



DECLARATION OF TRUST (PUBLIC)

This Deed of Declaration of TRUST is made and executed at Sgr in District court premises on this the 17th day of December 2018 by and between:

1. Omar Ismail Beigh S/O Mohammad Ismail Beigh R/O H.NO. 63 Chinar Colony Baghat Barzulla Srinagar Kashmir J&K (India).
2. Mohammad Ismail Beigh S/O Late Ghulam Hassan Beigh R/O H.NO. 63 Chinar Colony Baghat Barzulla Srinagar Kashmir J&K (India).
3. Shaziya Rehman D/O Abdul Rehman Chaloo R/O Galib Abad H.M.T Srinagar Kashmir J & K (India)

All heretofore named persons are hereinafter called and referred to as "THE TRUSTEES"

All are the permanent state subjects of the state of J & K (hereinafter called and referred to as "THE TRUSTEES") which expression shall be deemed to mean and include (the Trustees or trustee of the Trust hereby created, one of the legal heir duly unanimously nominated by the survivors or survivor of them and the heirs, executors and administrators of the last survivor of them) as follows:-

WHEREAS, the Trustees had always a keen and earnest desire to serve the people/ public at large of the state of J & K and in order to achieve the same, the Trustees have decided to establish a public trust for the people in general irrespective of any caste, sex, creed, colour, religion etc.

WHEREAS, the Trustees have contributed from their own pocket jointly and equally a sum of Rs5,000/= (Rs Five thousand) each. The Trustees desire to hold the said amount and all other amounts and other property, whether moveable or immoveable, including the investments by way of shares, fixed deposits, Government securities, bonds or debentures or in any other form that the Trustees may receive and hold by way of acquisition, donations, gifts or otherwise howsoever (hereinafter referred to as the **TRUST FUND**) upon the Trust and for the objects hereinafter mentioned.



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appoint any other person/s in his/ her place as Trustee on the motion of the Chairman and on such appointment, he/she will have access to all Trust work/activities likewise other Trustees however there shall be the joint and equal liability and responsibility of all the Trustees of the Trust for executing and achieving the objects or programs of the Trust. The Trustees shall conduct their meetings after every one month to be called by the Chairman or General Secretary of the Trust for assessing and taking stock of the work done or to be done for completion and operation of any project or program of the Trust. The Chairman or General Secretary of the Trust shall have also powers to call the meetings of the Executive Committee or and of Advisory Committee at any time as and when deem fit and proper.

23) **Powers of the Chairman of the Trust.**

- a) To Preside all over the meetings of the Board of Trustees.
- b) To distribute the Trust Work among the Trustees of the Trust.
- c) To seek the suggestions or advises from the Advisory Committee on any issue or project.
- d) To have an additional vote in case of tie up on any issue.
- e) To call the report from any Executive Committee/s at any time.
- f) To call the meetings of the Board of Trustees or of Executive Committee/s or Advisory Committee at any time as and when need arises.
- g) To take stock of the work done or to be done or assigned to the other Trustees of the Trust or Executive Committee/s.
- h) To move a motion for ousting any Trustee/s due to his/her inability or incapability or inactiveness.
- i) The Chairman of the Board of Trustees/Trust has also all powers as of the other Trustees in addition to the above said additional Powers given hereunder.

24) The Vice-Chairman of the Trust has all powers of the Chairman of the Trust in absence of the Chairman of the Trust.

25) **Powers of the General Secretary of the Trust:-**

- a) To keep the whole record of the Trust up to date.
- b) To keep the record of the minutes of the meetings of the Board of Trustees of the Trust.
- c) To call the meetings of the Board of Trustees or Executive Committee or Advisory Committee as and when need arises in absence of Chairman of the Board of Trustees.

26) The Secretary of the Trust has all powers of the General Secretary of the Trust in absence of the General Secretary of the Trust



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of any person connected with or interested in this Trust or by the Board of Trustees on the motion of the Chairman of the Trust, the Trust Fund of the Trust then existing shall be transferred to any public Trust existing and functioning as having same aims and objects.

IN WITNESS WHEREOF the Trustees have put their respective hands unto this deed in presence of the below named witnesses on the day month and year first above mentioned.

Witnesses

- 1) Khaleel Nazir Leemson
S/o Nazir Ahmad Leemson.
R/o Gulab Bagh Sgr Lemr.

TRUSTEE NO.1ST
Chairman

TRUSTEE NO.2ND
Vice-Chairman

MS. B. M.

TRUSTEE NO.3RD
General Secretary

TRUSTEE NO.4TH
Secretary

- 2) Mubashir Nazir Leemson.
S/o Nazir Ahmad Leemson.
R/o Gulab Bagh Sgr Lemr.

Mubashir

Shariq

Shariq

Drafted by.

Shahid Ahmad Budoo
Advocate

J&K High Court Sgr.

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- for any other loss unless the same shall happen through his/her own negligence, willful default or omission, breach of Trust, misapplication or misconduct.
- 31) The Chairman or Vice-Chairman in absence of Chairman of the Trust, may reimburse out of the Trust Fund all expenses properly incurred in or about the execution of the Trust work/ or powers under this Trust or any of them. Further the Trust as a whole shall be liable for the liquidation of any loan amount or debt taken or to be taken by the Trustees either jointly or individually as the Trustees decided, from any person/s, financial Institutions, banks or from Trustees in person etc. which the Trustees have already invested or have to invest for any object of the Trust.
- 32) The Trustees shall have power from time to time to frame rules and regulations as they may think fit and proper for the administration and carrying into effect the provisions of this Trust and to provide for the Management of the Trust Fund and also from time to time alter any such rules and regulations or to repeal any of them and substitute others in their place, provided always that, no such rules or regulations as framed or subsequently amended shall in any manner be inconsistent with any of the provisions of this Declaration of Trust.
- 33) In all cases in which it is found necessary or desirable to amend, alter to or add to this Trust or any Clause hereof, the existing Trustees at that time if substituted by the present Trustees through resolutions, shall have the Right under this Trust to make the same by passing resolutions in this regard and make it public or in the notice board of the principal office of the Trust or by executing supplementary Trust Deed.
- 34) That the Trustees above named have by virtue of a Resolution adopted on 01/12/2018 resolved to declare that "HASSAN BEIGH EDUCATIONAL TRUST" as a Trust and since then the Trustees are working in the field for achieving the Aims and objects of the Trust, the Trustees above named becoming the first trustees of the Trust, further reserving unto themselves the right to nominate one of their legal heirs to be the successor Trustee of the Board of Trustees or Trust however the said nominated successor /legal heir of the Chairman shall also be successor of the above said post of Chairman whileas the said nominated successor/legal heir of Vice-Chairman, General Secretary and Secretary of Board of Trustees of the Trust, shall be successor/legal heir for the posts of the Vice-chairman, General Secretary and Secretary after his/her/their death but subject to the conditions laid down in para No.22 of the present Deed.
- 35) If this Trust ceases to function by reason of their being no Trustees existing or the Trustees not carrying the objects of the Trust, or for any other reason, then with the approval of any prescribed authority or a court of law and on the application



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- 27) The Chairman of the Trust shall keep, run, operate and maintain proper and regular accounts of the Trust Fund and of the income and expenditure and shall get the accounts audited by a duly qualified auditor to be appointed by the Board of Trustees and the audited annual Balance Sheet and the Income and Expenditure Accounts or Receipts and payment Accounts shall be finally approved and passed by the Board of Trustees at one of their ordinary meetings and shall be filed with any Authority appointed under any law. All the audited Statements of Accounts of the Trust namely the Balance Sheet and Receipt and Expenditure account shall also be placed before the meeting of the Trustees for approval. The Chairman of the Trust shall maintain a register of the Trust Fund and its investments and shall keep it up-to-date by making additions to or alternations in the same as and when new investments are purchased or acquired or disposed off by the Trustees. The Board of Trustees shall physically verify the list or register at least Thrice a year.
- 28) All accounts in the Banks shall be opened, run and operated and maintained by Chairman of the Trust, in the name of the Trust through Chairman of the Trust. And all Departmental communications shall be signed on behalf of the Trust by General Secretary of the Trust and the Trust shall sue or be sued by General Secretary of the Trust. Except the bank communication which shall be communicated by or to the Trust through Chairman of the Trust. The General Secretary of the Trust shall be bound to aware all the Trustees including the Chairman of the Trust about all communication to and from the Trust.
- 29) **The Trustees will have following additional powers:-**
- (a) To sanction recurring expenses from month to month.
 - (b) To sanction expenditure on non-recurring items in any year.
 - (c) To institute, defend or compromise legal proceedings on behalf of the Trust, if and when necessary but through General Secretary of the Trust.
 - (d) To invest, dispose of, transfer or otherwise deal with the funds of the Trust subject to the provisions of any law to that effect in such manner as the Trustees shall deem fit, so as to enable them to carry out the objects of the Trust effectively.
 - (e) And generally to do any other acts or act not mentioned above that may be necessary in the discharge of their duties and execution of the powers vested in the Trustees.
- 30) The Trustees shall be chargeable only for such moneys, stocks, securities and other property as the Trustees shall actually receive notwithstanding their signing receipt or cheque/s for the sake of conformity and shall not be answerable and accountable or responsible for the acts, receipts, omissions, commissions, neglects and defaults of bankers, brokers, auctioneers, advocates or other persons with whom or into whose hands any Trust moneys or securities may be deposited or



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securities will be used in carrying out the objects of the Trust. The Board of Trustees will have power to change the investments from time to time as may be beneficial to the Trust.

21) **The Trustees shall have the following powers:**

To distribute / assign, the trust work and functions among themselves (Trustees) jointly or individually unanimously as need arises for the smooth functioning of the Trust work and in case of arising of differences among the Trustees for distribution/ assigning of trust work, in such case, The Chairman of the Board of Trustees will distribute/ Assign the Trust Work to any Trustee/s of the Trust. However the Board of Trustees will appoint or nominate any one or more Trustee/s for the following acts deeds and things namely:-

(a) To receive donations or gifts in money or in kind by way of public contributions, loans from person/s on Non-interest basis, grants, aids from National and International Non-Governmental Organizations having same aims and objects of this Trust and also from other feasible and viable means on such conditions as the Trustees may agree upon and which are not inconsistent with the objects of this Trust.

(b) To acquire any immovable or movable property, required for carrying out the objects of the Trust, by way of purchase, lease, gift, construction or on leave license basis or otherwise howsoever.

(c) To sell any immovable property or any part thereof or give on lease any property or any part or parts thereof not required for carrying out the objects of the Trusts, subject however to the permission of any authority if required by law.

- 22) The Trustee No.01 namely Omar Ismaiel Beigh shall be the Chairman of the Trust, the Trustee No.02 namely Mohammad Ismail Beigh shall be Vice Chairman of the Trust, The Trustee No.03 namely Shaziya Rehman shall be General Secretary of the Trust, the Trustee No.04 namely Khalida shall be Secretary of the Trust. The tenure of the Trustees for the above said posts shall be life time and after the death of the Trustee/s, their respective duly nominated one legal heir can occupy the respective post of his/her ancestor i.e the deceased Trustee. However the Chairman of the Trust has powers to re-arrange and re-assign the aforesaid posts of the Trustees among the Trustees. In the event of any Trustee ceasing to be a Trustee by reason of death, resignation or physical or mental incapacity or by failing to attend the five consecutive meetings of the Trustees or otherwise, the said inactive Trustee/s shall be ousted from the Trusteeship of the Trust on the motion of the Chairman of the Trust and the said motion shall be decided by majority of votes by the Board of Trustees of the Trust and simultaneously or subsequently, the Board of Trustees shall have power to



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- c. To submit the project report / status report before the Board of Trustees or Chairman of Board of Trustees or President of the concerned Executive Committee as and when called for.
- 14) The functions of each such Executive Committee/s will be such as will be assigned by the Board of Trustees of the Trust from time to time.
- 15) The Board of Trustees will have the Right to dissolve any Executive Committee/s as and when they think fit and proper and in the large interest of the Trust without disclosing any reasons for the same and will re-appoint a new one and if any vacancy occurs in any Executive committee by reason of resignation, death or otherwise, the Board of Trustees may fill the same in. The Committee will be in full charge of the function or activity or any project assigned to the Committee and shall execute the same in the interest of the Trust but subject to such directions or limitations as may be given or prescribed by the Board of Trustees. The Board of Trustees will sanction and make available to any Executive Committee, such funds as may be sanctioned by the Board of Trustees any expenditure cost of the project assigned and amount for calling and managing the meetings, arranging the place of meetings, their accommodation and all other expenses whatever they shall be required, by such executive Committee however the president of the concerned Executive Committee will keep accounts of such sanctioned amount and submit the same to the Board of Trustees or Chairman of the Board of Trustees from time to time or whenever required by the Board of Trustees or Trustees of the Trust.
- 17) The Secretaries of the Advisory Committee and of the Executive Committee or Committees shall submit the reports of meetings of their respective Committees of which they are Secretaries from time to time or as and when required by the Trustees through Chairman or General Secretary of the Board of Trustees.
- 18) The Members of the Advisory Committee or any Executive Committee will work in honorary capacity, but the Board of Trustees or Chairman of the Trust will have power in any given case to pay an honorarium to any one or more or all members of any Committee as the Board of Trustees or Chairman of the Board of Trustees may think fit. All other expenses actually incurred by any Committee within the sanctioned limit will be disbursed out of the Trust Funds.
- 19) The Board of Trustees will be entitled to delegate any of the powers of the Trustees under this deed to any Executive Committee subject to such conditions as the Trustees may think fit.
- 20) The Board of Trustees shall invest the Trust Funds in authorized Trust securities including bank deposits or debentures of public undertakings establishing small/ big Industrial units and in any lawful business activities but not in shares or debentures of any other commercial Companies and the income raised from such



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minutes will be confirmed in the same meeting or in the subsequent meeting of the Advisory Committee.

- 10) Board of Trustees or any one or more of them nominated by the Board of Trustees or by the Chairman of Board of Trustees shall be ex-officio member/s of the Advisory Committee.
- 11) Board of Trustees shall carry out all aims and objects / projects of the Trust through Executive Committee/s, consisting upon of not more than Five members of each Executive Committee, to be appointed by the Board of Trustees, to ensure its systematic functioning, and shall be duly authorized and empowered by the Board of Trustees as the Trustees deem fit and proper. Each Executive Committee shall be called by the name as given by the Board of Trustees for a particular / specific project. Two members out of the Five of each Executive Committee shall work as President and Secretary of the said Executive Committee to be appointed by the Board of Trustees. Any one or more of the Trustees as may be nominated by the Board of Trustees or by Chairman of Board of Trustees shall be Ex-officio member/s of each of such Executive Committees. The Board of Trustees or Chairman of the Board of Trustees shall have power to oust any able or incapable member of the executive committee at any time without disclosing the reason for his/ her oustal.

12) Powers of President of the Executive Committee

- To preside over the meetings of the Executive Committee
- To maintain the accounts of the funds which Board of Trustees have granted/ sanctioned to the Executive Committee for completing assigned project and conducting, arranging, managing the meetings of the Executive Committee.
- To make a reference of Resignation or inability or incapability motion of any member of the executive Committee, to the Board of Trustees or Chairman of the Board of Trustees for ousting the said member and to recommend any name/s of any person/s to the Board of Trustees or Chairman of Board of Trustees for his/ their appointment as member/s of the Executive Committee.
- To take stock of the Work done or to be done which has been assigned to the Executive Committee by the Board of Trustees on daily basis.
- Over all control of the Executive Committee and power of distributing the work among the members of the Executive Committee.

13)

Powers of the Secretary of the Executive Committee

- To Keep the whole record of the Project/ Program, assigned to the executive Committee, by the Board of Trustees, up to date.
- To call the meetings of the Executive Committee and to keep record of minutes of the said meetings of the Executive Committee.



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- advancement and propagation of knowledge in any branch of the Humanities or science or any interaction branch of education.
- ff. To do all other acts and things as are conducive or helpful to the Advancement and fulfillment of the main aims and other objects above mentioned or which are advantageous for the general public.
5. The Trustees of the Trust collectively constitute a Board of Trustees of the Trust among which there is Chairman, Vice-Chairman, General Secretary and Secretary of the Board of Trustees. .
6. The Board of Trustees shall have power to appoint any Advisory Committee of not more than ten persons, which can be dissolved and re-appointed from time to time as the Board of Trustees may think fit. The members of the Advisory Committee will generally be those who are well known in the public by reason of their profession and business, eminence in different fields of art, philosophy, science and technology and social reputation in the society.
7. The Functions of the Advisory Committee will be to advise the Board of Trustees on the subjects of activity of the Trust or any projects undertaken or proposed to be undertaken by the trust, to express opinion on any question referred to them by the Board of Trustees, to make suggestions and to give instructions on the activities of the Trust and generally to guide the Board of Trustees. The decisions, suggestions or proposals made by the Advisory Committee will be of a recommendatory nature. The members of the Advisory Committee will not be considered as trustees of this Trust.
- 8) If any person ceases to be a member of the Advisory Committee by reason of resignation, death or otherwise his/her place may be filled in by the Board of Trustees. The Board of Trustees or Chairman of the Board of Trustees will have power to omit or remove any member of the Advisory Committee if the Board of Trustees or Chairman of Board of Trustees so think fit for any reason, without being bound to disclose the same.
- 9) The Board of Trustees will appoint one of the members of the Advisory Committee as President and one of them as Secretary. The President will preside over all the meetings of the Advisory Committee. In the absence of the President at any meeting, the members then present can nominate any of them as the President of that meeting. All decisions of the Advisory Committee will be taken by majority and in the event of equality of votes, the President of the meeting will have a casting or additional vote. The meetings of the Advisory Committee will be, called by the Secretary of the Advisory Committee as and when required by the Chairman or General Secretary of Board of Trustees. The Secretary of the Advisory Committee will keep a minute book wherein will be recorded all the minutes of the meetings including the decisions taken and the



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- r. To Create / provide awareness to the people regarding various social issues by means of public campaigns, camps, workshops etc.
- s. To conduct feeding and generally give food and raiment to poor needy orphans, widows and disabled persons and to afford relief to people in distress due to natural disasters such as flood, droughts, earthquakes, famine, epidemics without any discrimination of creed, caste, color or religion and conduct or grant donations, for the support of Orphanages and welfare Institutions.
- t. To establish maintain, run, develop, extend, grant donations for and aid and assist in the establishment, maintenance, running development and improvement and of extension hospitals, clinics, X-ray plants, dispensaries, maternity houses, recreation centers and all similar Institutions including Orphanages for affording treatment to alleviate human sufferings.
- u. To establish rehabilitation centers for the drug addicts, smokers, etc and to Organize seminars/ workshops for preventive education on HIV and AIDS and ~~Drug abuse~~ also in the field of sanitation, primary health care.
- v. To establish and manage, Institutions for Handicapped and, Disabled persons, and to guide them for self-development.
- w. To take legal and mechanical course of action for balancing the noise, water and air and environmental pollution and especially for the protection and preservation of the water ways and bodies and to conduct the programs of afforestation and preventive measures against the Deforestation. The Trust shall cooperate Govt. or Govt Agencies or and NGO'S for implementation of such programmes of importance.
- x. To set/ establish various handicraft centres for the physically handicapped persons and women especially widows and destitute and Orphans etc. for their sustenance.
- y. To check and eradicate the evil of child labour.
- z. To provide scholarships to the meritorious students
- aa. To work for providing good sanitation of facilities to common poor people, which is directly responsible for keeping them in good health conditions.
- bb. To conduct workshop or seminars and also to take active part in assisting the agencies for maintaining and obeying traffic rules, to avoid motor accidental deaths and injuries.
- cc. To establish health conscious centres, body building centres, gyms etc
- dd. TO provide the technical guidance and preparation of project reports for the young entrepreneurs entering into the field of self employment ventures through an approved consultancy.
- ee. To sponsor, promote, organize, or held lectures, seminars, conferences, institutions, discussions, vacation courses, or study get together for the



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sustenance and will show their self existence and to create among the youths a sense of work culture .

- i. To incur educational expenses and also expenses in solemnizing the marriage of Orphan and other poor girls, who do not have any source of income and are not in a position to maintain themselves or to enter into a marriage because of their financial instability and to establish Handicrafts and other centers for such poor and Orphan girls/ women for their self sustenance. And further to work consistently, persistently , co-operatively and without any self interest in managing the simple Marriages for the deserved ones according to norms of personal laws to avoid the unreasonable, absurd, preposterous and irrational demands made by in-laws..
- j. To Organize time to time various environmentally pertinent programmes/ schemes including educational campaigns etc.
- k. To give financial assistance to the poor and the needy in completing professional and Higher education who are not able to complete their education because of their poor financial resources to poor and backward students.
- l. To promote Urdu Language for which to organize workshops and seminars in different parts of State.
- m. To open /-establish I.T . institutes, Coaching centre/s, school/s, Vaccational Training institutes for Orphans, poor, needy and to give them there moral and proper education and to conduct personality development programmes there for them and also for others free of any charges, expenses. The Trust will also give free education to the delinquent and neglected children in the said school.
- n. To undertake various welfare measures including establishment of Orphanages, Adult Education Centres, open schools, skill development centres, grant Scholarships, provide grant in aid to deserving poors especially women including widows and destitutes.
- o. To provide employment oriented trainings in the field of computer science language courses, health and family welfare, education and their general awareness programs and also provide the training in the field of handicrafts, handloom, industrial sectors or other allied sectors and free counseling ad consultancy services.
- p. To remove ignorance and to incalculcate the trend of computer education and to make the masses aware of the information technology and its vital role in the present day system of education
- q. To Foster/ inculcate among people spirit of National and International understanding, social unification (Love for fellow Human beings), creation of Scientific Temper and particularly to create sense of morality and duties and obligation towards society. Etc.



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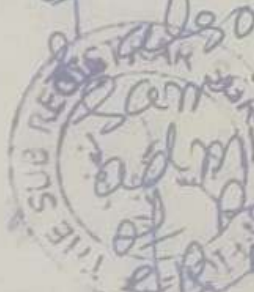
NOW THIS DEED WITNESSETH and the Trustees declare that they shall hereafter hold the said amount of Rs.5,000/=(Rs Five Thousand only) i.e Rs20,000/= in total contributed by all trustees in equal ratio and the Trust Fund mentioned above for the time being on the Trust for carrying out the Objects and on and subject to the powers, provisions, terms and conditions hereinafter mentioned.

1. **Name of the TRUST** :- This Trust will be known by the name of as:-
"**HASSAN BEIGH EDUCATIONAL TRUST**"
2. **Area of operation**:- The area of operation of the Trust shall be whole state of Jammu & Kashmir.
3. **Office Address**:- The Principal Office of the Trust is and shall be situated at **CHEK MUJGUND SRINAGAR KASHMIR J & K (India)** or any such other place as the Trustees may decide. The Trustees may open branches or local offices at different places.
4. **Objects**:- **The main aims and objects of the Trust are:-**
 - a. To open / establish school/s, professional and academic colleges, I.T. Institutes, Coaching centre/s, Vaccational Training institutes for imparting education to the children of all sections of the Society without any discrimination on caste, creed, sex and religion.
 - b. To impart qualitative education to the students.
 - c. To provide all possible support to students by way of concessional/Free education to poor, orphan and needy students besides providing them cost free uniform, books and stationery with the objective to make the students to stand on their own feet and also to enable them to raise their living standard.
 - d. To run, maintain or assist any educational or other Institution for Coaching Guidance, counseling for vocational training or to grant individual Scholarships for poor, deserving and needy students for elementary and Higher education.
 - e. To assist any medical Institution, nursing home or clinics or to grant assistance to needy and indigent persons/students for meeting the cost of medical treatment.
 - f. To give possible relief of whatsoever in nature and kind, to poor/orphans by giving financial assistance and support to them by way of distribution of books, notebooks, clothes, uniforms, or meals for the poor and indigent and to the persons suffer due to natural calamities.
 - g. To carry on community development and educational programs for the upliftment of the economically weaker and educationally backward sections of the society in different areas.
 - h. To establish or open skill development centres for unemployed youths to make them employable force and also for guiding them in getting jobs in public undertakings in India or abroad and to give them awareness about the various govt and Non-govt projects / schemes/ streams including the Industrial/ Agricultural schemes and projects by which the Youth will earn for their self

29 NOV 2018

In the office of sub-Registrar, Srinagar
present Mr. Sayem Jaisam
presented on this the 18th day
of December 2018, Tuesday at 11 AM
in my office by the executant who
are identified by Mr. Shabir An. Bader,
Advocate, L.No. 160/01, C/o District
court Sgr.

Executant admit the contents
of this document to be correct
and also admit execution of the
document as such is
admitted to registration. R. Fee
of Rs. 5/- is released vide
Stamp No. 1998999 dated 18-12-18
Stamps attached Rs. 102/-
Document he returned after
due completion on 19-12-18



Stamp Fee for
Sudan Court Fee: 276
Code No. 0014

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Identified by Party no. 4th party no. 1st
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