



23/4/05

THIS DEED OF TRUST executed on this Twenty Third day of April Two Thousand and Five (23-4-2005) by the DAUGHTERS OF ST. THOMAS, DST GENERALATE, PALAI a religious congregation of Christian minority community (hereinafter referred as Settlor Congregation) represented by its present Superior General Rev. Sr. Alice Scaria, aged 51(Fifty One) years, daughter of Mr. Scaria Thazhathel, Religious work, residing at St. Thomas Convent, Pala, Kizhathadiyoor Kara, Lalam Village, Meenachil Taluk, Kottayam District, Kerala State, hereinafter referred to as the SETTLER.

IN FAVOUR OF the Councilor for education of D.S.T. Congregation Rev. Sr. Kusumam, aged 50 (Fifty) Years, daughter of Scaria Njaralakkat, Religious work, residing at St. Thomas Convent, Pala, Kizhathadiyoor Kara, Lalam Village, Meenachil Taluk, Kottayam District, Kerala State, hereinafter referred to as the TRUSTEE of the Trust.

*Sr. Alice Scaria*

Sr. Alice Scaria  
(Settler)

*Sr. Kusumam*

Sr. Kusumam  
(Trustee)

*Handwritten signatures and scribbles, including the number 1000.*



*Sr. Eby*  
Manager  
ST. THOMAS PUBLIC SCHOOL  
Manippara P.O. Karimpan  
Idukki - 685602

*Principal*  
PRINCIPAL  
St. Thomas Public School  
Karimpan, Manippara P.O.  
Idukki - 685602



Sr. Alice Scaria  
(Settler)

Sr. Kusumam  
(Trustee)

19.4.2005 Sold to Daughters of St. Thomas, D.S.T. Generalate, Palai  
represented by its present Superior General  
Rev. Sr. Alice, St. Thomas Convent, Pala

Document No 304 / IV / 2005

R. B. JAYADEV  
E. R. O. VENDOR

presented in the Office of Sub Registrar  
Ernakulam and Fee of Rs. 12.00  
Paid at 12.41 on the 23rd day of April 2005

Sr. Alice Scaria Sr. Alice Scaria

23rd day of April 2005

~~EXECUTION ABANDONED BY~~

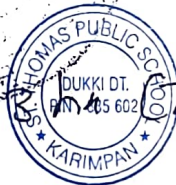
C. SASEENDRAN  
Sub Registrar

From the Daughters of St. Thomas  
D.S.T. Generalate Palai represented by  
its present Superior General.

Sr. Alice Scaria Sr. Alice Scaria



1/6 - Scaria Thambel Religious work



Residing at St. Thomas Convent - Pala

Manager  
ST. THOMAS PUBLIC SCHOOL  
Manippara P.O., Karimpan  
Idukki, Kerala. Pin-685602

PRINCIPAL  
St. Thomas Public School  
Karimpana, Manippara P.O.  
Idukki - 685602

REGISTRAR



WHEREAS the Settler Congregation the Daughters of St. Thomas was founded by V. Rev. Fr. Jacob Thazhathel at Aruvithura during 1969, to undertake the religious, charitable and educational activities as envisaged by the Constitution of the Congregation with the help of young ladies who come forward to serve the poor by spending their whole life selflessly under the vows of poverty, chastity and obedience.

AND WHEREAS the Settlor Congregation has grown quickly by the whole hearted support of the church authorities and the people.

AND WHEREAS the Settlor Congregation has started its Convents, Social Centres, Mission Stations and Educational Institutions at various parts of India.

AND WHEREAS the Settlor Congregation has started a Public school at Karimpan near Idukki during 2002.

AND WHEREAS the school is going an very well with the whole hearted support of the people of the locality and the school has been emerged as one of the best schools in the area within a short period of three years.

AND WHEREAS the Settlers now feel it better to register a Public Educational and Charitable Trust for taking over and governing the Public School in a systematic and effective manner, and for that purpose, the Council of the Settler Congregation have authorized Sr. Alice Scaria, the Superior General, to execute the Deed, with the following terms and conditions, in favor of Sr. Kusumam and to get it registered at Ernakulam.

**NOW THIS DEED WITNESSETH: -**

**1) NAME OF THE TRUST :-**

The Name of the Trust shall be **ST. THOMAS PUBLIC SCHOOL, KARIMPAN**

**2) REGISTERED OFFICE :-**

The Registered office of the Trust shall be at Karimpan in Idukki District. The Settlers are at liberty to shift the Registered Office to any other place within its ecclesiastical jurisdiction.

**3) TRUST PROPERTY :-**

In order to effectuate the above referred decision, the Settler has made over to the Trustees the sum of Rs.1,000/- (Rupees One Thousand only) to hold the same together with all additions and accretions thereto and all other properties that may be acquired out of the same or otherwise and may herein after be the subject matter of the Trust for the purposes and objects hereinafter expressed with the powers and on the terms and conditions herein contained, concerning the same.

*Sr. Elni*  
Manager  
ST. THOMAS PUBLIC SCHOOL  
Manippara P.O. Karimpan  
Idukki, Kerala Pin-685600

*Sr. Alice Scaria*  
Sr. Alice Scaria  
(Settler)

*Principal*  
PRINCIPAL  
St. Thomas Public School  
Karimpan, Manippara P.O.  
Idukki - 685600  
*Sr. Kusumam*  
Sr. Kusumam  
(Trustee)



2 Faithful commales of Sr. Elizabeth D.S. - Karim

Sr. Anoman. Sr. Anoman

D/o. Sancia Nyarakkatt - Religious work  
Residing at St Thomas Convent  
Pala.

IDENTIFIED

1. Sr. Amala Sr. Amala Pala St. Thomas  
convent

D/o Joseph - Nuni Pala

2. H. Jayachandran Lupachon & Sree Vileesom Sen of P.N.  
Madhavan Pillai, Clerk. P.O. Edappally

23rd day of April 2005

P. C. SASEENDRAN  
Sub Registrar

Registered as No: 304 of 2005 of Book 12  
Volume 583 Page 4752 of 8  
2nd Sheet 23th April 2005

Sr. Elsy  
Manager  
ST. THOMAS PUBLIC SCHOOL  
Manippara P.O., Karimpan  
Idukki, Kerala Pin-685602

P. C. SASEENDRAN  
Sub Registrar  
ST. THOMAS PUBLIC SCHOOL  
IDUKKI DT.  
PIN - 685 602  
KARIMPAN

PRINCIPAL  
St. Thomas Public Scho.  
Karimpan, Manippara P.O.  
Idukki - 685602



4) **OBJECTS OF THE TRUST :-**

The objects of the Trust is to render educational and charitable services to the people at all levels, without considering the caste, creed and community, solely for philanthropic purposes and not for purpose of profit and that too with special privileges permitted to the Christian Minority Community by the Constitution of India. The main objects include the following: -

- (a) Provide value based education and training by establishing and managing Kindergartens, Schools, Colleges, Hostels, Boarding Houses, Technical training Centers, Library and Research Institutes.
- (b) Provide educational assistance to deserving students and establish Scholarship Schemes, Endowment Funds etc for the benefit of Students.
- (c) Establish and manage special Schools for training and rehabilitation of Physically Handicapped and Mentally Retarded children, Orphans, Destitutes etc.
- (d) Provide facilities for Technical and Vocational Training, Computer training etc. by offering part-time or short-term Courses for the benefit of the public in general and students in particular.
- (e) Promote Rural Development projects and charitable schemes for the welfare of the weaker sections and rural people of the locality.
- (f) Associate with other Charitable and Educational Institutions with similar objects and take over and manage such Institutions if necessary or help them by giving contributions and other assistances.
- (g) Do any other Charitable or Educational activities which are beneficial to the public in general and Student community in particular.

5) **BOARD OF TRUSTEES :-**

- a) For the time being the second party to this Deed, Sr. Kusumam shall be the Sole Trustee.
- b) Within Two months of Registration of the Deed of Trust, a Board of Trustees shall be constituted as follows: -
  - (i) The Superior General of the Settlor Congregation, Ex-officio as the President of the Board of Trustees.
  - (ii) The Councilor of Education of the settler Congregation, Ex-officio as the Vice President of the Trust.
  - (iii) The Superior of DST Convent, Karimpan as Member of the Board of Trustees.
  - (iv) Three to Five members nominated by the Superior General in consultation with the General Council of the settlers.
  - (v) The President will nominate one among the Members of the Board of Trustees as the Director to look after the day-to-day affairs of the Trust.

*Sr. Elsy*  
Manager

ST. THOMAS PUBLIC SCHOOL  
Manippara P.O. Karimpan  
Idukki - 685602

*Sr. Alice Scaria*  
Sr. Alice Scaria  
(Settler)

PRINCIPAL

St. Thomas Public School  
Karimpan, Manippara P.O.  
Idukki - 685602

*Sr. Kusumam*  
Sr. Kusumam  
(Trustee)



- c) The President with consent of the General council is at liberty to withdraw, any of the members to the Board of Trustees appointed by her and appoint new members to the Board.
- d) The Ex-officio members will change automatically with the change in the respective posts held by them.

6) **MEETINGS OF THE BOARD :-**

- a) The Board of Trustees shall meet as often as required and shall meet atleast once in a calendar year and approve the annual accounts and forward it to the General Council of the Settlers. The Board shall also meet when 2/3 of the Board of Trustees request in writing.
- b) The meeting of the Board of Trustees shall be presided over by the President of the Board of Trustees and in his absence by the Vice-President and in the absence of both, by any one of the Trustees nominated by the President.
- c) There shall be three days notice to the meeting of the Board of Trustees unless it is waived by all the members eligible to get the notice.
- d) Decisions shall be taken on the basis of votes of members attending the meeting in person and exercised by them individually either by show of hands or by secret ballot as decided by the Chair Person and in case of tie, the chair person can exercise a casting vote additionally.
- e) Decisions may also be taken by circulation, provided all the members agree to it.
- f) The quorum for the meeting shall be three members.
- g) The Director shall serve the notice for the meeting in consultation with the President and she shall be responsible for the maintenance of the minutes book and other records of the meeting.

7) **POWERS AND DUTIES OF THE BOARD OF TRUSTEES :-**

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

- a) To apply, get sanction, erect, conduct and administer educational institutions and establishments connected with the same or take over and manage any such institutions to diffuse knowledge of moral, cultural, academic, or of any humanitarian value to the people of any age and sex.
- b) To purchase Land, construct Building and acquire necessary infra-structural facilities to start Educational and Charitable Institutions as per the objects of the Trust.
- c) To request for and receive donations towards corpus or otherwise either in cash or in kind or subsidies or grants or other financial assistance of any kind, whether returnable or not, from individuals, institutions, Central and State Governments, Universities or other Government agencies, voluntary organizations within India or from abroad.

*Sr. Elny*  
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*Sr. Alice Scaria*  
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(Settler)

*PRINCIPAL*  
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*Sr. Kusumam*  
Sr. Kusumam  
(Trustee)





- d) To demand, and receive, to the extent the laws of the state permit, fees, deposits, contributions, fines, capital donations etc. to meet the capital or revenue cost of education, from the students, or from their parents.
- e) To invest the funds of the Trust in any manner they deem fit consistent with the objects of the Trust and in interest of the Trust, provided such investment in immovable properties shall be subject to the approval of the Council of the Settlers.
- f) To borrow any amount either on pledging the assets of the Trust or otherwise from individuals, banks, financial institutions or other institutions, with the approval of the Council of the Settlers.
- g) To acquire, alter, extend, demolish any of its assets, movable or immovable and to dispose of the same whenever found necessary in the best interest of the objects of the Trust.
- h) Start new units of the present activities at other places or to take up new activities whenever necessary or to take over and manage any institution or activity now carried on by others, as long as it is found to be advantageous to achieve the objects of the Trust.
- i) To spend the income earned for any or all of the objects of the Trust, either directly or by contributing to other genuine institutions to be spent for the purpose of the Trust.
- j) To accumulate the income, if necessary, for attaining the objects of the Trust in future and to set apart the whole or part of the income or the corpus of the Trust Fund for any of the objects of the Trust, and invest the same in modes approved by Income Tax Act.
- k) Subject to the approval of the Council of Settlers to join, co-operate, or amalgamate this Trust, with other Trust, or fund or institutions or other Trust or institution with this Trust as the Trustees think fit.

**8) POWERS AND DUTIES OF THE DIRECTOR :-**

Subject to the general control of the Board of Trustees, and the President, the Director shall have specific powers and duties mentioned below, over the properties and affairs of the institutions under the Trust.

- a) To work, manage, control and supervise the affairs/management of the properties now or hereinafter belonging to the institutions under the management of the Trust and develop them.
- b) To enter into any lease agreement, contract or other agreement for and on behalf of the Trust for any of the purpose concerning the routine activities/affairs of the institutions under the Trust, which are beneficial to the interest of the Trust.
- c) To appear and to act for and on behalf of the Trust in all legal proceedings before any competent authority.
- d) To appoint and constitute advocate or other attorneys, whenever necessary and to remove them whenever they feels such removal is necessary.

*Sr. Ely*  
 Manager  
 ST. THOMAS PUBLIC SCHOOL  
 Manippara P.O., Karimpan  
 Idukki, Kerala. Pin-685602

*Sr. Alice Scaria*  
 Sr. Alice Scaria  
 (Settler)

*[Signature]*  
 PRINCIPAL  
 St. Thomas Public School  
 Karimpan, Manippara P.O.  
 Idukki - 685602

*Sr. Kusumam*  
 Sr. Kusumam  
 (Trustee)



- e) To takes loans or borrow money, as decided by the Board of Trustees and to execute promissory notes, bonds or the like for the same and to discharge the same by repayments.
- f) To gather funds towards corpus or otherwise, for the institutions under the Trust by way of donations or fees or otherwise, from any person or institution, either in cash or in kind for the purpose of the Trust.
- g) The Director shall sue or be sued for and on behalf of the Trust, provided that the Board of Trustees shall have the power to authorize any one of its other members to represent the Board of Trustees in any legal or other proceeding, under special circumstances.
- h) The Director shall exercise and perform such powers and duties as the Board of Trustees may from time to time determine or assign or authorize her to do.
- i) All acts, deeds and things lawfully done by the Director by virtue of these presents shall be binding on the Trust.

9) **ACCOUNTS :-**

- a) The Director shall be responsible to keep proper accounts and records for all the receipts and disbursements of the Trust.
- b) The accounts shall be closed on 31<sup>st</sup> March every year and it shall be audited by a Chartered Accountant appointed by the Settlers.
- c) The audited statement of accounts along with the report of the Board shall be submitted to the Settler every year.

10) **EXECUTIVE COMMITTEE & ADVISORY COMMITTEE :-**

- a) The Board of Trustees shall, form Executive Committees and Advisory Committee to take care of the academic side of the institution or for the Trust as a whole.
- b) The Executive Committee shall consist of the Director of the Trust, the Principal of the institution, one member from the Board of Trustees elected by the Trustees and two members from outside.
- c) The Advisory Committee shall consist of Principal of the institution, the Executive Committee members and four or more members nominated by the Board from outside the Board of Trustees.
- d) The Board shall from time to time fix the powers and duties of the two committees, and the manner of conducting the committee meetings.
- e) Both the committees are to assist the Director in achieving the objects of the Trust in a better way.

*Sr. Eby*  
 Manager  
 ST. THOMAS PUBLIC SCHOOL  
 Manippara P.O., Karimpana  
 Idukki, Kerala. Pin-685602

*Alice Scaria*  
 Alice Scaria  
 (Settler)

*[Signature]*  
 PRINCIPAL  
 St. Thomas Public School  
 Karimpan, Manippara P.O.  
 Idukki - 685602

*[Signature]*  
 Sr. Kusumam  
 (Trustee)





11) **POWERS OF THE SETTLERS :-**

The Settlers shall have the power to depute any person to inspect the accounts and the affairs of the Trust and the institutions under the Trust in the best interest of the beneficiaries and to issue any direction what so ever necessary to the Board of Trustees and they shall be bound to accept and act upon such directions.

If the settler Congregation is divided into Provinces in future the Powers and duties given to the Superior General and General Council of D.S.T. Congregation will automatically transferred to the Provincial Superior and Provincial Council of D.S.T. Province having jurisdiction over the area of activity of the Trust.

12) **BANK ACCOUNTS :-**

The Director with one nominee of the Board of Trustees from time to time shall open and operate jointly as many Bank Accounts with any Bank, as and when found necessary in the name of the Trust, or in the name of the institutions under it.

13) **AMENDMENT & CLARIFICATIONS :-**

- a) Any provision in this Deed except this clause and the object clause (clause No.4) may be amended, annulled or substituted by the Settlers, at any time provided that such amendments shall come into effect only after getting the approval of the Commissioner of Income Tax.
- b) In case there is any doubt or ambiguity regarding any of the provisions of this Deed of Trust, it shall be referred by the Board of Trustees to the Settlers and their direction or decision shall be final.

14) **DISSOLUTION :-**

In the event of the Trust becoming impossible to function in accordance with the provisions of the Trust Deed, the Board shall refer the matter to the Settlers, and necessary steps may be taken according to its directions.

In case the Settlers, decide to wind up the Trust, the excess assets if any, after discharging the liabilities on winding up, shall be transferred to other charitable educational institutions as decided by the Board, and if not it will vest with the Government.

15) **SAVING CLAUSE :-**

It is expressly declared that this is a Charitable and Educational Trust and no part of the Trust Property or its income shall be applied for any purpose, other than charitable or educational, purpose as provided in clause (4) of this Deed.

*Sr. Ely*  
Manager  
ST. THOMAS PUBLIC SCHOOL  
Manippara P.O., Karimpan  
Idukki, Kerala. Pin-685602

*Sr. Alice Scaria*  
Sr. Alice Scaria  
(Settler)

*PRINCIPAL*  
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Idukki - 685602

*Sr. Kusumam*  
Sr. Kusumam  
(Trustee)



16) The value of the Trust Fund is Rs.1,000/- (Rupees one thousand only).

IN WITNESS WHEREOF the Settlers have signed this Deed of Trust at Ernakulam on the day, month and year first above written at the Palackel Court Office (Door No.CC-40/8946), M.G. Road, Ernakulam within the Jurisdiction of Ernakulam Sub-Registry Office, and wish to get it registered in the Sub-Registry Office, Ernakulam.

Sr. Alice Scaria

Sr. Alice Scaria  
(Settler)

Sr. Kusumam

Sr. Kusumam  
(Trustee)

**Witnesses:**

1. Madhavan Pillai Jayachandran,  
Sreevilasam,  
Edappally South Village,  
Padivattom Kara,  
Cochin-24.
2. T. K. Vasukuttan,  
Thazhathuruthil House,  
Kumarakom P.O.,  
Kottayam.

Madhavan Pillai Jayachandran  
T. K. Vasukuttan

This document is Computer Printed.  
Corrections: Nil.

Sr. Alice Scaria

Sr. Alice Scaria  
(Settler)

Sr. Kusumam

Sr. Kusumam  
(Trustee)

Se Eby  
Manager  
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