



കേരളം കേരल KERALA

H 27304

MALANAD EDUCATIONAL AND CHARITABLE TRUST

HUSSAIN E.K.

MUSTHAFA P.

ABDULLA A.K.



THIS DEED OF TRUST executed on this 22nd day of JULY 2011 Two Thousand and Eleven BY

- 1) HUSSAIN E.K.
- 2) MUSTHAFA P.
- 3) ABDULLA A.K.
- 4) UMMER MUHAMMED U.K.
- 5) SUBAIR K.P.



16691 1000/-
 22.7.2011
 Hussain
PRINCIPAL
HILL VIEW INTERNATIONAL SCHOOL
 Koodathai Bazaar P.O.
 Thamarassery, Pin - 673573

K.P. SUBAIR
Manager
HILL VIEW INTERNATIONAL SCHOOL
 Thamarassery, Kozhikode-673 573

Presented in the office of the SubRegistrar of Kozhikode with the photographs and fingerprints of the buyer/seller/s and the present value under section 32A and a fee of Rs. 42/- paid at 11 a.m. on the 22nd day of July 2011

208/14/11

Document No. 208 of 2011
Book 12 contains 15 sheets

by Hussain E.K. [Signature]

22nd day of July 2011
K. Desipratna
Sub Registrar

EXECUTION ADMITTED BY

1) Hussain E.K. [Signature]
s/o Ahammedkutty, Business
Theerhiyad

2) Mustafa P. [Signature]
s/o Ahammed teacher
Pozlappoyil

3) Abdulla. A.K. [Signature]
s/o Muhammed Haji, Business
Puthur

4) UMMER MUHAMMED U.K. [Signature]
s/o Muhammed, Business
Pozlappoyil

K.P. SUBAIR
Manager

HILL VIEW INTERNATIONAL SCHOOL
Thamarassery, Kozhikode-673 573

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കേരളം കേരल KERALA

-2-

E 846685

UMMER MUHAMMED .U.K. .

SUBAIR .K.P.



1. Mr.HUSSAIN.E.K, Son of Ahammed Kutty, aged 52 years, Business, residing at Haseena Manzil, Thechiyad, Kallurutty. P.O, Omassery

1) HUSSAIN .E.K.

2) MUSTHAFA .P.

3) ABDULLA.A.K.

4) UMMER MUHAMMED .U.K

5) SUBAIR .K.P.

16692- 100/-

22-7-2011

Hussain



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K.P. SUBAIR
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Thamarassery, Kozhikode-673 573

Via, Kozhikode Dist-673582 in Neeleswaram Amsom and Thechiyad Desom of Kozhikode Taluk (ID No- FZQ 1815802)

2. **Mr.MUSTHAFA.P**, Son of Ahammed P, aged 46 years, Teacher, residing at Poyilil(H), Neeleswaram.P.O,Koduvally Via,Kozhikode -673572 in Neeleswaram Amsom and Poolapoyil Desom of Kozhikode Taluk.(ID No. FZQ 1306570)
3. **Mr.ABDULLA. A.K** ,Son of Mohammed Haji, aged 49 years, Business, residing at Athikkodan Kandiyil (H), Omassery.P.O,Koduvally Via ,Kozhikode-673572 in Puthur Amsom and Desom of Kozhikode Taluk.(PP No. J 1055285)
4. **Mr.UMMER MUHAMMED.U.K.** Son of Muhammed, aged 44 years. Business, residing at Tharothazath(H), Omassery.P.O,Koduvally Via,Kozhikode-673572 in Neeleswaram Amsom and Poolapoyil Desom of Kozhikode Taluk.(PP No. J 1772498)
5. **Mr.SUBAIR. K.P**, Son of Kutty Hassan, aged 40 years, Teacher, residing at Kothana Paramba (H), Nellikaparamba.P.O,Mukkam Via, Kozhikode-673602 in Kakkad Amsom and Desom of Kozhikode Taluk.(PP No. G 8065298) hereinafter called the FOUNDERS

WHEREAS the Founders are desirous of establishing a trust for public charitable objectives in the name of Allah.

AND WHEREAS for such charitable purposes the founders have set apart Rs.1,000/- (Rupees One Thousand only) to form the nucleus of the Trust hereby created

AND WHERE AS the following persons are the members of Board of Trustees:

1. **Mr.HUSSAIN .E.K**, Son of Ahammed Kutty, aged 52 years. Business, residing at Haseena Manzil, Thechiyad, Kallurutty. P.O, Omassery Via,Kozhikode Dist-673582 in Neeleswaram Amsom and Thechiyad Desom of Kozhikode Taluk.

1) HUSSAIN .E.K.

2) MUSTHAFA.P.

3) ABDULLA.A.K.

4) UMMER MUHAMMED.U.K.

5) SUBAIR.K.P.

K.P. SUBAIR
Manager

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2. **Mr.MUSTHAFA.P**, Son of Ahammed P, aged 46 years, Teacher, residing at Poyilil(H), Neeleswaram.P.O,Koduvally Via,Kozhikode -673572 in Neeleswaram Amsom and Poolapoyil Desom of Kozhikode Taluk.
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5. **Mr.SUBAIR. K.P**, Son of Kutty Hassan, aged 40 years, Teacher, residing at Kothana Paramba (H), Nellikaparamba.P.O,Mukkam Via, Kozhikode-673602 in Kakkad Amsom and Desom of Kozhikode Taluk.
6. **Mr.BASHEER. C.K**, Son of Ayammed Kutty, aged 38 years, Business, residing at Chennan Kulangara (H) Mangad,P.O.Puthur, Koduvally Via, Kozhikode-673572 in Mangad Amsom and Puthur Desom of Kozhikode Taluk.

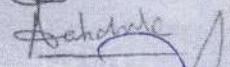
NOW THIS DEED WITHNESSETHAS FOLLOWS:-

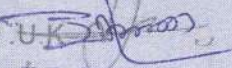
1. **NAME:**


The name of the Trust shall be '**MALANAD EDUCATIONAL AND CHARITABLE TRUST**' and Trust office shall be situated at present at Door No. TP 9/121AD, P.O. Thamarassery, in Raroth Amsom and Veypoor Desom of Kozhikode Taluk and or at such other place or places as the trustees may decide from time to time, and the term trustees shall mean trustees of the said "**MALANAD EDUCATIONAL AND CHARITABLE TRUST**".

1) HUSSAIN .E.K. 

2) MUSTHAFA .P. 

3) ABDULLA.A.K. 

4) UMMER MUHAMMED .U.K. 

5) SUBAIR .K.P. 

K.P. SUBAIR
Manager

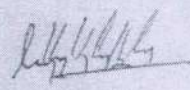
HILL VIEW INTERNATIONAL SCHOOL
Thamarassery, Kozhikode-673 573



PRINCIPAL
HILL VIEW INTERNATIONAL SCHOOL
Koodathai Bazaar P.O.
Thamarassery, Pin - 673573

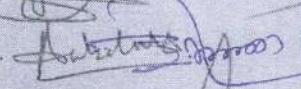



2. OBJECTIVES OF THE TRUST:

- (a) This trust is constituted by the members of the Minority Muslim community, to be constituted, continued and performed by the Muslim Community alone as trust members for the Educational, Social, Cultural and Economic advancement and benefits of the Muslim Community and the other socially backward people of India.
- (b) To establish and run educational institutions such as Schools, Industrial training centres, Professional institutions, Polytechnics, Training Schools, Colleges and similar institutions in the District of Kozhikode and in other places in India and such other activities as may be decided by the Governing body from time to time, to promote technical and educational well being of the Muslim minorities and other socially backward classes.
- (c) To help and assist all efforts to protect and safeguard the constitutional and legal rights of the Muslim Community and other religious and linguistic minorities.
- (d) To receive aids and loans from central and state Governments, semi Governmental bodies, corporations, khadi and village industries and other bodies, institutions and individuals.
- (e) To co-operate with other charitable organizations and institutions for the attainments of the goals of the trust and to do all other acts, deeds and things as are conducive to promote, encourage or fulfill the above mentioned aims and objectives.
- (f) To take over and run any existing institutions run by any person, society or other trust with same objective.


1) HUSSAIN .E.K. 

2) MUSTHAF A.P. 

3) ABDULLA.A.K. 

4) JUMMER MUHAMMED 

5) SUBAIR .K. 


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K.P. SUBAIR
Manager
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3. **AREA OF OPERATION:**

The area of operation of the Trust shall be within the territories of India.

4. The forgoing purposes shall be served in the order of their importance, need, property and financial capacity as determined by the trustees after paying the Government revenue, taxes and all expenses of collection and management.

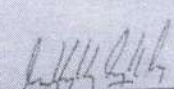
5. The Trust shall be Governed and administered by the Governing body with its properties in the best interest of the trust and its beneficiaries. Governing body shall discharge the duties with due care and ability and fulfil the purpose herein described with utmost sincerity. They shall perform their duties solely to the pleasure of God.


6. The following persons shall be the Governing Board members of the Trust:

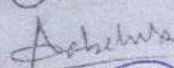
1. **Mr.HUSSAIN .E.K**, Son of Ahammed Kutty, aged 52 years, Business, residing at Haseena Manzil, Thechiyad, Kallurutty. P.O, Omassery Via, Kozhikode Dist-673582 in Neeleswaram Amsom and Thechiyad Desom of Kozhikode Taluk.

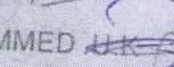
2. **Mr.MUSTHAFA.P**, Son of Ahammed.P, aged 46 years, Teacher, residing at Poyilil(H), Neeleswaram.P.O,Koduvally Via, Kozhikode -673572 in Neeleswaram Amsom and Poolapoyil Desom of Kozhikode Taluk.

3. **Mr.ABDULLA. A .K.** , Son of Mohammed Haji, aged 49 years, Business, residing at Athikkodan Kandiyil (H), Omassery.P.O, Koduvally Via , Kozhikode-673572 in Puthur Amsom and Desom of Kozhikode Taluk.

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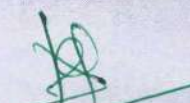
4) UMMER MUHAMMED 

5) SUBAIR .K.P. 

K.P. SUBAIR

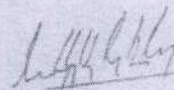
Manager


HILL VIEW INTERNATIONAL SCHOOL
Thamarassery, Kozhikode-673 573

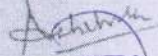

PRINCIPAL
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4. **Mr.UMMER MUHAMMED.U.K.** Son of Muhammed, aged 44 years, Business, residing at Tharothazath(H), Omassery.P.O,Koduvally Via,Kozhikode-673572 in Neeleswaram Amsom and Poolapoyil Desom of Kozhikode Taluk.
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6. **Mr.BASHEER. C.K,** Son of Ayammed Kutty, aged 38 years, Business, residing at Chennan Kulangara (H) Mangad,P.O.Puthur, Koduvally Via, Kozhikode-673572 in Mangad Amsom and Puthur Desom of Kozhikode Taluk.
7. If any vacancy arises in the Board of Founder Trustees, Governing Body or Board of Trustees on account of death or incapacity, the vacancy shall be filled up by nomination by their legal heirs. Further ordinary Trustees if required shall be nominated from Muslim Community with the approval of 75% of the existing strength among the Governing Body. The Governing Body shall alone have the power to include more trustees and enlarge the number of trustees with the approval of 75% of the board of the Governing Body who shall be present in the meeting specifically called for the purpose with notice.
8. Any question arising in the administration of the trust shall be decided by the majority of the Governing body acting for the time being. The term 'majority' means 51% of the total members of the governing body. The Chairman of the trust shall have the casting vote in case of tie.

1) HUSSAIN .E.K. 

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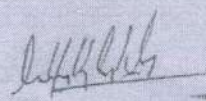


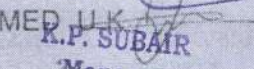
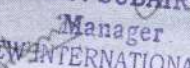
5) SUBAIR .K.P. 



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K.P. SUBAIR
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9. For the convenient management of the affairs of the Trust, the Founder Trustees shall delegate the responsibility, rights and powers as defined in the clauses of this deed to a governing Body from among the Founder Trustees or in exceptional cases from the Board of Trustees, which shall be with one Chairman, Two Vice Chairmen, General Secretary and Two Secretaries, Treasurer and four members having a maximum of total strength of eleven. The above Governing Body shall have the right to administer the entire establishments, properties and all day to day functions from time to time of their choice fulfilling the provisions of this deed.
10. The meeting of the Governing body shall be convened by the Chairman or the General Secretary on giving at least seven days notice to all members of the Governing body. The Chairman or the General Secretary shall be bound to preside over the meetings of the Governing Body, if required due to urgency, the above meeting shall be convened even without notice subject to the approval and presence of all the Governing body members.
11. The governing body meeting will be the platform for taking policy decisions and timely actions considering the broader interests of the trust.
12. After defraying all necessary expenses incurred in the realisation of the income of the subject matter of the Trust, the balance of the income shall be deposited in a Nationalized or Scheduled Bank.
13. The General Secretary shall preside over the meeting of the governing body, Trustees and General body and manage the affairs of the trust, subject to the approval of the governing body. He shall co-ordinate the work of the trust in consultation with the governing body.

- 1) HUSSAIN .E.K. 
- 2) MUSTHAFA .P. 
- 3) ABDULLA.A.K. 
- 4) SUMMER MUHAMMED .J.K. 
- 5) SUBAIR .K.P. 


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 Kozhikode
 Thamarassery



R.P. SUBAIR
 Manager
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14. **Mr.HUSSAIN.E.K**, Son of Ahammed Kutty, residing at Haseena Manzil, Thechiyad, Kallurutty.P.O, Omassery Via, Kozhikode Dist-673582 Neeleswaram Amsam and Thechiyad Desom shall be the first chairman of the trust for a period of ten years and thereafter the governing body may elect one among them as the Chairman for another ten years.
15. **Mr.MUSTHAFA.P**, Son of Ahammed.P, residing at Poyilil (H), Neeleswaram.P.O, Koduvally Via, Kozhikode -673572, Neeleswaram Amsam and Poolapoyil Desom shall be the first General Secretary of the trust for a period of ten years and there after the governing body may elect one among them as the General Secretary for another ten years.

Obligations of General Secretary:

- a) The General Secretary shall be the principal executive officer of the trust and shall take appropriate steps to carry out all decisions of the meetings of the Board of Founder Trustees, Governing Body and Board of Trustees.
- b) He shall carry on the correspondence on behalf of the trust.
- c) He shall convene all meetings of the trustees and maintain a record of the minutes of all such meetings.
- d) He shall be the custodian of all the records and properties of the trust and shall attend all matters of general administration in accordance with the directions of the Governing Body and keep true and proper accounts of the transaction of the trust.
- e) He shall receive and disburse cash and shall retain with him necessary cash to meet day to day expenses. This amount to be so retained shall be fixed by the Board of trustees from time to time.


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2) MUSTHAFA .P.

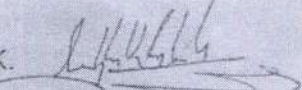

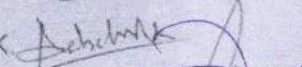

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- f) He shall fulfil all other functions as needed for the smooth functioning of the trust as decided by the Governing Body.
16. **Mr.ABDULLA. A.K**, Son of Mohammed Haji, residing at Athikkodan Kandyil (H), Omassery.P.O,Koduvally Via,Kozhikode-673572,Puthur Amsam and Desom shall be the first Treasurer of the Trust for a period of 10 years thereafter the governing body may elect one among them as the Treasurer for another ten years.
17. **Mr.UMMER MUHAMMED.U.K.** Son of Muhammed,residing at Tharothazath (H), Omasery.P.O, Koduvally Via ,Kozhikode-673572, Neeleswaram Amsam and Poolappoyil Desom shall be the Vice Chairman of the Trust for a period of Ten years thereafter the governing body may elect one among them as the Vice Chairman for another ten years.
18. **Mr.BASHEER. C. K**,38yrs,S/O.AYAMMED HAJI,Chennan Kulangara (H), Mangad,P.O.Puthur, Koduvally Via, Kozhikode-673572, Puthur Amsam and Mangad Desam shall be the Vice Chairman of the Trust for a period of ten years thereafter the governing body may elect one among them as the Vice Chairman for another ten years.
19. **Mr.SUBAIR. K.P**, Son of Kuty Hassan, KothanaParamba (H) Nellikaparamba P.O, Mukkam Via, Kozhikode-673602, Kakkad Amsam and Desom shall be the Secretary and Manager of the Trust for a period of ten years thereafter the governing body may elect one among them as the Secretary for another ten years.

Obligations of Secretary and Manager

1. All matters related to academic status of the institutions under the trust shall be executed keeping in mind the welfare and broader interest of the educational institutions.

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Manager
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2. The incumbent shall have to carry out all necessary academic correspondence.
3. He shall have to convene periodical meetings of the staff to discuss academic issues and ensure smooth functioning of the institutions.
4. He shall represent both the trust and institutions in all their actions of civil, criminal and governmental. However, it is within his rights to nominate any founder trustee or founder trustees to act on his behalf for this purpose.
5. He shall intervene in disputes concerning the staff to find an amicable solution and uphold the decency and decorum of the institutions under the trust.
6. He shall appoint the necessary staff, employees and other officials for the functioning of the Trust and shall have the power to decide all matters relating to such appointments and other relevant factors in connection therewith.

20. BOARD OF TRUSTEES

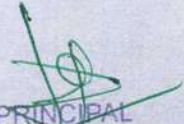
In terms of numbers Board of Trustees is the largest body of the trust. The number of members should be not exceed 50. The Board of Trustees should meet at least once in a year. The General Secretary shall present the income and expenditure of the trust during the month of April every year. If it is not possible, presentation of accounts should be made in May convening a special meeting. The quorum of the Board of Trustees is 51%. In case the Board of Trustees meeting is adjourned for want of quorum, the next meeting shall be convened within 3 days of such adjournment with a quorum of 51% of the total members attended the meeting.


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 Kozhikode
 Pin: 673 573
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 Thamarassery




K.P. SUBAIR
 Manager
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21. The bank account of the trust shall be operated jointly by the Chairman, the General Secretary and the Treasurer. But they shall not withdraw any amount more than the annual budgetary estimate without consulting the governing body and the General Secretary shall withdraw money from the bank with the signature of either, the Chairman or the Treasurer.
22. The meetings of the Governing body and Trustees shall be convened either by the Chairman, the General Secretary or by both by, giving seven clear days' notice. The Board of Trustees shall be convened by any trustee authorized in this regard by the Governing body on giving at least seven days notice to all the members. If one third of the governing body requires the Chairman or the General Secretary shall be bound to convene a meeting of the Governing Body notice specifying the agenda should be served to all members.
23. If the Chairman or the General Secretary fails to convene a meeting as aforesaid within the stipulated time, the requisitionists themselves shall convene the meeting of the governing body, members. Such a meeting shall be deemed to have been properly convened.
24. The Governing Body shall meet at least once in two months. The General Secretary shall submit before the Board in every sitting the working report of the Trust and the Budget in the primary session of a year.
25. The Governing Body shall consider and adopt a budget annually or biannually as is decided upon them.
26. The general quorum of the meeting of the Governing Body shall be 51%. In case any meeting of the Governing body is adjourned for want of quorum, the next meeting shall be convened within 3 days of such adjournment and the said meeting need not insist on quorum.

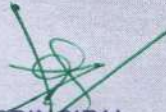

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4) SUMMER MUHAMMED
5) SUBAIR .K.P.





H.P. SUBAIR
Manager
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Tamarassery, Kozhikode-673 573

27. The Governing Body shall have power to accept the Trusteeship or management of any other Trust, Wakf, Association, Organization or endowment which shall be administered by consonance with the provisions of the deed.
28. The Governing Body shall have power to accept or receive all loans, endowments, gifts, grants or donations, zakat, movable or immovable properties made to this trust by assignment or otherwise by individuals, groups, families, organizations or associations, whether incorporated or not or by any Government and shall such endowments, gifts, grants, donations or zakat shall become the property of the Trust and shall be administered for pursuing the aims and objectives of this trust and in accordance with the provisions of this Deed.
29. The Governing Body shall not have power to sell or otherwise dispose of the properties of the trust to any other party thereof except in case of absolute necessity, that too with the approval of at least 75% of governing body members and with the approval of 51% of members of board of trustees. Governing body member or Board of Trustees can authorize someone to represent them in such a meeting in case of exigencies, and such representatives will have a say in decision making.
30. The Governing Body shall have power to purchase properties more useful and beneficial to the trust with the approval of at least 75% of the Governing Body members.
31. The Governing body shall however, have the power to pawn/pledge or mortgage the Trust properties in order to raise funds or loans to carry out the objectives of the Trust. No such pawns, pledge or mortgage shall be valid unless made with the approval of at least 75% of the Governing


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1) HUSSAIN .E.K. 

2) MUSTHAF A.P. 

3) ABDULLA A.K. 

4) UMMER MUHAMMED .U.K. 

K.P. SUBAIR
Manager

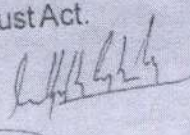
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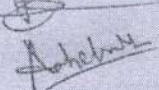
body members and with the approval of 75% of members of Board of trustees

32. The Governing body should have a majority of 75% of its members to frame necessary rules and form sub committees for its activities without being repugnant to the provisions of this deed. Such rules or regulations may be amended / added to or altered with the approval of 75% of existing members in the meeting.
33. Every such amendment should have the prior approval of the commissioner of Income Tax, Cochin.
34. The accounts of the trust shall be audited by a Chartered Accountant or any other person appointed by the Governing body in this behalf.
35. Any Trustees who act or do anything detrimental to the interest of the Trust or lays himself open to the charge of persistent neglect may be removed by the Governing body at a meeting specially convened for this purpose and by a Resolution approved by 75% of the total members of the Governing Body with the approval of 51% of Board of Trustees.
36. The trust shall be an irrevocable one. But the Governing Body shall with the approval of at least 75% of its members have the power to associate or amalgamate with other trusts constituted for purposes similar to this with the approval of 51% of the Board of Trustees.
37. All institutions run and managed by the Trust and its sub committees being managed by the Muslim Minority community are eligible to get protection as envisaged in Article 30(1) of the Indian constitution.
38. In all other matters not specifically provided for herein, the Trustees shall function in accordance with provisions of the Indian Trust Act.


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