The founder and the trustee shall be individually authorised from time to time to open and operate accounts with bank or banks or post office either in the name of the Trust or in the names of any such trustees as may be authorised by a resolution of the Trustees. All moneys received by the Trustees on account for the purposes of the trust shall be deposited forthwith to the credit of such account.

15. The Trustees shall maintain proper books of accounts of the moneys received and spent and the accounts so maintained shall be audited annually by a Chartered Accountant in Practice or a Firm of such Chartered Accountants.

16. The Trustee shall not be entitled to any remuneration. They may, however, reimburse themselves and pay and discharge out of the trust property all costs, charges and expenses "Bonafide" incurred in or about the promotion of execution of the objects of the trust.

Kavi Kannan

K. Anitha

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Kavi Kannan
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17. No trustee shall be liable for any loss caused to the trust by any act or thing committed or done by such trustee if the trustee was acting in the proper discharge of his duty towards the trust and in good faith.

18. The following provisions as to appointment, retirement, resignation and discharge of trustees shall apply.

A. The number of trustees including the First Trustees herein shall not be less than two and not more than seven and all the Trustees for the time being will hold office for life or until they resign on their own accrual.

B. The Trustees may from time to time by an instrument in writing under their hands appoint an additional trustee or a new trustee who shall also be subject to retire by rotation annually.

C. Any trustee may resign on giving two months notice to the remaining trustees.

D. A trustee shall be deemed to have been discharged and his office shall become vacant on the happening of all or any of the following events;

i) If he is found to be of unsound mind by a court of competent jurisdiction;

ii) If he is adjudged insolvent or if he applies to be so adjudicated;

iii) If he is convicted of an offence involving moral turpitude and is sentenced to imprisonment for a term of not less than six months.

iv) If he absents himself from four consecutive meetings of Trustees without obtaining leave of absence from the Trustees.

E. A Trustee shall also be deemed to have been discharged and his office shall become vacant if all the remaining Trustees at a meeting pass a resolution unanimously (which resolution shall not be open to question) declaring that said Trustee has acted in a manner prejudicial to the interest of the trust or his continuance as trustee is considered otherwise undesirable.

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19. If any of the trustees aforesaid or any future trustee or trustees appointed in their places or his place shall die or shall wish to retire or shall become unfit or become incapable to act or refuses to act, then and in every such case or cases or if additional trustee or trustees is or are to be appointed, then and in every such case it shall be lawful for the surviving or continuing trustee or trustees, and for this purpose every retiring and refusing trustee, if willing to act in the exercise of this power, and if there be no surviving or continuing trustee, then for the executor or administrator of the last surviving or continuing trustee as the case may be to appoint a new trustee or trustees in place of the trustee or trustees so dying or wishing to retire or refusing or becoming unfit or incapable to act as aforesaid. Provided that upon the appointment of such additional trustee or trustees as aforesaid the number of trustees may be augmented or reduced below two or increased above seven. Provided further that the continuing trustees may act notwithstanding any vacancy in their body provided, however, that if the number of trustees shall fall below the minimum fixed as above, the trustees shall not act, except for the purpose of filing any vacancy, so long as the number is below the said minimum.

20. At any meeting of the Trustees, two thirds of the trustees, present shall form a quorum, any fraction being rounded off to immediately preceding whole number not being less than two.

21. The trustees may meet at such time and place to transact any business, which, in the opinion of the trustees, is necessary to be transacted at a meeting of the trustees. Such meetings shall however be held at least once in three calender months and shall be convened by the managing trustee by giving notice to the other trustees and such notice shall be given before seven clear days before the date of the meeting.

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22. Any one or more of the Trustees may request the Managing Trustee to convene a meeting of the trustees and on receipt of such request, the managing trustee shall convene a meeting of the trustees within a period not exceeding fifteen days from the date of receipt of the request. Such meetings of the trustees may also be convened by the Managing Trustee on his own.

23. All meetings shall ordinarily be held at Chennai or any other place, as determined by the trustees from time to time.

24. Voting at all meetings of the trustees shall be by a show of hands and all resolutions of the trust shall be passed by a majority vote of trustees present in person at such meeting and in the event of equality of vote, the managing trustee if he be at the Chair, or the Chairman of the trustees for the time being shall cast an additional or casting vote.

25. In the absence of the Managing Trustee at any meeting of the Trustees, the trustees present may elect one of the Trustees to be the Chairman at that meeting.

26. A resolution in writing circulated to and signed by all the Trustees shall be as valid and effectual as if it had been passed at a meeting of the Trustees.

27. Every trustee shall from time to time in writing specify to The Board of trustees, his/her complete address to which notices and other communications from the trust may be sent.

28. The Board of Trustees shall cause true accounts to be kept in such manner as they think fit of all the receipts, credits, payments, assets and liabilities of the trust. Such books and all vouchers relating thereto and all the documents belonging to the trust shall be kept at such place and at the control of officer or officers as the Managing Trustee shall from time to time appoint and their inspection shall be allowed subject to such reasonable restrictions as may be impossed by the Trustees.

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29. Any of the Terms of the instrument may be varied, extended or amended from time to time (which shall include a resolution passed at a meeting of the trustees and duly recorded and authenticated in the minute book of the trust) by and instrument in writing under the hands of majority of the trustees. Provided that in no case the basic objects of the trust shall be altered. Also no amendment to the other clauses shall be carried out except with the prior approval of the Commissioner / Director of Income Tax (Exemptions) and amendments if carried out will not infringe the provisions of section 2(15), sections 11 to 13 and section 80-G of the Income Tax Act.

30. The property of the trust is irrevocably dedicated to the trust and no part of the income or assets of the trust shall enure to the benefit of any trustee or for the benefit of persons defined in section 13(1)(d) of the Income Tax Act, 1961 or to the benefit of any private person.

31. If the trustees shall be unanimously of the opinion that the trust be dissolved such dissolution shall be effected by an instrument in writing under their hands and for this purpose all debts and liabilities of the trust will be paid or provided for and the remaining assets, if any, shall be transferred to any other organisation having objectives which in the opinion of the majority of the trustees are similar to those of the trust.

32. The Trustees shall have all powers as may be required for the proper conduct of the affairs of the trust. The trustees shall have the power to initiate prosecutions and defend legal proceedings as may be reasonable and proper for safeguarding the assets and properties of the trust as also the trust funds and interest. Any action taken by such trustees in this regard shall be deemed to have been taken and ratified by all trustees.

33. The surplus funds of the trust which has not been spent in any year shall be invested in the modes prescribed u/s 13(1)(d) read with section 11(5) of the Income Tax Act, 1961, as amended from time to time.

34. Not more than 5% of the income of the Trust will be spent for religious purposes.

35. The trustees shall at their discretion, acquire, purchase or sell immovable properties or movable properties in the course of managing the trust.

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KAVITHA KANNAN,
CORRESPONDENT & SECRETARY,
ALAGU JOTHI ACADEMY,
Poompuhar Main Road, No. 3 Melaiy
Karuvazhakkarai (PO), Tranquebar (
Nagai (Dt) - 609 304.

However, any sale of immovable property shall require prior consent of at least 3/4th majority of the trustees.

36. In the event of dissolution or winding up of the Trust, the assets remaining as on the date of dissolution shall under no circumstances be distributed among the Trustees/Members of the Managing Committee/Members of the Governing body, but the same shall be transferred to another Charitable Trust, Society, Association or Institution whose objects are similar to those of this Trust and which enjoys recognition under section 80-G of the Income Tax Act, 1961.

37. The trust formed is irrevocable.

No immovable properties at present except corpus Amount of Rs.1,001/- for the Trust.

IN WITNESS WHEREOF THIS INSTRUMENT OF TRUST is signed by the Author of the Trust aforesaid and by the First Trustees aforesaid, on the day, month and year first above written.

AUTHOR OF THE TRUST

WITNESSESS:

1. S KARUNAKARAN

2. T. Sankar

T Sankar

TRUSTEE

715 2008
16 16

E. Mangailakshmi
DOCUMENT WRITER
L.No. A23/MS(c)/98
TAMILNADU.

Drafted by

PRINCIPAL,
ALAGU JOTHI ACADEMY,
Poompuhar Main Road, No. 3 Melaiyur
Karuvazhakkarai (PO), Tranquebar (Tk)
Nagai (Dt) - 609 304.

ALAGU JOTHI ACADEMY
Date 16.12.09
NO. 3 MELAIYUR

KAVITHA KANNAN
CORRESPONDENT & SECRETARY
ALAGU JOTHI ACADEMY
Poompuhar Main Road, No. 3 Melaiyur
Karuvazhakkarai (PO), Tranquebar (Tk)
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