

भारतीय गैर न्यायिक

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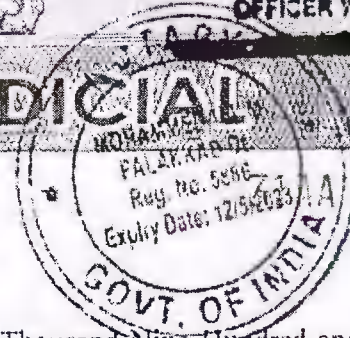
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GOVERNMENT OF INDIA
REVALIDATED TO
Rs. 100
(HUNDRED RUPEES)
Rs. 10
SIGNATURE OF THE PROPER
OFFICER WITH DATE

INDIA NON JUDICIAL

TRUST DEED



കേരളം KERALA

BEERAN OULIYA MEMORIAL TRUST:-

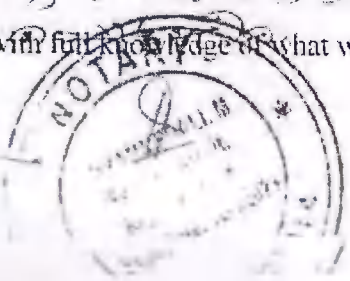
This deed of Trust made on the Twenty first day of May, One Thousand Nine Hundred and Ninety Three (7th day of Edavam, 1168, 31st day of Wyshakam 1915) by

1. K.S.UNNIKOYA THANGAL, son of Kaliyar Road Syed K.S.Syed Ismail Koyakutty Thangal, aged 52 years, residing at Kuruvambalam Amsom Desom, Perinthelmanna Taluk, Malappuram District, Kerala State.
2. HAMZAHAJI, Son of Chedath Palliyalil Ahmed aged 70 years, residing at Nellya Amsom, Ezuvanthala Desom, Ottapalam Taluk, Palakkad District, Kerala State.
3. MOHAMMED MUSLIAR, Son of Kottambara Mukhari, aged 44 years residing at Vadasseripram Desom, Kottopadam II Village, Mannarkkad Taluk, Palakkad District, Kerala State.
4. ABDULRAHMAN HAJI, Son of Mangalassery Alavi, Aged 42 years residing at Ezhuvanthala Desom, Ottapalam Taluk, Palakkad District, Kerala State.
5. BEERAN HAJI, Son of Mangalassery Alavi, aged 35 years, residing at Ezhuvanthala Desom, Ottapalam Taluk, Palakkad District, Kerala State.

Ottapalam Taluk, Palakkad District, Kerala State.

With our full and free will and with full knowledge of what we are doing hereby, shows as follows:-

U. V. UNNIKRISHNAN
ACTING STAMP VENDOR
SREEKANTHAPURAM



With the intention of getting the blessings of the Almighty Allah and to spread the doctrines of Islam according to the views of Ahlu- Sunnethi-wal- Jammath among the public and for the religious and spiritual development of the Muslims who are the followers of As- ari or Mathureethi in faith and accepted any one of the 'Madhebs' , namely ' Shafi, Hanafi, Hambali and Maliki and for the cultural progress of the society and for the like matters, we hereby decided to establish a Trust as mentioned below.

Now this deed witnessed and we do hereby declare as follows:-

1. NAME OF TRUST:

The name of Trust shall be BEERAN OULIYA MEMORIAL TRUST.

2. CAPITAL :

The Capital of the Trust is the sum of Rs. 3000/- (Rupees Three Thousand only)

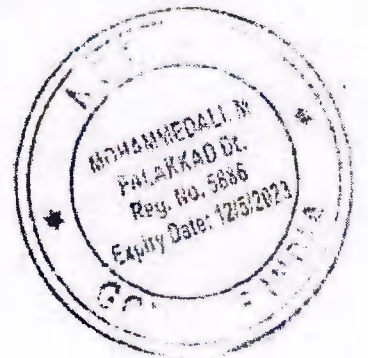
3. TRANSFER :

We do hereby grant, convey and transfer and assure unto and to the Trustees the Capital mentioned in the 2nd paragraph hereto To Have and To Hold the same to use for the Trust subject to the rights and Powers hereinafter expressly provided.

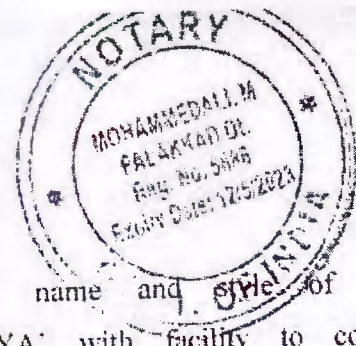
4. AIMS OF THE TRUST :

The income of this trust shall be utilized only for the purposes mentioned below:

- a) To propogate Islam among the public in the tune with the views of " Ahlu Sunnathi-wal- Jemaath and to enlighten them in social, cultural and scientific fields in accordance with the Islamic ideology.
- b) To establish and conduct Religious- Educational Institutions and Technical Training Centres for the development and welfare of the Society in religious, educational and economical sectors and also to provide necessary assistance and protection to such institutions which are already established and which are intended to be established.
- c) To give special consideration for the economically and educationally backward Muslims and to utilize such educational and technical training centres mentioned above for their over all development.
- d) To provide necessary educational and financial, Medical assistance etc. for the poor and destitutes in particular and the society at large.



5/10/23



5. AIMS OF THE TRUST:

- a) To establish an Islamic complex in the name and of 'AL-MUASSASUTHULITHARABIYYATHIL ISLAMIYA' with facility to conduct Religious and Spiritual Educational Institutions, Technical Training Centres, Hospitals etc. for achieving the above mentioned aims.
- b) To form a committee only with those persons who are the followers of "As-ari or Mathureethi in faith and has accepted any one of the Madhabs, namely 'Shafi, Hanafi', Hambali and Maliki" for the management of the institutions and control the administration in tune with the above mentioned ideas.

6. TRUST BOARD:

We hereby appoint and constitute the following persons as 'Trustees' (Hereinafter called the Trust Board)

1. K.S.UNNIKOYA THANGAL Son of Kaliya Road Syed K.S.Syed Ismail Koyakutty Thangal, aged 52 years own matters, residing at Kuruvambalam Amsom, Desom, Perinthelmana Taluk, Malappuram District
2. HAMZAHAJI. Son of Chedath Palliyalil Ahmed aged 70 years, Agriculture, residing at Nellaya Amsom, Ezuvanthala Desom, Ottapalam Taluk, Palakkad District
3. MOHAMMED MUSLIAR, Son of Kottambara Mukhari, aged 44 years, Teacher, residing at Vadasseripram Desom, Kottoppadam II Village, Mannarkkad Taluk, Palakkad District
4. ABDULRAHMAN HAJI, Son of Mangalassery Alavi. Aged 42 years. Business, residing at Ezhuvanhalala Desom, Ottapalam Taluk, Palakkad District
5. BEERAN HAJI, Son of Mangalassery Alavi, aged 35 years, Business, residing at Ezhuvanhalala Desom, Ottappalam Taluk, Palakkad District
6. ABOOBACKER MOULAVI, Son of Kizhakkekara Mammu, aged 40 years, Teacher, residing at Thazhekodde Amsom and Desom, Perinthelmana Taluk, Malappuram District.
7. KUNHIMARAKKAR HAJI, Son of Puliyanthodi Saidalikutty Haji, aged 56 years, Business, residing at Kuruvambalam Amsom and Desom, Perinthelmana Taluk, Malappuram District

8. MAHAMOOD BABU, Son of Melethalakkal Kunhappa, aged 55 years . own matter, residing at Ezhuvanthala Desom, Ottapalam Taluk, Palakkad District

9. MOIDEENKUTTY, Son of Malayil Unneenkutty, aged 45 years, Business, residing at Ezhuvanthala Desom, Ottapalam Taluk, Palakkad District.

7. CHAIRMAN OF THE BOARD :

We hereby appoint above mentioned 1st Trust Member K.S.UNNIKOYATHANGAL as Chairman for a period of 5 years and thereafter the Board of Trustees shall elect one among them as the chairman and his duration will be one year otherwise he is not resigned or removed.

8. FUNCTIONS OF THE CHAIRMAN :

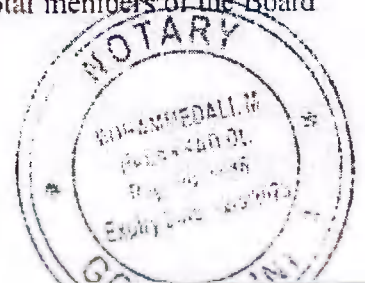
The Chairman will preside over the Board meetings, supervise the functioning of the Board and give necessary directions for the proper administration of the Board and shall represent the Board in all actions, Civil, Criminal or Revenue and in all Offices of the Government, Central or State including Incometax and Sales tax Officers and Offices and before all or any authorities of such offices, unless and until decided otherwise by the Board.

9. SECRETARY OF THE BOARD :

a) For the effective management of the Trust, the Board shall either elect one among them as the Secretary or appoint any from out side as the Secretary of the Board whether salaried or honorary, and the Secretary so appointed shall perform the day to day administration and management of the Trust including the preparations of the annual budget. The Secretary will be entitled to such allowance or honorarium, bata or grant as are decided by the Board according to the circumstances. The Secretary shall not keep in hand an amount more than decided by the Board time to time.

b) Board Meeting :

The Board meeting shall be convened either by the Chairman or by the Secretary or both or by any Trustees authorised by the Board on giving at least 2 (two) day's Notice to the members of the Board, but the Chairman or the Secretary or both or the authorized Trustees shall be bound to convene the meeting within 7 (seven) days of receipt of a notice signed and given by not less than $\frac{2}{3}$ (two/ three) of the total members of the Board demanding to convene the Board Meeting.



10. FUNCTIONS OF THE BOARD :

The Board of Trustees shall govern, manage and administrate the trust and trust properties to the best interest of the trust and its beneficiaries, discharge the duties with due care and ability and fulfill the purposes herein described with utmost sincerity.

11. OFFICE OF THE BOARD :

The office of the Trust shall be at Pottachira, Nellaya Panchayath, Ottapalam Taluk, Palakkad District. But the Board shall have power to shift the office to any other place in India and also to open sub offices in such places as are seemed fit by the Board for smooth functioning of the Trust.

12. a) DURATION OF THE BOARD :

The Board which we have constituted and appointed hereby, will be a permanent Board of Trustees and its minimum required number of Trustees will be 9 and maximum will be 21. Any vacancy in the Board occasioned by death, resignation, dismissal and deviation from the faith of ' Ahlusunnathi wal- Jamaath' or otherwise, shall be duly filled- up by nominating members from outside the remaining Trustees, the nominee being mentioned follower, religious, honest and trustworthy and chosen by majority of the members.

b) The members 1 to 5 (one to five) who are the founders of the Board will be the permanent members and cannot be removed if their acts are not against the above mentioned faith, and other members duration will be Three years.

c) The duration of the members firstly elected to the official post of the trust will be for a period of five years and duration for the same thereafter appointments will be one year if they are not resigned or removed.

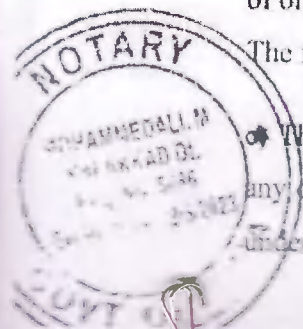
13. POWERS OF THE BOARD :

a) The Board shall appoint the necessary staff, employees, and other officials for the functioning of the Trust and shall have power to decide all matters relating to such appointments and other relevant factors in connection with the same.

b) The Board shall approve an annual budget for the ensuing financial year categorizing the Heads of income and expenditure. But the Board is at liberty to expend the unspent amount of one category to the other according to importance, urgency and circumstances:

The financial year will be April to March.

The Board shall have power to accept the trusteeship, Mutavalliships, or management of any other trusts, wakafs, associations or organizations or endowments shall be administered under the provisions of this deed.



d) The Board shall have power to acquire, accept or receive all endowments, gifts, grants, or donations, 'Sadakas' or Zakaths' movable or immovables made to this Trust by assignments or otherwise by individuals, groups, families, organizations, or associations, whether incorporated or not or by any government state, Central and all such endowments gifts, grants and donations, 'Sadakas' or 'Zakaths' shall be considered as per of this trust properties and their managements, income and expenditure shall be unconditionally carried on and used for as per the provisions of this deed.

e) The Board shall have power to commence, continue, and carry on business, commerce and industries like small scale industries, cottage industries etc. and their attached workshops to increase the income of the Trust and mitigate the rigour of unemployment and the Board shall have power to make regulations, when found necessary, terms and conditions for effective and beneficial conduct and continuance of such business, commerce and industries and all such regulations, terms and conditions shall be deemed to form part of this Trust deed-

Provided that no such business, commerce or industry shall be undertaken by the Board until the financial capacity of the Trust in cash is above Rs. 3000/-, after meeting the budgetary expenditure.

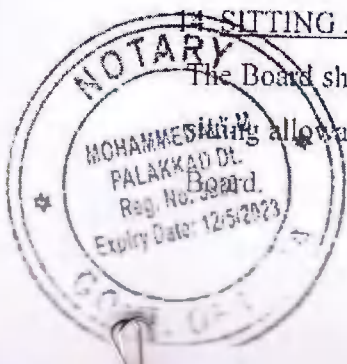
f) The Board shall have power to sell the properties which are allowed in ' Sharah' in case of unavoidable necessity and circumstances, if the majority of the members support the same. The Board shall have power to pawn pledge or mortgage the Trust properties to raise funds and Loans for the purposes stated in Clause (e) above and no such pawn, pledge mortgage or sale shall be valid unless made after the decision of the Board by 75 % of existing strength of the Board.

g) The Board shall deposit the funds of the Trust in such Bank or Banks as is or are decided by the Board in the name of the Trust and unless and until otherwise decided by the Board, the Chairman and Secretary jointly or the person decided by the Board shall have power to negotiate and operate on such Bank accounts, by issuing jointly signed cheques or bills and draw amounts.

But no Chairman or Secretary or any person proposed by them shall draw on any amount more than the annual budget estimate without the special sanction of the Board.

14. SITTING AND SITTING ALLOWANCES :

The Board shall sit in session at least once in six months and the Board members are eligible to sitting allowance, bata or travelling allowance in such manners as and when are decided by the Board.



15. QUORUM AND MAJORITY :

The Quorum of the Board shall be 50 % excluding the Secretary if not as trustee and all the decisions of the Board shall be in writing and by the majority of the members present. The majority decisions of the Board shall not be questioned by any members of the Board, but the Board will have its discretion to review its own decisions.

In case any Board meeting has been adjourned for want of quorum, the next meeting shall be called within 15 days of such adjournment and agenda may be discussed and decided even though it is not attended to by as many members as necessary to fill the Quorum.

16. CASTING VOTE OF CHAIRMAN :

Where the Board in session is equally divided in voting, the Chairman will have the right of casting vote and the finality of the matter in dispute will be decided accordingly.

17. ENLARGEMENT OF THE BOARD :

According to the circumstances and necessity of occasions as felt by the Board, the Board is empowered and authorized to enlarge its strength by nominating as many members from outside as it feels necessary.

18. RULES AND REGULATIONS :

The Board by a majority of 75 % of its members may frame necessary rules and regulations as required for the smooth and effective conduct, running and management of the Trust, but such rules or regulations shall in no way be derogative to or circumventing the purpose of this Trust.

19. AUDITING :

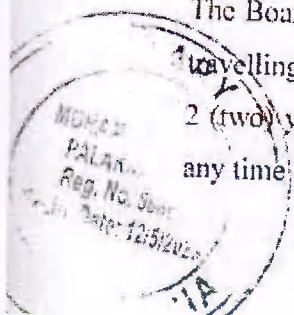
The accounts of the Trust shall be audited by a duly qualified accountant. But under such circumstances as are found by the Board necessary and beneficial to the interests of this Trust, the Board can appoint auditors who are not duly qualified as stated above.

20. DISMISSAL :

Any Trustee or Trustees whose acts and behavior are found detrimental to the interests of this Trust may be dismissed by the Board by a resolution approved by a majority of 75 % of the total strength of the Board.

21. LEGAL ADVISORS :

The Board shall appoint a legal Advisor to the Board and the monthly or annual remuneration, travelling allowances or bata etc. shall be fixed by the Board and such appointments shall be for 2 (two) years. But the Board shall have power to terminate the service of the legal Advisor at any time with one months' Notice.



22. ACT APPLICABLE :

The Trust shall be governed by the provisions of the Indian Trust Act (Act 11 to 1882).

23. VALUATION :

The Trust is valued at Rs.3000/- (Rupees Three Thousand only)

24. IRREVOCABILITY :

This Trust is an irrevocable Trust and neither we nor our descendants have any right of authority to revoke it.

But if the functioning of this Trust is dissolved by any reasons, Trust Properties shall be vested in nearby standing 'Anvariya Arabic College' and its sister concerns 'Nibrasul Islam Madrassa' and 'Mueenuddheen Masjid'.

In witness where of we hereto have signed this deed at Arakurussi Anisom and Desom with intention to register the same at Mannarkkad Sub Registry Office on the date first above written in the presence of the following witness.

Signature:

1. K.S.UNNIKOYA THANGAL Sd/-

2. HAMZAHAJI Sd/-

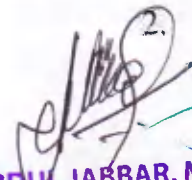
3. MOHAMMED MUSLIAR Sd/-

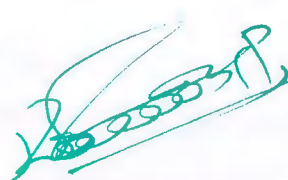
4. ABDULRAHMAN HAJI Sd/-

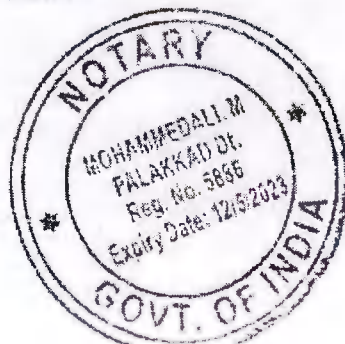
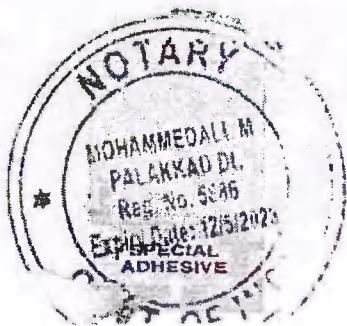
5. BEERAN HAJI Sd/-

Witnesses :-


1.


ABDUL JABBAR. M
ADMINISTRATOR
MTI CENTRAL SCHOOL
POTTACHIRA, NELLAYA, (PO) 679335


P.UNNIKRISHNAN, MA (Eco), MA (Pol) etc.
PRINCIPAL
MTI CENTRAL SCHOOL
POTTACHIRA, NELLAYA, (PO)
PALAKKAD



*Certified that this is the
true English translation
of Trust Deed No: 138/199
of S.R.O. Mannarkkad*


MOHAMMED ALI M.
ADVOCATE & NOTARY
OTTAPALAM
ROLL NO: K/527/92