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1899, Schedule IA No. 58A



*Humant*  
Registrar of Assurances, 5/11/57  
Calcutta.

Fee paid as under,

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B 13

*20*  
*1.25*  
*21.25*

THIS INDENTURE is made this *Thirty First* day of *October*. One thousand nine hundred and fifty-seven BETWEEN (1) KRISHNA KUMAR BIRLA (K.K.BIRLA) son of Shri Ghanshyamas Birla residing at No.12, Gurusaday Road, Calcutta AND (2) BASANT KUMAR BIRLA (B.K.BIRLA) son of Shri Ghanshyamas Birla residing at No.12, Gurusaday Road, -- Calcutta hereinafter referred to as "the SETTLORS" (which expression shall, unless excluded by or repugnant to the context, be deemed to include their respective heirs, executors, administrators and representatives) of the ONE PART AND the said (1) KRISHNA KUMAR BIRLA And (2) BASANT KUMAR BIRLA hereinafter jointly referred to as "the SETTLOR TRUSTEES" (which expression shall unless excluded by or repugnant to the context be deemed to include them and the -- Settlor Trustees for the time being of these presents and their -- survivor or survivors and their successor or successors-in-office) of the OTHER PART :

WHEREAS the Settlers are desirous of founding a Trust and constituting themselves Trustees thereof and settling a sum of - Rs.2,000/- (Rupees Two thousand) only out of their own assets upon the Trusts hereinafter mentioned.

HOW

BIRLA BHARATI

*Spala datta*  
Principal

BIRLA BHARATI

*AI*  
Secretary

*A 10*  
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*21.25*



No. 1727 P.O. Hindustani Co.  
 Sold to 6-00-1050 for Sale  
 of 19 As  
 Rs. High Court  
 The 25.6.57

*[Signature]*  
 LICENSED STAMP

Presented for regis-  
 tration at 2<sup>nd</sup> fl.  
 on the 5<sup>th</sup>  
 day of November  
 1957 at her residence by *Krishna Kumari Bala*  
*one of the Executants*

*[Signature]*  
 Registrar of Assurances,  
 Calcutta. 27/11/57

Execution admitted by  
*Krishna Kumari Bala*  
 and *Basant Kumar Bala*  
 both of son of *Ghanapadas*  
*Bala of No 8 India*  
*Exchange Bldg, Calcutta*  
*by caste Hindu*  
*Rayprajin merchants*  
*both as Settlers and*  
*as Trustees*

*Krishna Kumari Bala*

*Krishna Kumari Bala*

*Krishna Kumari Bala*

*Basant Kumar Bala*

*Basant Kumar Bala*

*Saitendra Nath...*  
*Son of late S...*  
*of No 6 at...*  
*by caste Hindu*  
*Rayprajin...*

*Saitendra Nath...*

Thumb impression of the  
 executant is dispensed with.

*[Signature]*  
 Registrar of Assurances,  
 Calcutta. 27/11/57

BIRLA BHARATI  
*Asola Chatterjee*  
 Principal

BIRLA BHARATI  
*[Signature]*  
 Secretary

NOW THIS INDENTURE WITNESSETH that in consideration of the premises they the Settlers do hereby transfer, assign and make over to the Settlor Trustees the sum of Rupees TWO THOUSAND TO HAVE AND TO HOLD the same and the investments for the time being representing the same and all other sums or properties that may from time to time and for the time being form part of the Trust Estate absolutely and for ever UPON THE TRUSTS and with and subject to the powers, duties, provisions and declarations hereinafter contained.

- Name. 1. The name of the Trust shall be "BIRLA VIDYA VIHAR TRUST".
- Objects. 2. The objects of the Trusts shall be :-
- a) To provide for the people in general (irrespective of Caste, Colour, Creed, Sex and/or Age) (1) facilities for - education and training of all kinds including music, painting, sculpture, architecture, commercial, legal, scientific, -- medical, engineering etc., and (2) facilities for medical aid of all kinds including Naturopathy, Homeopathy, Unani, -- Allopathy and Ayurvedy etc., and in this connection to establish, support, maintain or grant aid to hospitals, medical schools and colleges, dispensaries, nursing homes, babies - homes, maternity and child welfare centres and such other - institutions or societies for public benefit as the Trustees may think fit and proper;
  - b) To acquire, establish, start, aid, run, maintain or - manage schools, colleges and educational institutions of all kinds for boys, girls and adults and reading rooms, libraries, museums, boarding houses and hostels, and other similar or - other institutions for benefit of the public;
  - c) To promote physical culture and education of all children and adults therein and to assist in or promote the arrangement of sports, games, Akharas, Gymnasium, and generally to do all acts for the improvement of general health and physical development of persons of all ages;

d)

BIRLA BHARATI

*Apala Datta*  
Principal

BIRLA BHARATI

*[Signature]*  
Secretary

- d) To acquire, promote, establish, organise, start, aid, maintain, or run social, cultural, musical, educational or other institutions for the diffusion of knowledge and advancement of ideas and thoughts;
- e) To arrange and organise lectures, debates, discussions, excursions, talks etc. for the diffusion of knowledge and advancement of ideas and thoughts;
- f) To grant and organise relief to the people afflicted by earthquake, famine, flood, fire and other calamities of similar or other nature and to give donations and help etc. to institutions and bodies working for the relief of such people;
- g) To arrange for, or help in, preparation, printing, publishing purchasing, selling or distributing free or at concessional price, books, magazines, journals, leaflets, bulletins, newspapers and other periodicals for the spread and advancement of knowledge and learning;
- h) To help and grant aid to such other public charitable and public religious institutions and organisations as the Trustees may in their discretion think proper from time to time;
- i) To award scholarships, stipends and help of all other kinds to students of all classes studying in different institutions;
- j) To take all steps necessary for the promotion and development of interest in drawing, painting, arts, music etc. of all kinds;
- k) To establish or grant aid to temples and other places of worship;
- l) To establish, support, maintain and aid alms houses, Dharamshalas, rest-houses, and to assist institutions having public, religious or charitable objects and also to open, support and maintain, parks and recreation-grounds and to supply water, -- electricity and other amenities either free or at concessional rates for public benefit;

BIRLA BHARATI

*Spola datta*  
Principal

BIRLA BHARATI

*Secretary*  
Secretary

*Registrar of Assurances*  
Calcutta



BIRLA BHARATI

- m) To grant help and assistance, financial or otherwise, of temporary, permanent or recurring nature to orphans, widows, destitutes and other poor and deserving persons and to open, maintain, run, manage and/or support orphanages, widow-homes, and other institutions of similar or other kinds;
- n) To take steps for the improvement of the breed or for the preservation of cattle and to establish, support or grant aid to Gosadans, Goshalas, Pinjrapole and other similar or other institutions;
- o) To help, support or in any way further the cause of prevention of cruelty to animals and to grant help, aid or assistance to any individuals, societies or other institutions or organisations engaged in the cause of or activities -- related to the prevention of cruelty to animals of all kinds;
- p) To do all such acts and things as may be conducive to the attainment or furtherance of all or any of the objects of the Trust.

PROVIDED that if at any time any one or more of the objects specified in this clause are held not to be objects of a public, religious or charitable nature the Trustees shall not carry out such object or objects but the validity of the Trust created by these presents as a Trust for public, religious or charitable purposes shall not be affected in any manner and the Trust Fund shall be applicable for the objects which may be valid in all respects.

Board of  
Trustees  
Constitu-  
tion etc.

3. 1) The total strength of the Trustees shall at no time be less than Two or more than Seven;
- ii) There shall be Two Classes of Trustees -
- a) Settlor or original whose number shall not exceed Two at any time;
- b) Additional or ordinary whose number shall not exceed Five at any time;



BIRLA BHARATI

*Upala datta*  
Principal

BIRLA BHARATI

*[Signature]*  
Secretary

111)

iii) Shri Krishna Kumar Birla and Shri Basant Kumar Birla and their successors-in-office and their successors' successors - and so on shall be the Settlor Trustees. All other Trustees - shall be called Additional or Ordinary Trustees. All the -- Trustees, Settlor and Additional shall collectively be called the Board of Trustees;

iv) The Settlor Trustees shall hold office during their life unless they voluntarily resign;

v) Each of the Settlor Trustees shall have power to nominate or appoint in writing a person as his successor to act as a - Trustee in his place on his death, resignation or retirement - for any reason whatsoever from the Trust. The persons so -- appointed or nominated by the Settlor Trustees shall in their turn have the like powers to nominate or appoint their respective successors-in-office and all other rights and powers conferred on the Settlor Trustees shall be deemed to have been - conferred on their successors and successors' successors and so on, the intention being that the Settlor Trustees shall always be on the Board of Trustees and this shall continue for all time to come. In case of death, retirement or resignation from the - Board of Trustees of any of the Settlor Trustees without having appointed any person to act as his successor or in case of a - vacancy arising for any other reason, the vacancy so caused shall be filled up by the remaining Settlor Trustee or Trustees;

vi) The Settlor Trustees shall jointly have the right to appoint additional or ordinary Trustees whose number shall not exceed - Five at any time. The appointment of such Additional Trustees shall not be for more than Three years at a time and such Additional Trustees shall hold office during the period of their - appointment unless the office be vacated earlier by death, resignation or removal by unanimous decision of all the Trustees (Settlor and Additional) except the one who is sought to be removed. The

BIRLA BHARATI

*Apala Datta*  
Principal

BIRLA BHARATI

*Secretary*  
Secretary

Settlor

*Registrar of Assurance,*  
Calcutta. 5/11/57





investments whether authorised by the Indian Trusts Act, 1882 or not or in deposit with or loans to any company, bank, person or firm including the firms or companies in which the Trustees or any of them may be directly or indirectly interested and on such terms as to interest and repayments etc. as the Trustees may think proper with power to the Trustees to alter, vary or transpose such investments from time to time in such manner as they may in their absolute discretion think fit, for others of the same or of a like or different nature;

// e) The Trustees may from time to time open and maintain in the name of the Trust or in their names or in the name of one or more of them banking account or accounts and may operate the same or authorise any one or more of them from time to time to operate the same;

f) The Trustees may sell or otherwise transfer such portion or portions of the movable or immovable properties forming part of the Trust Estate either by public auction or by private arrangement at such price or prices and on such terms and conditions relating to title or otherwise in all respects as they may in their absolute discretion think fit and to rescind or vary any contract for the sale or other transfer thereof and to resell or re-transfer the same without being answerable for any loss occasioned thereby and for that purpose to execute all necessary conveyances, transfer or other assurances and to pass valid and effectual receipts and discharges for all moneys received by them;

// g) The Trustees may raise or borrow money required for the purpose of the Trust on mortgage or pledge of the Trust Properties or any part thereof or without any security and at such rate of interest and on such terms as they may in their absolute discretion think fit;

h) The Trustees may pay all dues, charges and outgoings payable in respect of any immovable property for the time being forming

part

BIRLA BHARATI

*Spala Datta*  
Principal

BIRLA BHARATI

*Py*  
Secretary

*Heena*  
Registrar of Assurances,  
Calcutta

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part of the Trust Estate and may carry out repairs required to be done to the same and keep the same insured against loss or damage by fire or otherwise and may incur all other costs, charges and expenses of and incidental to the maintenance, administration and management of Trust Estate and the Properties movable and immovable for the time being belonging to the Trust as they may in their absolute discretion think fit;

i) The Trustees may demise the immovable property or properties for the time being and from time to time belonging to the Trust either from year to year or for any number of years or on monthly or other tenancies at such rent and subject to such covenants and terms as they may think proper and also accept surrenders of leases and tenancies and generally -- manage the same in such manner as they think proper;

j) The Trustees shall have full power to compromise or compound all claims, actions, suits and other proceedings and all differences and disputes touching or concerning the Trust Estate or the Trust Properties and to refer any such differences or disputes to arbitration and to adjust and settle all accounts relating to the Trust Estate or the Trust Properties and to do all other acts and things as fully and effectually as if they were absolutely entitled to the Trust Estate and Trust Properties, without being liable or answerable for any loss occasioned thereby;

k) The Trustees may join, co-operate or amalgamate the Trust of these presents or any portion thereof with any Trust or Institutions having allied or kindred objects upon such terms and conditions as they may in their absolute discretion think fit;

l) The Trustees may frame Schemes Rules and Regulations for the carrying out of the objects of the Trust and for the management and running of any institutions acquired, establish



BIRLA BHARATI  
*Asoka Datta*  
 Principal

BIRLA BHARATI

*Secretary*  
 Secretary

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established, managed run or aided by them and for managing the affairs of the Trust and otherwise for giving effect to the objects and purposes of the Trust and to regulate the business of their meeting or meetings of any Committee or Sub-Committees appointed by them and to add to, rescind from, alter or vary the same from time to time as the Trustees may in their absolute discretion deem fit and proper;

m) The Trustees shall be entitled at their discretion from time to time to start, continue, discontinue, abolish or -- re-start any charitable or religious or public institution, to impose any condition or conditions to any subscription or donation made by them and to earmark any portion of the Trust Property or income for any particular object or objects;

n) The Trustees shall have the right to reimburse themselves and pay and discharge out of the Trust Fund all expenses -- incurred in or about the management of the Trust Property, the execution of the Trusts or any of their duties under these presents;

o) The surviving or continuing Trustees shall have the right to act notwithstanding any vacancy in their body PROVIDED -- HOWEVER that if the number of Trustees shall fall below Two, the minimum fixed by these presents, the Trustees shall not, except for the purpose of filling any vacancy, act so long as the number is below the said minimum;

p) 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 course of management of Trust Properties or in relation to the carrying out the objects and purpose of the Trust as well as of all the assets, credits and effects of the Trust Properties;

q) Each of the Trustees shall be respectively chargeable only for such moneys, stocks, shares, funds and securities as he

BIRLA BHARATI

*Spala Satta*  
Principal

BIRLA BHARATI

*By*  
Secretary

*[Signature]*  
Registrar of Assurances,  
Calcutta

shall

5/11/57

shall actually receive notwithstanding his signing a receipt jointly with other or others for the sake of conformity and each of the Trustees shall be answerable and accountable for his own acts, deeds, neglects and defaults and shall not be answerable, one for the other or others of them, nor for any banker, broker or other persons with whom or into whose hand any trust moneys or securities may come or be deposited or given or for the insufficiency or deficiency of any stocks, shares funds or other securities nor for any other loss - unless the same takes place through his wilful default or negligence;

r) The receipt of the Trustees for any moneys, stocks, funds, shares, securities or investments paid, delivered or transferred to them in execution of the Trusts or power hereof - shall effectually release and discharge the person or persons paying, delivering or transferring the same, therefrom and from seeing or from being bound to see to the application or being answerable for the loss or misapplication thereof;

s) The Trustees shall have the right to advance loans (with or without interest) to individuals, institutions, Societies etc., engaged in activities of humanitarian, educational, social, public, religious or other nature of general benefit on such terms as the Trustees may in their discretion think fit.

Managing  
Trustee:

5. (i) a) The Trustees shall have the right to appoint one or more of themselves as the Managing Trustee or Trustees for such time as they may determine and in case no other appointment is made in time such Managing Trustee shall continue to act as such until fresh Managing Trustee or Trustees is/are appointed in his or their place. Subject to the general control and supervision of the Trustees, the Managing Trustee shall manage the Trust Fund and carry on all the affairs of the Trust and shall enjoy all the powers and authorities necessary for the purpose;

BIRLA BHARATI

*Spada datta*

Principal

BIRLA BHARATI

*Sp*

b)

Secretary



b) The Managing Trustee may at his discretion and shall upon a requisition in writing signed by any one or more of the Trustees specifying the objects for which the meeting is desired to be convened convene a meeting of the Trustees. If the Managing Trustee fails to call such meeting within a fortnight from the date of the service of such requisition the Trustee or Trustees making such requisition may himself or themselves convene a meeting of the Trustees but no business other than what is specified in the requisition shall be transacted at such meeting;

6. a) The Trustees shall be entitled to appoint one of them as the Chairman of the Board of Trustees for such period as they think fit provided that in case no other Chairman is appointed in time he shall continue to act as such until another Chairman is appointed. The Chairman shall preside at the meetings of the Trustees and exercise such powers as may from time to time be delegated to him by the Trustees;

b) If at any meeting the Chairman is not present within 15 minutes of the time appointed for the meeting the Trustees present shall choose one of themselves to be the Chairman of such meeting.

7. The Trustees shall have the right to appoint Committees or Sub-Committees consisting of themselves and/or outsiders as they may think fit and proper and may delegate any or more of their powers to the same and may frame rules relating thereto and may from time to time dissolve, add to or vary the same as they shall think fit.

8. Unless otherwise provided all questions arising at the meeting of the Trustees shall be decided by a majority of votes and in case of equality of votes the Chairman of the meeting shall have a second or casting vote PROVIDED that no question dealing with the disposal of the corpus of any of the Trust Properties will be

Committees  
and Sub-  
Committees.

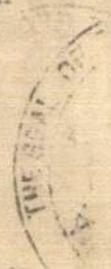
Decisions  
by majority.

decided

BIRLA BHARATI  
*Spada Shatta*  
Principal

BIRLA BHARATI  
*[Signature]*  
Secretary

*[Signature]*  
Registrar of Assurances  
Calcutta. 5/11/57



decided and disposed of except with the consent of at least Three-Fourths of all the Trustees for the time being.

Decision by Circulation. 9. A resolution in writing circulated amongst all the Trustees for the time being and passed by a majority of them shall be as valid and effectual as if the same had been passed <sup>at</sup> a meeting of the Trustees duly called and convened.

Expression of opinion. 10. A Trustee who is unable to be present at a meeting of the Trustees may send his views on the agenda and such expression of opinion if clearly and unambiguously expressed in writing shall be taken to be his vote on the matters concerned.

Notice. 11. Notice of the Meeting etc. and all other communications may be sent to the Trustees at their address registered for the time being in the records of the Trust.

Quorum. 12. Two Trustees present at a meeting shall form a quorum for any meeting of the Trustees.

Minutes. 13. The Minutes of the proceedings of every meeting of the Trustees and of every committee or sub-committee shall be entered in a book to be kept for that purpose and signed by the Chairman of such meeting or of the following meeting when they are read over, and confirmed and shall, when so entered and signed, be conclusive evidence of the business transacted and decisions taken at such meeting.

Office & Meetings. 14. The Trust Office shall be situated and all meetings shall be held at such place or places as the Trustees may from time to time decide.

Disqualifications. 15. No person being -  
 a) an undischarged insolvent;  
 b) convicted of an offence involving moral turpitude;  
 c) of unsound mind; or  
 d) a minor,

shall be eligible to be or continue as a Trustee.



BIRLA BHARATI  
*Chakraborty*  
 Principal

BIRLA BHARATI 16  
*[Signature]*  
 Secretary

16. An Additional Trustee shall resign his office if he is requested to resign by all the other Trustees, Additional and Settlor. Vacation of office.

IN WITNESS WHEREOF the SETTLORS <sup>and the Settlor Trustees</sup> have hereunto set and subscribed THEIR respective hands and seals the day and year first above written.

SIGNED SEALED AND DELIVERED by the SETTLORS at Calcutta in the presence of :

Krishna Kumar Birla <sup>MY SEAL</sup>  
Basant Kumar Birla <sup>MY SEAL</sup>

P. D. Himabringka, Solicitor  
by Calcutta High Court.

Signed sealed and delivered by the Settlor Trustees at Calcutta in the presence of :-  
P. D. Himabringka

Krishna Kumar Birla <sup>MY SEAL</sup>  
Basant Kumar Birla <sup>MY SEAL</sup>



BIRLA BHARATI  
*Apala Datta*  
Principal

BIRLA BHARATI  
*[Signature]*  
Secretary

*[Signature]*  
Registrar of Assurances,  
Calcutta.

5/11/57

DEPOSED THIS 31<sup>st</sup> DAY OF October 1957.

Book No. IV  
Volume No. 41  
Pages 134 to 147  
Being No. 3150  
For the year 1957

TO  
3150

FROM  
KRISHNA KUMAR BIRLA (alias  
K. K. BIRLA & OTHERS.  
TO  
KRISHNA KUMAR BIRLA & ANR.



*Handwritten signature*  
Registrar of Assurances  
Calcutta  
14/11/57

TRUST DEED.



BIRLA BHARATI  
*Apala Chatterjee*  
Principal

BIRLA BHARATI  
*Handwritten signature*  
Secretary

*Handwritten signature*  
Registrar of Assurances  
Calcutta  
5/11/57