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AMOUNT RS.50,000/- COUNTY CONTRACTOR

STAMP DUTY RS.4000/-

TRUST DEED
OF
ATS EDUCATION TRUST

OFFICE OF THE SUB REGISTRAR, DERA BASSI

THIS INDENTURE OF TRUST is made on this 24th day of January 2012 BY AND BETWEEN

Mr. Ratas Amol Singh Bhullar S/o Joginder Singh Bhullar R/o House No.744, Sector-1f B, Chandigarh-160011 (hereinafter referred to as "SETTLOR"), which expression shall unless it be repugnant to the context will mean and include his/its/their successors of the one part.

AND

Gen H.S Bagga S/o Late Shri J.S Bagga, R/o C - 8, Sector 44 Noida Uttar Pradesh Frustee No.1 and Mrs. Geetanjali Tiwana W/o Mr. R. D. S. Tiwana R/o LGF-7, Anand Niketan, Delhi - 110021 , Trustee No.2, hereinafter referred to as the **TRUSTEES** which expression shall unless repugnant to the context mean and include the survivor or survivors of them and the Trustee or Trustees for the time being of these presents and successors, executors and administrators of the last survivor of them and their his assigns of the other part.

Manager
ATS VALLEY SCHOOL
Affiliation No. 1631071

Principal ATS Valley School Dera Bassi-140507 - क्रि क्री व निर्देश क

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265.2023 Principal ATS Valley School Dera Bassi-140507



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A new Trust created and named below (hereinafter called the "TRUST") as per the constitutional details set forth herein.

WHEREAS THE SETTLOR above named has been desirous of creating a educational and a charitable Trust.

AND WHEREAS THE SETTLOR above named has settled a sum of Rs.50,000/- (Rupees Fifty thousand only) as a fund and the land mentioned in the deed below.

and properties mentioned in the Schedule hereunder, in favor of the TRUSTEES upon Trust with a view to greenfeet to his desire of creating and establishing a Trust interalla for the purpose of establishing an School in Derabassi, District SAS Nagar, Punjab and at other places in India and the terms and conditions are more particularly set out hereunder.

AND WHEREAS THE TRUSTEES named are willing to accept the office of the Trustees for the purpose of carrying out the wishes (i.e. of establishing Schools all over India and for carrying out objects of the Trust) of the SETTLOR of the Trust under the provisions and directions set fortil herein, so as to enable to pursue its vowed objects.

AND WHEREAS it is intended that Trustees shall use the Trust funds for the purpose and objects of Trust and hold the same on trusts hereinafter set out.

NOW THIS DEED WITNESS AS FOLLOWS:

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TRUST

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ਸਮਝਕੇ ਨੀਕ ਪ੍ਰਧਾਨ ਕੀਤਾ।

ਦੀ ਕੁਨ ਰਕਮ ਵਿਖੇ

ਭੂ: ਮੋਰੇ ਕਾਰਮਣੇ ਨਕਦਾ ਚੈਕ ਰਾਹੀ /ਡਰਾਵਟ ਰਾਹੀਂ ਵਸੂਲ ਕੀਤੇ ।ਦੋਹਾਂ ਘਿਤਾਂ ਦੀ ਰਵਾਹ ਨੰ:

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स्था विकास्त्राच केल्यानी

जन होंग संबर्ध

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ATS VALLEY SCHOOL Affiliation No. 1631071 Principal ATS Valley School

Dera Bassi-140507



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## Definitions

In this Dieed unless the context otherwise requires.

- (a) "TRUST PURPOSE" shall mean and include the "OBJECTIVES" described herein.
- (b) "TRUST FUNDS" shall mean the monies, securities and other assets, whether movable or immovable from time to time interested to the Trust whether the initially contributed by the founder or subsequently obtained by way of gift, purchase or loan in any manner of the Trust purposes and any additions therein howsoever arising.
- (c) Words imputing singular shall include the piural and vice versa and words impaling the masculine gender shall include the feminine gender and vice versa.
- (d) "BOARD OF TRUSTEES" All the Trustees together shall constitute board of Trustees and shall be known as such.
- (a) That the name of the trust shall be ATS Education Trust, and its office shall, for the present, be situated at Village Madhopur (H.B. No.11), Tehsil Derabassi, District SAS Nagar, Punjab or at such other place or places as the trustees may decide from time to time.

Manager

ATS VALLEY SCHOOL Affiliation No. 1631071 Principal ATS Valley School Dera Bassi-140507



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- The first Trustees of the Trust shall be Gen. H.S Bagga and Mes. Geetanjali Tiwana and both of them together and collectively constitute the "Board of Trustees"
- The SETTLOR above named hereby establishes a School Trust by 2. the name "ATS Education Trust" for the purpose and upon the conditions set forth hereunder.
- The TRUSTEES named above shall be the first trustees and have 3. given their consent to be appointed as the trustees and as taken thereof, they have set their hands to this instrument.
- The SETTLOR hereby conveys, transfers and assigns to the TRUSTEES the above referred sum of RE/50,000/- (Rupees Fifty 4. thousand only) as a fund, as corpus to the TRUST, the receipt of which, the TRUSTEES do hereby admit and acknowledge.
- SETTLOR of the Trust hereby conveys, transfers, 5. assigns to the TRUSTEES the assets and properties mentioned in the Schedule hereunder, the possession of which the Trustees hereby admit and acknowledge, to have and to hold the same in trust as corpus of the Trust, to be used by the Trustees to carry out and fulfill the objects of the Trust set forth herein, and the SETTLOR of the Trust hereby relinquishes for all time any claim to or interest in the said assets and properties or fund forming the subject matter of the Trust.

The office of the Trust for the time being shall be at Village Madhopur (H.S. No.11), Tehsil Derabassi, District SAS Nagar,

ATS VALLEY SCHOOL

Affiliation No. 1631071

26.5.2.23 Principal

ATS Valley School Dera Bassi-140507 Punjab, with the power given to the Trustees to shift the same to any other place in India upon the decision of the Board of Trustees.

The TRUSTEES do hereby agree that they shall hold and stand 7. possessed of the said trust assets, properties and funds (which expression shall include all investments in cash or kind or in any nature whatsoever into and for which, the said property or a part or parts thereof may from time to time be converted, varied or exchanged) and/ or such investments as may be held by the from time to time in relation to these presents together with all income, profits, additions and accretions thereof, upon trust for the object set out herein with and subject to the provisions and conditions hereinafter contained in these presents

### BENEFICIARIES OF THE TRUST: I.

The Trust is established for the benefit of humanity and the "Objectives" mentioned herein without discrimination of caste, religion, creed or sex.

#### II. PROPERTIES:

The Trust properties shall consist of:

- The amount Transferred by the SECTLOR as mentioned above/in Schedule, towards the Corpus Fund of the Trust.
- Any cash or kind, properties, movable and immovable that may 2. be acquired by purchase or otherwise or all manner of rights, title or interest in or over any property movable or immovable.
- All additions and accretions to the frust properties and the income 3. there from.
- 4. All donations, gifts, legacies or grants, in cash or kind accepted by the Trustees upon Trust. The properties of the Trust shall be utilized for the objects set forth herein above and subject to the provisions and conditions herein mentioned.

## III. OBJECTS

The objects for which this trust is established are:

To organize and run schools under the affiliation and recognition of (a) CBSE, and/or other Central, State Board and non-governmental. agencies within India and to ensure that the said schools meet the guidelines laid down by the respective affiliate and recognition granting body mentioned above.

To establish, run, support and grant aid or other financial assistance to schools, colleges, libraries, reading rapms,

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Principal

- To promote modem methods of imparting education and undertake (O) such schemes to establish training centers and research centers for development of the students and teachers.
- Provide funds through liaison and as Nodal to NGO and charitable (p) agencies in all their concept address.
- To establish institute and institutions of vocation, professional, (q) academic and similar such institution to meet the developmental aspect.
- To supervise and monitor educational projects under taken from Govt. and NGO's
- To take up training facilities to needy NGO's in various spheres. (5)
- To organizing vocational training capacity building trainings in (t) different methods to empowerment and employment norms.
- To charge moderate tultion fees and otherwise recoup themselves (u) for the outlay and expenses incurred in the un keep and maintenance of institutions established or both to be establish under the deed.
- To promote women education, training and women welfare and (v) mass media education
- To maintain does contact with other institution having similar or (w) related objectives.
- To encourage and assist the establishment of village libraries and (x) under eating rural for the benefit of now liberates and educated COUNTY PROFITS farmers.
- To encourage people for all types of sports games by male and (y) female group in our locality/OP level, Block level, District level/State level.
- To conduct and establish such lawful projects and institutions related to the need of the people and developments as a national inters.

# IV. BOARD OF TRUSTEES, THEIR TERM AND POWER TO CO-OPT:

- The Trust will be managed by a Board of Trustees consisting of not less than 2 trustees and not more than 11 trustees.
- The parties named above, Gen H.S Bagga and Mrs. Geetanjall D. Tiwana will be the First Trustees and they shall automatically form the Board of Trustees.

The Trustees shall at each meeting appoint one of their members present to be the chairman of the meeting.

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universities, laboratories, research and other of the like nature in India, for use of the students and the staff and also for the development and advancement of education and diffusion of knowledge amongst the public in general.

- (c) To establish, develop, maintain and grant in aid in cash or in kind to hospitals medical schools, medical colleges, nursing institutions, dispensaries, maternity homes, child welfare centers and/or such other similar charitable institutions in India for the benefit and use of the general public.
- To establish, maintain and run studentships, scholarships and (d) render other kind of aid to students including supply of books, stipends, medals and other incentives to study, without any distinction as to caste, color, race, creed or sex.
- To print , publish, purchase, sell, circulate, distribute or exhibit (e) either free or for a price - books, periodicals, journals, booklets, bulletins, calendars, message-cards, other literature, films, documentaries, records, paintings and photographs which will assist or promote the objects of the Trust.
- To purchase, sell or otherwise distribute materials and services in (f) the furtherance of the objectives of the Trust
- To arrange and organize lectures, debates, discussions, study (g) tours, conferences, or radio-talks for the advancement of the objects of the Trust.
- To organize and run residential educational programmes. (h)
- To establish Training Centre and allied educational institutions. (i)
- Raise funds through donations and contributions to support all the above activities, and setting up appropriate management structure, (1) including subsidiary units as necessary.
- (k) Create assets and transport facilities to accommodate any of the above activities.
- To promote, establish, support, maintain or grant aid to institutions for the promotion of science, literature, music, drama and fine arts, for the preservation of historical monuments and for the research and other institutions in India, having similar objects for the benefit of the public in general.
- (m) To establish and develop institutions for the physically handicapped and disabled or mentally retarded persons and to provide them education, food, clothing or other help.

 (n) To grant in aid or render assistance to other public charitable trusts or institutions.

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- d. The annual meeting of the Board shall be once of each year. The Board may also meet on requisition by any Trustee. All decisions of the Board shall be by simple majority unless otherwise provided.
- The trustees appointed shall hold office for a period of five years and are eligible for reappointment.
- f. Any trustee may if he/she do desires, resign his / her trusteeship even before the expiry of term of trusteeship and the resignation would be effective only from the date of acceptable of such resignation by the Board of Trustees.
- g. The office of a trustee will automatically becomes vacant on the occurring of any of the following events:
  - Death of trustee (2) bankruptcy of the trustee (3) conviction of the trustee for a criminal offence under the Indian penal code.

## V. TERM OF OFFICE OF TRUSTEES:

- a. The Board of Trustees shall have the power to increase the total number of Trustees, by co-upflor, upto the maximum number stated above and fix their term as per provisions contained herein.
- The Board of Trustees shall nominate a Managing Trustee at the beginning of every term.
- Gen H. S Bagga shall be the first Managing Trustee.
- d. Any Trustee, including the Managing Trustee may retire from the Trusteeship hereof by giving two calendar months notice in writing of his or her intention to do so to the Board of Trustees and after the expiry of the period of notice; the Trustee giving the notice shall ipso facto cease to be a Trustee of these presents.
- e. Any vacancy caused by death of any one of the First Trustees, or any vacancy caused by the resignation of any of the Trustees, may be filled up by co-option by the Board of Trustees. The Trustees who are NOT the First Trustees shall hold office for a period of one year from their date of appointment by the Trustees. At the end of this one year period, the Board of Trustees may reappoint them for subsequent term or appoint other persons as Trustees in such a manner that the total number of Trustees does not exceed the approved maximum number of Trustees. The proceedings of the Board of Trustees shall not in any way be

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ATS VALLEY SCHOOL Affiliation No. 1631071 Principal 26" ATS-Valley School Dera Bassi-140507 invalidated due to any post or posts remaining vacant. During the time when a vacancy is yet to be filled up, the remaining Trustees shall act as subject to the presence of Quorum in the meetings. Any vacancy in the Board of Trustees or illegality in the appointment of Trustees or their proceedings shall not invalidate any prior act or decision of the Board.

#### TRUST ADMINISTRATION AND POWER TO THE BOARD: VI.

- Α. The Board of Trustees shall have power to:
- To administer the Trust, its properties and affairs and do all the 1. things which will fulfill the performance of the objects for which the Trust is established and for this purpose the Board can apply the whole or any part of the Trust property towards the payment of the expenses of the Trust.
- To see that the income and the properties of the Trust is solely 2. utilized towards the objects of the Trust and no portion of it is utilized for payment to the Settior, or Trustees or their relatives by way of salary, allowances, profit, interest, dividend etc.
- To open one or more bank accounts and operate the same or 3. provide for operation of the said accounts by anyone amongst them authorized on their behalf
- To invest the Trust funds in the manner not prohibited by any 4. provisions of the Income Tax Act, 251.
- To buy, sell, mortgage, grant, lease, bre or otherwise alienate all or any of the properties of the Trust of its discretion for adequate 5. consideration.
- To execute power of attorney or powers of attorney to any person 6. for the purpose of executing, administering or managing the whole or any part of the Trust for the purpose of all or some among the objects of the Trust.
- To borrow money with or without security and to repay the same. 7.
- To receive, collect and enforce recovery of all monies due or 8. payable to the Trust and grant receipts and discharges therefore.
- To settle, compromise or compound any disputes or refer the same 9. to arbitration or litigation.

To receive voluntary contributions from any person or persons, any 10. organization, association, trust and NGO from India or outside, after complying with the statutory formalities, by way of donation, gifts or in any other manner and to hold the same upon Trust for the objects set forth herein.

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- 11. To appoint, suspend, dismiss or otherwise deal with the staff required for the administration of the Trust, to frame rules relating to their salaries and other benefits and generally to exercise all powers ancillary and incidental to effectively carry out the objects of the Trust.
- 12. The Board shall have power to make and rescind rules and regulations for the management and administration of the Trust.
- 13. No Trustee shall commit any act or breach of Trust of the Trust fund or property or cause any loss to the Trust property or commit fraud in the administration of the Trust fund / property.
- 14. The Trustees will have the entire control of the funds of the Trust and shall decide all differences and disputes which may arises under these Rules as to trustees and the decision of the Trustees as recorded in the Minutes book of the Trust shall in all cases be final and binding on all parties concerned and in case of equality opinion and equal voting the opinion and vote of the Chair person shall be binding.
- The Trustees shall hold hohoracy office and shall not be entitled to any Salary, allowances or perquisites, except for the reimbursement of actual expenses incurred in connection with attending to the Trust matters.
- The Board of Trustees will follow the distructions given by any donor who makes substantial contribution towards furtherance of the objects of the Trust, so long as such instructions are not detrimental to the attainment of the objects of the Trust and are in conformity with the provisions of the Law."
- The Trustees shall select from among themselves Secretary and Treasurer. No Trustee including the Managing Trustee shall hold more than one post of above offices at the same time. The persons holding theses offices of Secretary and Treasurer shall be under the administrative guidance and supervision of the Board of Trustees and will report through the Managing Trustee.
- The Trust can form a School Managing Committee (SMC) with members from outside of trustees shall be for a period of three years from their date of formation of the committee and they may be reelected for further terms. The purpose of the SMC is to manage, run and administer the School established by the Trust.
- School Managing Committee (SMC):- The SMC is charged with (a) managing the Schools of the Trust. The constitution of the Trust shall be as per the guidelines of CBSE, and/or other Central, State Board and non-governmental agencies within India.

Powers and Functions of SMC: (b)

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Subject to overall control of the Trust, the SMC shall have the power to supervise the activities of the Schools for their smooth functioning. The SMC shall work according to the directions given by the Trust. However, the admissions shall be made as per merit without discretion of cast/creed/religion and region. The SMC further shall have all other powers including of Teachers, look after academic programmes, discipline, to ensure that norms mf CBSE of the relevant State are met and shall have all other powers as are prescribed CBSE and/or any other Central, State Board and nongovernmental agencies within India as prescribed from time to time.

- (c) SMC:- The Members of SMC shall be Membership of appointed/nominated in the manner as is prescribed CBSE and/or any other Central, State Board and non-governmental agencies within India as prescribed from time to time.
- The Trust may appoint sub-group(s) for specific tasks, with co-19. opted members. Currently this includes Building and Land Development group etc. Such group may keep its own financial records within existing framework and must report regularly to the Board of Trustees.

### ROLES AND RESPONSIBILITIES AND POWERS: B.

The Roles, Responsibilities and Powers of all these office bearers are defined below. In addition to these, the Board of Trustee may grant additional roles, responsibilities and powers to any of the Trustees as and when required.

### MANAGING TRUSTEE: a)

In addition to discharging normal duties of a trustee, the Managing Trustee will be authorized to sign all documents, including bank documents, acknowledgements for the contributions received, and agreements with individuals, government institutions and other organizations on behalf of the Board of Trustees upon the decision of the Board for each and every case. Any document signed unilaterally by the Managing Trustee will stand null and void. The Managing Trustee is authorized to sign along with the Treasurer bank cheques, deposit release vouchers etc. The Managing Trustee alongwith the Board of trustees is responsible for ensuring that the Trust pursues its objects and for maintaining the dignity of the Trust organization and shall use his/her influence to promote the activities of the Trust.

## b) SECRETARY:

The Secretary shall maintain the records of the organization prepare and circulate agenda and minutes of Board of Trustees meeting. The Secretary shall be also responsible for the day

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to day administration activities of the Trust. The Secretary shall deal with correspondence received by the Trust, send replies in consultation with the Managing Trustee, Vice President and/or the Treasurer where necessary. He/she is responsible for the safe custody of all the assets and records of the Trust. The Secretary shall represent the Trust in all legal matters, sign the papers related to legal cases, attend to courts or represent the Trust in Government offices.

## c) TREASURER:

The Treasurer will prepare Annual Budget, monthly and yearly expenditure statements get the expenditure audited by auditor duly appointed by the Board of Trustees and place them before the Board of Trustees for approval. The Treasurer is responsible to maintain cash book and prepare vouchers for the payments made, receive contributions, sign acknowledgements for the amounts or articles received by the Trust and prepare monthly and yearly statements of revenue and expenditure, as well as, the register of assets of the Trust and place them before the Board of Trustees for their approval. The Treasurer is authorized to sign bank cheques, application for drafts and payment instructions jointly with the Managing Trustee and draw money from the bank, upto the limits defined by the Board of Trustees in their meetings. The Treasurer is responsible for safe custody of cash, bonds, securities etc. of the Trustees.

## VII. MEETING OF THE BOARD OF TRUSTEES:

The Board of Trustees should meet at least once in every calendar year and may meet more often when required.

- The meeting of Board of Trustees shall be convened by the Managing Trustee. In his absence, the Managing Trustee may authorize to any other Trust member to convene such meetings. Any member of the Board of the Trustees can call for a meeting.
- One half of the Board of Trustees or a minimum of two trustees, whichever is higher, shall constitute the QUORUM for the Board of Trustees meetings.
- All decisions shall be carried out by the majority decision of the Board but in the event of equality of votes, the Chairman presiding over the meeting shall have a casting vote.
- 4) Any resolution in writing signed by all the Trustees by circulation shall have equal force as though it has been passed at a meeting of the Board of Trustees.

 The meeting of the Board shall be convened after giving at least a week's notice unless all the Trustees agree to accept a shorter notice.

> Manager ATS VALLEY SCHOOL

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6) The Board of Trustees may invite other persons interested in the objects and functioning of the Trust to attend the meetings of the Board, but they shall not be entitled vote in the meetings of the Board.

## VIII. BANK ACCOUNT:

- The Managing Trustee and the Treasurer shall jointly operate Bank Accounts on behalf of the Trust. In their absence, any of the Trustees may be authorized by the Board of Trustees, by a resolution, to operate the bank accounts. One or more Bank Accounts may be opened in any Bank and or Banks in the name of the Trust anywhere in carry out the objectives of the Trust.
- 2) The Managing Trustee and the Treasurer may open Sub-Bank Account with its main bank account. The trust may allow two members from School Managing Committee (SMC) to operate the sub bank account on behalf of Trust for daily work of the school. For that a resolution copy of trust or a letter from Managing Trustee and a resolution from SMC members are needed.

## IX. INVESTMENT OF TRUST FUNDS:

- The Board of Trustees shall have the power to invest the funds, assets and properties of the Trust at their discretion in accordance with the provisions of the Income Tax Act, 1961.
- The Board shall also determine from time to time, the amount it shall spend on the various activities of the Trust.
- 3) The receipt of the trustees for any moneys, stocks, funds, shares securities, or investments paid, delivered or transferred to them in execution of the trust of powers thereof, effectually release and discharge the person or persons, delivering or transferring the same, and from seeing or from being bound to see to the application or being answerable for any loss or misapplication thereof.
- The trustees shall be respectively chargeable only for such moneys, stocks, shares, funds and securities as they shall actually receive notwithstanding their respectively signing a receipt jointly with others for the sake of conformity and shall be answerable and accountable for their own accounts receipts, neglects, and defaults respectively and shall not be answerable either one for the other or others of them or for any banker, broker or the person with whom or into whose hands any trust money or securities may come or be deposited or for the insufficiency or deficiency of any stocks, funds or other securities or for any other loss unless the same shall happen through their willful default or negligence.

X. ACCOUNTS AND AUDIT:

Manager ATS VALLEY SCHOOL Affiliation No. 1631071 Principal ATS Vultay School Dera Bassi-140607

- The financial year of the Trust shall be from beginning and end of academic session of the school of the following year, unless otherwise decided by the Board of Trustees.
- The Board of Trustees shall maintain true and correct accounts of the Trust.
- 3) The trustees shall cause true and accurate accounts to be kept of all moneys received and spent and of all matters in respect thereof in the course of the management of trust properties or in relation to carrying out the objects and purposes of the trust as well as of all the assets, liabilities, credits and effects of the trust properties.
- 4) The accounts of the Trust shall be annually audited by a Chartered Accountant appointed by the Board of Trustees and the audited statement of account shall be placed before the Board for its approval within three months of the close of the financial year.

## XI. AMENDMENTS:

- While this Trust shall be irrevocable, the Board of Trustees may amend any of the clauses except those relating to objects of the Trust. The First Trustees, at a duly convened meeting of the Board with at least 2 weeks' notice, and by a resolution passed by at least three-fourths majority of the Board of Trustees. The amendments to the Trust Deed can only be passed by a resolution of the Board of Trustees in an actual meeting and not by circulation.
- If any alteration or amendment is necessary, the same shall be affected through supplementary deed/deads in accordance with law and the same shall be read together both the main Trust deed.

## XII. INDEMNITY:

The Board of Trustees shall be indemnified for any act done by them in good faith in the course of the administration of the Trust.

## XIII. APPLICABILITY OF TRUST ACT:

The provisions of the Indian Trust Act 1882 shall apply to all matters not specifically mentioned in these presents.

## XIV. THIS TRUST IS DECLARED IRREVOCABLE.

### XV. DISSOLUTION:

In the event of dissolution of the Trust, the entire Trust funds shall be realized and first be used for payment of liabilities of the Trust. The assets remaining as on the date of dissolution shall under no circumstances be distributed among the Trustees, but the same shall be transferred to another Trust/ Society/ Association or

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institution whose objects are similar to those of this Trust.

## SCHEDULE

At present, the Trust has no property or assets, either movable or immovable, other than the Trust Fund donated by the SETTLOR, as described in the Schedule below:

Cash contribution to the Corpus Fund of the Trust of 1. Rs.50,000/- (Rupees Fifty thousand only).

IN WITNESS WHEREOF THE SETTLOR AND THE FIRST TRUSTEES here to have set their hands on the day, month, and year first above written.

## WITNESSES:

GEN. H.S BAGGA

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ATS VALLEY SCHOOL Principal

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