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Request Respective Responses

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TRUST DEED

March, 2017 at Place and executed on this By day of

Mrs. Argina Sarkar, D/c. Abbas Ali Sarkar, W/o. Mr. Khoshbub Alam Ahmed, aged about 43 years, by religion Islam, by nationality - Indian a residing at Vill. Kazipara, P.O. Chapar, Dist. - Dhubri, (Assam) Pin. 783371 (hereinafter called and referred to as the SETTLER of the one part.

14) Sub Constant Office

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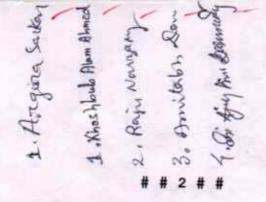
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Execution is admitted by Smt Argina Sarkar D/o Abbas Al: Sarkar of Kazipara P. S Chapar Siet Shubri

> Deputy Registrar Kokrajhar

Identified by Sri Ankan Sarkar S/O Sri khagendra Sarkar of kohrajhar Toum w/NO-1 PS & Siet kohrajhar by cast Hinds by prof Deed whiter.

> Deputy Registrar Kokrajhar



Whereas the SETTLER, above named having sufficient experience in the field of education and community cum social development, is desirous of settling on new trust to be created and named hereafter mentioned a sum of Rs. 1,000.00 (Rupees One Thousand Only) hereinafter referred to as the property for the purpose of founding a trust dedicated to the people of Assam and North East as well, has therefore settled by virtue of this deed the said cash amount in favour of a permanent Trust hereinafter named below to bring expediency and for betterment in the field of education & all around community & social development.

And whereas in pursuance of such desire of the SETTLER have already transferred and paid and handed over the said property to the Trustees which he has appointed the following persons to be trustees for holding the said property in trust for the purposes merefully and expressly written in this Deed

- O1. Mr. Khoshbub Alam Ahmed, S/o. Late Golap Uddin Ahmed, aged about 48 years, by religion Islam, by nationality - Indian a residing at Vill. Kazipara, P.O. Chapar, Dist. - Dhubri, (Assam) Pin. 783371.
- 02. Mr. Raju Narzary, S/o. Mr. Chandra Dibakar Narzary aged about 34 years, by religion Hindu, by nationality Indian a residing at Vill. Chalta Bamunkura, P.O. Binyakhata, Dist. Kokrajhar (BTAD) (Assam) Pin. 783336.
- O3. Mr. Amitabh Das, S/o. Mr. Sushil Kumar Das, aged about 47 years, by religion Hindu, by nationality Indian a residing at Vill. Satyapur, P.O. Chapar, Dist. Dhubri (Assam) Pin. 783371.
- O4. Mr. Ajay Kumar Basumatary, S/o. Mr. Kamal Basumatary, aged about 34 years, by religion-Hindu, by nationality Indian, a resident of Vill. Chakrasila Pt-II, P.O. Silgara, Dist. Kokrajhar, BTAD (Assam) Pin-783348.

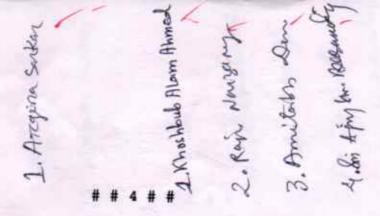
And whereas the trustees named above also wish to establish a charitable Trust to promote and support all activities related to the development of education and all around community development of the North Eastern states with a focus on rural development.

The Trust is to be known as **ECO-SYSTEM PROTECTION TRUST (ESPT)** and its registered office shall be located at Vill. Kazipara, P.O. Chapar, Dist. Dhubri (Assam) Pin-783371.

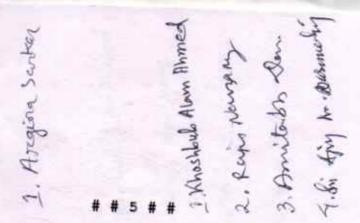
## Now this Deed witnesseth as follows :-

- NAME: The Trust hereby established shall be named as ECO-SYSTEM PROTECTION TRUST (ESPT).
- PLACE: Office of the trust situated at Vill. Kazipara, P.O. Chapar, in the district of Dhubri (Assam) Pin-783371 or at such other place in India as the Trustees may from time to time think fit.
- 3. OBJECTS: The objects for which the Trust is founded are:
  - a. The Trustees shall hold the said sum and all other sums or assets as may be transferred to them hereafter Upon Trust to pay or apply the Income and the whole or part of the Trust Fund for the purposes of fulfilling the objectives of the Trust as established hereunder.
  - b. The objects of the trust (Objects) will include inter alia increasing the speed and efforts at to protect environment and ecology and holistic development of the eight Northeastern states of India viz. Arunachal Pradesh, Assam, Manipur, Meghalaya, Mezoram, Nagaland, Sikkim and Tripura with specific emphasis on the following issues:-
  - c. To save deforestation and encourage plantation.
  - d. To educate the people regarding environment, nature, wild life, health and sanitation by holding seminars, public meeting, street dramas cultural programmes, wall magazine and by publishing magazine.

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- e. To take initiative for the conversion of good natural area into tourist place.
- f. To take initiative for disaster prevention, preparedness, relief and recovery activities.
- g. To build scientific attitude among the school students.
- h. To make the science education exciting through experimentations & other hands on activities.
- i. To work for the benefit of poor and marginalized communities including women & children and tribal people through mechanisms that generates sustainable economic and equitable use of resources, without prejudice to caste, creed, tribe, religion or community.
- j. To organize the communities for asserting their right over primary health care including adequate nutrition and sanitation, education, livelihood opportunities, shelter and any others that are necessary for a dignified human existence.
- k. To work at promoting and supporting efforts for peacemaking in the Northeastern status of India.
- To-carry out any scientific-quantitative or qualitative action oriented research into the social, historical, anthropological, medical or other aspects of the Northeast that would lead to a better understanding of the situation in the region and promote the objects.
- m. To promote young and enthusiastic entrepreneurs in the non-profit sector by arranging for small fellowships/stipends to allow them to carry out their mission without hindrance.
- n. To help conserve positive indigenous knowledge, customs and traditions and practices that can prevent the erosion of values, social and cultural heritage and of biodiversity.



- o. To create and support networks of likeminded individuals, groups, organization and institutions that could help in sharing of experience and resources both within outside the region for the development of small and remotely located organization in the Northeastern region.
- p. To publish, cooperate with promote the publication of books, videos, films, musical or other recordings, pamphlets or publications in and towards attainment of the objects.
- q. To promote the holding of seminars, courses, programmes, conferences, rallies, exhibitions, workshops, meetings, cultural, performances or other such events to enable the dissemination of information in keeping with the objects.

## 4. NUMBER OF TRUSTEES:

The number of trustees shall not be less than 4 and not more than 10 persons. The Board of trustees may nominate and invite person/persons to be the other trustees for such period, as they may deem fit and proper.

5. TERM OF OFFICE OF THE TRUSTEES:

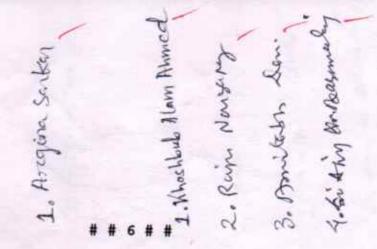
These Trustees shall hold office for such duration as may be specified by the Board of trustees.

6. PRESIDENT:

There shall be a president for the administration of this trust, nominated by the Board of Trustees, who shall be one amongst trustees specified in para (4) above for such period, in such manner as may be specified in this behalf.

## 7. MANAGING TRUSTEE :

- The day-to-day administration of the trust shall be looked after by the Managing trustee under the guidance, control and supervision of the Board of Trustees.
- ii) The Board of Trustees shall nominate one amongst the trustees as specified in para (4) above to be the Managing Trustee, who shall hold office for such period, as may be decided by the Board of Trustees.
- iii) The Managing Trustee shall perform all functions, discharge such duties as or specifically entrusted to him/her in writing by the Board of Trustees.



8. Any vacancy among the Member of the Board of Trustees may be filled up by the trustees as specified in para (4) above or their successors and they shall hold office for such duration as may be specified by the Board of Trustees.

### 9. TERMINATION OF OFFICE OF THE TRUSTEES:

- a) Trustee shall cease to hold office :
  - i) if he dies,
  - ii) if he resigns,
  - iii) if he is adjusted insolvent or found guilty of an offence involving moral turpitude.
  - iv) If he is found to have acted against the interest of the trust.
  - v) If it is unanimously decided by the Trustees specified in para (4) above that his continuation in the office is against the interest of trust.
  - vi) Upon expiry of the period up to which the Board of trustees have nominated the trustee.
  - vii) If he doesn't cooperate with the trust for 6 month at stage, he will be terminated without any information.

## 10. MEETING AND PROCEEDINGS OF THE TRUSTEES:

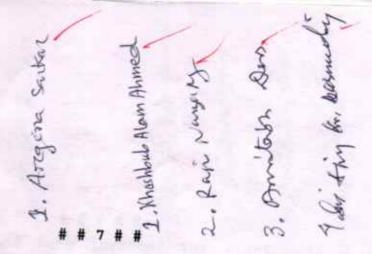
The Trustees shall ordinarily meet 3 times in a year or as often as may be necessary for the satisfactory conduct of the affairs of the Trust.

#### 11. NOTICE:

3 days notice shall ordinarily be given in writing for a meeting of Board of trustees.

#### 12. QUORUM:

The Quorum for the meeting of the Board of Trustees shall be more than half numbers of total trustees. A minute book shall be kept by the Managing Trustee. Minutes of entry into the office of every new trustee and of all proceedings of the meeting of the Board of trustees shall be entered in the minute book and shall be signed by the president of the meeting.

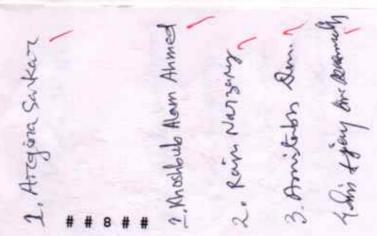


13. POWER, FUNCTION AND DUTIES OF THE TRUSTEES:

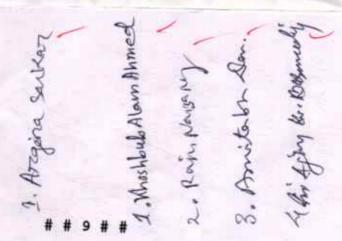
a) All property of the trust movable or immovable or of any other kind, shall vest in trust, the trustees shall manage the whole property and affairs of the trust and shall have all powers, duties and functions necessary proper and incidental to the promotion and carrying out of the objects of the trust.

b) In particulars and without prejudice to the generality of the foregoing the trustees shall for the purposes of this trust have the following powers, duties and functions:

- To acquire by Gift, Grant, Purchase, Exchange, Lease, or otherwise, lands, building, or other immovable properties and also any movable property.
- ii) To construct and maintain buildings, to alter, demolish or improve them and equip them suitably.
- iii) To accept gifts, donations, endowment and contributions for the trust and shall be treated as the income of the Trust.
- iv) (a) To raise loans, to receive money, securities or other movable property on behalf of the trust.
  - (b) To accept any trust, trust fund or endowment so long as the provisions of such trust or endowment ' are in consonance with the objects of this trust.
- v) To award scholarship and make donations calculated to promote the objects of the Trust.
- vi) (a) To enter into contracts, or engagements or Deed on behalf of the Trust.
  - (b) To consider such proposals submitted by subcommittee appointed by this trust and allocate such funds if necessary as deemed necessary for the implementation of the programs.
- vii) To make, sign and execute all such documents instruments, as may be necessary or proper for carrying on the management of the properties and affairs of the trust.



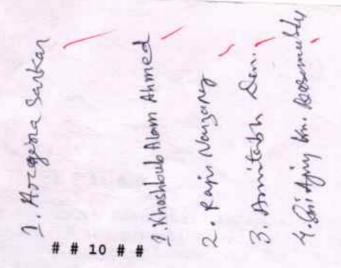
- viii) To invest and keep invested the Trust's funds in immovable properties, movable properties, shares, stocks, debentures or in other securities etc. strictly in conformity with the provisions of the Income Tax Act, 1961, or some other law for the time being enforce and to alter, vary or transpose such investments from time to time as the Board of Trustee may in its discretion think fit.
- ix) To sell, transfer or otherwise dispose of any immovable property of the trust provided all the trustees unanimously resolve that it is in the interest of the trust to do so to sell or lease, mortgage or otherwise dispose of any movable and immovable properties of the Trust.
- x) To appoint Committee/Committees of management for such terms and with such powers as may be specified from time to time, for carrying on the routine management of affairs of the Trust.
- xi) To appoint such employees on such terms and condition as the Trustees may deem fit for carrying out the work of the trust and exercise control all such employees including the power of suspension, dismissal and removal.
- xii) To delegate to the Managing Trustee or any appointed committee such power, duties and functions as are vested in the Trustees.
- Xiii) To frame Bye-Laws and such other regulations as are required for achieving its objectives.
- xiv) Out of the income of the trust property the trustee shall be entitled to spend or incur the following expenses namely
  - (a) All rates, taxes, cess, assessment, dues and duties if any payable to the government to any municipal or other public bodies in respect thereof or any part thereof.
  - (b) The premium for the insurance of the building or any other insurable property movable or immovable for the time being forming part of the trust property.



- (c) The costs of ordinary repairs and for providing any amenities to the buildings for the time being forming part of the trust property.
- (d) The cost of making such additions/alterations or improvements to or in the buildings forming part of the trust property, as the trustees shall think fit.
- (e) Wages and salaries of any manager, supervisor, accountant, clerk, servant or other employees employed by the trustees in the carrying out this trust.
- (f) Cost and expenses of keeping the trust property in good condition.
- (g) Cost and expenses for installing and renovating the electrical and other installations in the building for the time being forming part of the trust property.
- (h) The architect's fee and legal charges and fee payable to other professionals engaged in the course of administration of the trust.
- (i) All other costs, charges and expenses of and incidental to the management and administration of the trust property in accordance with the objects and purpose hereof or which may be incidental thereto. After deducting the costs charges and expenses incurred by the trustee's as aforesaid out of the total gross income received by them from the trust property the balance that is the net income will be utilized for the objects of the trust as decided by the board of trustees.

## 14. BANK ACCOUNT :

The Board of Trustees may open such Bank Account or Accounts in any of the banks in the name of Trust, such account shall be operated by such persons as authorized by the board of trustees from time to time.



- ii) The trust may open Bank Account/s in the name of institution/organization founded by the Trust. Such Bank Accounts shall be operated by such persons as authorized by the board of trustees from time to time.
- 15. APPLICATION OF THE PROPERTIES OF THE TRUST:
  The income and properties of the Trust whatsoever derived obtained shall be applied solely towards the promotion of

obtained shall be applied solely towards the promotion of the objects of the trust and no portion thereof shall be paid to or applied or divided amongst any of the trustees of the trust OR their near relative or any person specified under sub section 3 of section 13 of the Income Tax Act, 1961 by way of profit.

- All Deeds and other document to be executed by or on behalf of the trust shall be done by the managing trustee of the trust subject to approval of the Board and that managing trustee of the trust may sue or may be sued in the name of the managing trustee of the trust.
- The Trustees shall maintain a true and correct record of the receipt, payments incomes and expenses and trust shall be audited by an Auditor or a Chartered Accountant every year i.e., commencing from 1st April to the 31st March of next year.
- INCLUSION OF PROPERTY:

  All assets and liabilities of the ECO-SYSTEM PROTECTION
  TRUST (ESPT), Vill. Kazipara, P.O. Chapar, Dist.

  Dhubri (Assam) Pin-783371 including existing bank account shall be the assets and liabilities of the trust as, unanimously decided by the founder body.

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#### 19. AMENDMENTS :

No amendments to the Trust Deed shall be made which may prove to be repugnant to the provisions of Section 2(15), 11, 12 and 13 and 80G of the Income Tax Act, 1961 as amended from time to time. The Trustees shall have the power to amend, alter or rescind any of the provisions of the Trust in a manner not inconsistent with the objects of the Trust and to interpret their meaning whenever the rules and regulations framed do not cover any emergency or is ambiguous, provided that such change or interpretation does not conflict with the aims and objects of the trust. If any difficult arises in giving effect to the provisions of the "DEED OF TRUST", the majority of the trustees may by circulation or otherwise make such provisions not inconsistent with the "DEED OF TRUST" as appears to be necessary or expedient for removing the difficulty.

#### 20. DISSOLUTION :

In the event of dissolution or winding up of the Trust, the assets of the trust remaining on the date of dissolution shall under no circumstance be distributed among the Trustees, but the same shall be transferred to other Trust, Society, Association or Institution whose objects are similar to those of this Trust.

In WITNESS WHEREOF THE SETTLER AND THE TRUSTEES HERETO HAVE SET THEIR RESPECTIVE HANDS ON THE DAY, MONTH AND THE YEAR FIRST HEREIN ABOVE WRITTEN.

WITNESS

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Advocat . Kokrajhar

Court

Arrgina Sankar Settler of Trust

1. Khashbub Alam Ahmed

2. Reign Nargary
3. Amitaba Den.

Trustees



Registered in Rock No. IV

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# PhotoGraph and Finger Impression of Person involved in the Deed

Occument Type: TRUST

Document Sub Type: property value exceeds 1000

Date of Impression: 2017-03-18

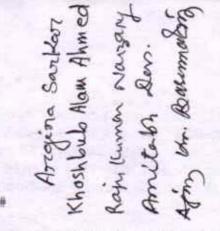
Registration Office: KOKRAJHAR

· Serial No.: 231/2017

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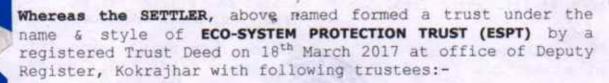
#### (WITH EFFECT FROM

#### DAY OF AUGUST 2018)

THIS SUPPLIMENTRY DEED OF TRUST MADE AND EXECUTED ON THIS 7th DAY OF August 2018, ASSAM :-

Ву

Mrs. Argina Sarkar, D/o. Abbas Ali Sarkar, W/o. Mr. Khoshbub Alam Ahmed, aged about 44 years, by religion Islam, by nationality - Indian a residing at Vill. Kazipara, P.O. Chapar, Dist. - Dhubri, (Assam) Pin. 783371 (hereinafter called and referred to as the SETTLER of the one part.



- O1. Mr. Khoshbub Alam Ahmed, S/o. Late Golap Uddin Ahmed, aged about 49 years, by religion Islam, by nationality Indian a residing at Vill. Kazipara, P.O. Chapar, Dist. Dhubri, (Assam) Pin. 783371.
- 02. Mr. Raju Narzary, S/o. Mr. Chandra Dibakar Narzary aged about 35 years, by religion Hindu, by nationality -Indian a residing at Vill. Chalta Bamunkura, P.O. Binyakhata, Dist. - Kokrajhar (BTAD) (Assam) Pin. 783336.
- 03. Mr. Amitabh Das, S/o. Mr. Sushil Kumar Das, aged about 48 years, by religion Hindu, by nationality - Indian a residing at Vill. Satyapur, P.O. Chapar, Dist. Dhubri (Assam) Pin. 783371.
- O4. Mr. Ajay Kumar Basumatary, S/o. Mr. Kamal Basumatary, aged about 35 years, by religion-Hindu, by nationality Indian, a resident of Vill. Chakrasila Pt-II, P.O. Silgara, Dist. Kokrajhar, BTAD (Assam) Pin-783348.

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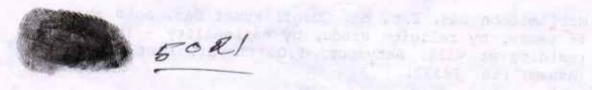
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WHEREAS trustee in here to above have been carrying on activities of Trust under the name & style of ECO-SYSTEM PROTECTION TRUST (ESPT) at Vill. Kazipara, P.O. Chapar, in the district of Dhubri (Assam) Pin-783371 in the terms and conditions incorporated in the Deed of trust dated 18th day of March, 2017.

And whereas the settler & trustees here to above have decided to incorporate a new clause of irrevocability in the trust deed.

AND WHEREAS the settler & trustee here to above have decided to reduce the same into writing the same.

NOW THIS DEED WITHNESSETH AS FOLLOWS:

A new clause No. 21 in trust deed is inserted as follows :-

#### 21. IRREVOCABILITY CLAUSE :-

The trust so created and formed will be irrevocable for all purpose and will never be revoked by any act of the settler. The Settler in no case can revoke the trust. And in case of death of settler, of trust the trust will continue to be irrevocable and settler or her legal heirs will have no power to revoke the trust.

All other terms and conditions of the Trust Deed dated 1st March, 2017 shall remain same and unchanged and remain in force as before.

THAT above amendment shall have effect on and from date of this supplementary trust Deed.

IN WITNESS WHEREOF THE SETTLER & TRUSTEE HERE TO ABOVE HAVE SET AND SUBSCRIBED THEIR HANDS AND SEAL TO THE DEED ON THE DAY, MONTH AND YEAR FIRST MENTIONED ABOVE.

WISTNESSES:

1. Jomiekan Bono STO Lt Bagan Bares 2.P.O-Silgora, P.S+ Dist- Koknoyhan Pin-783348

2. Anhan darkers Slosnikhagendra Sarkard P. o. + 19 + 10 15: - Kokrafthas 7833 70 W/No. 1 1. Khoshbub Alam Ahmed -

Deed Writer, Dy, Registrar office Kekrajhar

SIGNATURE OF SETTLER.

SIGNATURE OF TRUSTEE.

2. Rajis Kuman Narzarrey

4. Agry K. Dosemering

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# PhotoGraph and Finger Impression of Person involved in the Deed

Document Type: RECTIFICATION

Document Sub Type: RECTIFICATION

Date of Impression: 2018-08-07

Registration Office: KOKRAJHAR

Serial No.: 469/2018

Book & Deed No.: Book-IV/41/2018

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