

82 | IV | 2001

500Rs.



**AL-AMAL EDUCATIONAL AND CHARITABLE TRUST,
NELLIKUZHI.P.O, KOTHAMANGALAM, ERNAKULAM (DT.),
KERALA, INDIA**

This Deed of Trust executed on this the Twenty Seventh day of April Two Thousand and One by (1) Adv. M.K Bava, aged fifty seven, retired Suprenting Engineer, son of Kochahammed, residing at Maniyattukudy, Nellikuzhi P.O Nellikuzhi Kara Eramalloor Village and (2) P.M Sakeer Hussain, aged thirty nine, Government Employee, son of Muhammed, residing at Panickaveettil Nellikuzhi Kara, Nellikuzhi P.O, Eramalloor Village and (3) P.M Beeran, aged forty seven, Government Employee, son of Mytheen, residing at Pookuzhi, Nellikuzhi Kara, Nellikuzhi P.O, Eramalloor Village hereinafter called the founders of this Trust.

The Members of the Trust are:

1. Adv. M.K. Bava, S/o Kochahammed, Aged 57, Retired Suprenting Engineer, P.W.D, Maniyattukudy, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt.)
2. E.M. Abdul Hameed Vahabi, S/o Makkar, Aged 39, Business, Elavumchaly, Nellikuzhi P.O, Kothamangalam, Ernakulam (Dt.)
3. P.M.Sakeer Hussain, S/o Muhammed, Aged 39 years, Govt. Servent, Panickaveettil, Neliikuzhi.P.O, Kothamangalam, Ernakulam (Dt.)

(Contd.... page 2)

1. Adv. M.K. Bava

[Signature]

2. P.M. Sakeer Hussain

[Signature]

3. P.M. Beeran

[Signature]

4. K.S. Jabbar, S/o Sulaiman Aged 40 years, Business, Kuttala House, Eramalloor P.O, Kothamangalam, Ernakulam (Dt)
5. T.P.Basheer, S/o Pareeth , Aged 32 years , Business, Thandiyekkal house, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
6. P.M.Beeran, S/o Mytheen , Aged 47 years, Govt.Servent, Pookuzhy house, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
7. P.E.Ashraf, S/o Ebrahim , Aged 40 years , Business, Parambil house, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
8. K.B.Musthafa, S/o Bawa , Aged 33 years, Business, Karakkuzhiyil house, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
9. K.M.Abdul Kareem , S/o Makkar, Aged 42 years, Business, Kuttichira house, Companyppady Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
10. x A. Abdul Latheef , S/o A.A. Muhammed, Aged 42 years, Business, Iyaril House, Eramalloor P.O, Poovathoor, Ernakulam (Dt)
11. K.B.Makkar, S/o Bawa , Aged 66 years, Business, Kambakkudy House, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
12. C.M.Meeran , S/o Muhammed , Aged 40 years, Business, Chamakkalayil House, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
13. Muhammed Rafi, S/o Pareeth, Aged 29 years, Business, Edappara House, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
14. ✓ Muhammed Shafi, S/o Shahul Hameed, Aged 26 years, Employment in Gulf, Nanethan ,Companyppady, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
15. M.M.Abdul Kareem, S/o Muhammed, Aged 53 years, Business, Manalumpara House, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
16. S.A Muhammed, S/o Ali, Aged 40 years, Business, Saithukudy house, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
17. M.M.Abdul Kareem, S/o Muhammed, Aged 33 years, Employment in Gulf, Vazhachalil House, Cheruvattoor P.O, Kothamangalam, Ernakulam (Dt)
18. P.M.Aliyar, S/o Mytheen, Aged 36 years, Employment in Gulf, Pookuzhi House, Iramalloor.P.O, Kothamangalam, Ernakulam (Dt)

(Contd..... page 3)

1. Adv. M.K. Bava

2. P.M. Sakeer Hussain

19. M.M Abdul Salam, S/o Moideen, Aged 28 years, Employment in Gulf, Maniyattukudy ,Companyppady, Nellikuzhi.P.O, Kothamangalam, Ernakulam
20. M.S Shaji, S/o Shahul Hameed Labba, Aged 39 years, Govt.Servent, Medayil House, Bypass Road, Thankalam, Nellikuzhi.P.O Ernakulam (Dt)
21. P.A Saleem, S/o Abdul Rahiman, Aged 40 years, Business, Palakkattu Puthanpura , Keecherippady, Market P.O, Muvattupuzha, Ernakulam (Dt)
22. K.K.Shukkur, S/o KochuAhammed, Aged 33 years, Business, Kottaram House , Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
23. C.E.Nazar , S/o Ebrahim, Aged 30 years, Employment in Gulf, Chakkumthazham , Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
24. M.M Abdul Khadar, S/o Moideen, Aged 39 years, Govt.Servent Maniattukudy, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)
25. Salim K.Muhammed, S/o Muhammed, Aged 37 years, Employment in Gulf, Karavattu House, Venduvazhi, Kothamangalam P.O, Ernakulam (Dt)
26. P.M.Hameed, S/o Mytheen, Aged 30 years, Employment in Gulf, Pookuzhy House, Eramalloor, Nellikuzhi.P.O, Kothamangalam, Ernakulam (Dt)



WHEREAS we have a long desire to constitute a Trust with the funds described in the schedule herein below to the best interest of education among the community in General and Muslims in particular by establishing public schools, Hospitals, Auditorium, Job Training centers, Orphanages, Colleges etc.

AND WHEREAS we hope that the said interest can be attained by devoting the incomes and other monetary receipts to the cause of cultural and educational purposes of the society.

(Contd..... page 4)

1. Adv. M.K. Bava

2. P.M. Sakeer Hussain

NOW THIS DEED WITNESSETH, and we do hereby declare as follows.

1. NAME OF THE TRUST

AL-AMAL EDUCATIONAL AND CHARITABLE TRUST NELLIKUZH.

2. JURISDICTION

The State of Kerala

3. TRANSFER

We do hereby grant , set apart and appoint all the Funds described in the Schedule herein below in the Trust and transfer them to the Trustees designated below with and subject to the powers herein- after expressly stated.

4. OFFICE OF THE TRUST.

The principal office of the trust shall be at Nellikuzhi, but sub office may be opened at such other places within the jurisdiction as may be decided by the Trust.

5. AIMS AND OBJECTIVES

This Trust is formed to work for the educational , social , and economic development of the people. This institution established and administered by the Trust shall be entitled for all rights and privileges guaranteed under the Articles 25 to 30 of the Constitution of India.

a) To help, assist, or otherwise support and accelerate, facilitate and propagate the teaching of education among the members of the community in the state.

b) To establish English medium schools and colleges, Technical Education Centres, Madrassas, Arabic Colleges, Yatheem Khanas, Working Women Hostel, L.K.G and U.K.G, Nursery Schools etc.

(Contd.... page 5)

1. Adv. M.K. Bava



2. P.M. Sakeer Hussain



- c) To establish a scholarship fund to promote higher and technical education among the people of our country by giving scholarships, stipends, loans, grants etc. to the poor and deserving students.
- d) To establish craft and Industrial Training Centers, Industries and business concerns with a view to provide work and give training to deserving and unemployed persons and to augment the income of the Trust. But any act or deed against the basic principles of Islam shall not be carried out by this Trust.
- e) To establish and create funds to help for the marriage of poor Muslim girls and to extend medical aids to poor patients.
- f) To construct homesteads and to donate them to the poor.
- g) To establish and create interest free bank
- h) To do all other lawful acts, deeds or things as the Trust may consider incidental to the attainment of the objectives of the Trust.

6. BOARD OF TRUSTEES

We hereby appoint and constitute the following persons as the Trustees of the Trust. (herein after referred to as the Board of Trustees or Board)

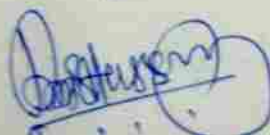
- | | |
|--------------------------------------|-------------------|
| 1. Adv.M.K.Bava, Maniyattukudy, | Chairman. |
| 2. M.S Shaji, Medayil, | Vice Chairman |
| 3. E.M.Abdul Hameed Vahabi, | Vice Chairman |
| 4. P.M.Sakeer Hussain, Panickaveetil | General Secretary |
| 5. K.S Jabbar, Koottala, | Secretary |
| 6. T.P. Basheer, Thandiyakkal, | Secretary |
| 7. P.M.Beeran, Pookuzhiyil | Treasurer |
| 8. E.P.Muhammed Rafi, Edappara | Executive Member |
| 9. P.E Ashraf Parambil, | Executive Member |
| 10. S.A Muhammed, Saithukudy | Executive Member |
| 11. M.M.Abdul Khadar, Maniyattukudy, | Executive Member |
| 12. K.B.Musthafa, Karakkuzhiyil, | Executive Member |
| 13. C.M.Meeran, Chamakkalayil, | Executive Member |

(Contd.... page 6)

1. Adv. M.K. Bava



2. P.M. Sakeer Hussain



7. FUNCTIONS OF THE BOARD

The Board of Trustees which we have today constituted hereby shall govern, manage, administer the Trust and Trust property in the best interest of the Trust and to the beneficiaries, discharge the duties with due care and ability and fulfil the purposes herein described with utmost sincerity.

8. ENLARGEMENT OF THE BOARD

According to the circumstances and necessity of occasion as felt by the Board, and the Board is empowered and authorised to increase the strength of the Trust by enlisting members from outside with a membership fee as may be decided by the Board limiting to the total strength less than 70.

9. POWERS AND DUTIES 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 categorising the heads of income and expenditure. But the Executive Board is at liberty to expend the unspent amount of one category to the other according to the importance, and urgency and circumstance. The financial year will be April to March.
- c) The Board shall have power to accept the Trusteeships, Muthavalliships, or management of any other Trust, Wakhfs or Endowemnets and such Trust Wakhfs, or Endowments shall be administered under the provisions of this Deed in addition to any other agreeable directions made by the donor or of such Trusts, Wakhfs, or Endowments.

(Contd.... page 7)

1. Adv. M.K. Bava

2. P.M. Sakeer Hussain

Handwritten signatures and stamps are present at the bottom of the page. One signature is written in blue ink and appears to be 'Ramesh'. Below it, there is a circular stamp with some illegible text inside, possibly a date or a reference number.

d) The Board shall have power to acquire, accept, or receive all endowment, gifts, grants, donations and any other contributions of any sort, movable or immovable made to this Trust by individuals, groups, families, organisations or associations whether incorporated or not, or by any government, state, central or foreign and all such endowments, gifts, grants donations and contributions would be considered as part of this. Trust properties and their management, income and expenditure shall be unconditionally carried on as per the provisions of this Deed.

e) The Board shall not have the power to sell the properties of the Trust or any part thereof except in the case of unavoidable necessity and circumstances or for purchasing other more beneficial properties, movable or immovable. But the Board shall have power to pawn, pledge or mortgage the trust properties to borrow and to raise funds and loans for the purpose of this Trust and no such pawn pledge, mortgage or sale shall be valid unless made after the decision of the Board by 75 % of its existing strength and all such transactions and purchases shall be made in the name of Chairman.

f) 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 shall be transacted jointly with the chairman and general secretary and treasurer.

g) The Board shall collect the membership fee and credit the same to the Trust Fund for the purpose of purchasing necessary land and other plots etc. to fulfil the objectives of the Trust.

10. THE OFFICE BEARERS OF THE BOARD

There shall be a Chairman, Vice Chairman, a General Secretary a Secretary and a Treasurer as office bearers in the Board. Besides this officials there shall be six members in the Board.

(Contd.... page 8)

1. Adv. H.K. Bava



2. P.K. Saneer Hussain



11. DURATION OF THE BOARD

The Board which we have today constituted will hold office for a period of three years from this date and after the expiry period. (of duration of the first Board another Board shall be elected from the members of the Trust with a strength not exceeding 14 members) Three members from the elected body shall voluntarily retire or withdrawn by lot eligibility for reelection if decided by 2/3 of the majority of the Trust. This procedure shall be followed after the election of each Board, the duration of which shall be 3 years. (Above office bearers and other six members shall be elected).

12. FUNCTIONS OF THE OFFICE BEARERS

a) *Chairman:-* Ordinarily the chairman shall preside over all the meetings of the general body and the executive committee. In the absence of the chairman vice-chairman shall preside. When the chairman and the vice- chairman were absent on of the members shall be elected to preside. Chairman shall have powers to summon the board in emergency. The chairman will supervise the functioning of the board and give necessary directions to the proper administration of the board and shall represent the board in all actions, civil, criminal, or revenue, and in all office of the Government, Central, State or Foreign including Sales Tax and Income Tax Offices and offices of the local Bodies and other Offices and before any other Appellate Authorities of such Offices unless and until decided otherwise by the Board.

b) *Vice Chairman :-* Vice chairman shall discharge duties and exercise powwers of the Chairman in his absence.

c) *General Secretary:-*

- i. general Secretary shall be the princple executive officer of the Trust and shall take appropriate steps to carry out its decision.
- ii. He shall carry on the correspondence on behalf of the trust

(Contd.... page 9)

1. Adv. M.K. Bera

2. P.K. Saini



- iii. He shall convene all meetings of the trust, general body and board meeting and maintain a record of the minutes of all such meetings
- iv. He shall be the custodian of all the records and other properties of the trust.
- v. He shall attend to all matters of general administration in accordance with the direction of the board and keep true and proper accounts of the transactions of the trust
- vi. He shall receive and disburse cash and shall along with the chairman and treasurer operating bank accounts

d) *Secretaries:-* He shall assist the general secretary in the discharge of his duties and in the absence of the general secretary act as the general secretary

e) *Treasurer:-* The treasurer shall join with the chairman and general secretary in matters relating to monitory transactions. He shall also present the annual budget in the trust meetings. He is also empowered to join with the chairman and secretary in operating the bank accounts. An amount exceeding Rs 5000 will be deposited in the banks.

13. MEMBERS

Any person desires to becoming a member by fulfilling the terms and conditions stipulated above may apply for admission in the form prescribed, and the membership certificate will be issued as per the rules.

14. MEETINGS OF THE BOARD AND TRUST.

a) *Meeting of the board:-*

In consultation with the chairman, the general secretary shall convene meetings of the general body, sending atleast one week's notice to the members. But extra ordinary meeting shall be convened with the 24 hours notice. The board shall meet atleast once in month. The quorum of the meeting shall be 7 in numbers.

(Contd.... page 10)



b) Meeting of the Trust (General Body) :-

It is mandatory of the part of the board to convene a general meeting of the trust atleast once with in three month. It also requires 7 days notice with the items of Agenda. The quorum of the meeting shall be 1/3rd of the total strength of the trust.

c) Annual general Body meeting:-

Annual general Body meeting shall be convened before 30th April of the year. The members are entitled to receive Annual Report, Audited Balance Sheet and a Budget before 14 days prior to the meeting. The quorum of the meeting shall be 1/3rd of the total strength of the trust. The Agenda shall also include election of two auditors. Extra ordinary meeting shall also be convened if required by 2/3rd members of the total strength of the Trust along with the Agenda. There shall not be any deliberations in other matters except the Agenda. 10 days notice is sufficient for convening the meeting. The general body of the Trust is having powers to make amendments placed before it in accordance with the procedures prescribed and to consider and dispose applications for membership shall be the supreme authority of the Trust. The General Body of the Trust consists of all the members who has received membership certificate from the Trust. Any member from the Executive Trust is at liberty to take leave from the activities of the Trust with prior approval. The withdrawal of the participation will be affected to the Executive Trustees within two years from the date of giving notice to the Board and within one year to other members. The members of the Executive Trustees may not exceed 14 in number.

15. ADVISORY BOARD

There shall be an Advisory Board for this Trust. The 'Imam' of either Nellikuzhi town Central Juma Masjid or Nellikuzhi (main) Muhiyudheen Juma Masjid as decided by the Board shall be one of the nominees of the advisory Board. The other nominees shall include renowned persons each from social cultural political and educational fields.

(Contd.... page 11)

1. Adv. M.K. Bava

2. P.M. Sakeer Hussain



16. DISCIPLINARY ACTIONS.

- i. Any Trustee or Trustees whose act or behavior are found detrimental to the interest of the Trust may be dismissed by the Board by a resolution approved by a majority of 75 % of the total strength of the Board.
- ii. Before dismissed, he must be given a 7 days show cause notice to file his explanations or objections if any.
- iii. If a Board member continuously absent for three consecutive meetings without assigning any reason , his membership shall be ceased to exist.

17. NOMINATION.

A trustee is entitles to appoint a nominee for his behalf provided he /she is acceptable to other trustees. The members of the Trust are for life and in the vacancies caused by death, resignation, removal or otherwise shall be duly filled by the nomination from among the family members who is acceptable to and decided by a simple majority of the Board of Trustees.

18. BYELAWS AND RULES

The meeting of the Trust Board shall have power to frame rules, bye-laws and regulations without derogative or circumventing the directors of deed.

19. IRREVOCABILITY

This trust is an irrevocable Trust and neither we nor our descendants / nominees have any right or authority to revoke it.

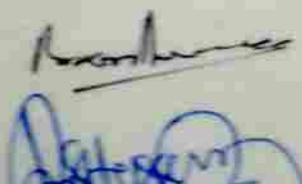
20. ACT APPLICABLE.

This Trust is to be governed by the provisions of the Indian Trust Act (Act 11 of 1982)

(Contd.... page 12)

1. Adv. M.K. Bava

2. P.M. Sakeer Hussain



21. VALUATION

This Trust is valued at Rs. 3900/- (Rupees Three Thousand Nine Hundred only)

**SCHEDULE
TRUST FUND**

SL.NO:	NAME	AMOUNT
1.	Adv. M.K. Bava , Maniyattukudy	150.00
2.	E.M. Abdul Hameed Vahabi, Elavumchalil	150.00
3.	P.M.Sakeer Hussain, Panikkaveettil	150.00
4.	K.S Jabbar, Koottala	150.00
5.	T.P.Basheer, Thandiyekkal	150.00
6.	P.M.Beeran, Pookuzhi	150.00
7.	P.E.Ashraf, Parambil	150.00
8.	K.B.Musthafa, Karakkuzhiyil	150.00
9.	K.M.Abdul Kareem, Kuttichira	150.00
10.	A. Abdul Latheef, Iyaril	150.00
11.	K.B.Makkar, Kambakkudy	150.00
12.	C.M.Meeran, Chamakkalayil	150.00
13.	Muhammed Rafi, Edappara	150.00
14.	Muhammed Shafi, Nanethan	150.00
15.	M.M.Abdul Kareem, Manalumpara	150.00
16.	S.A Muhammed, Saithukudy	150.00
17.	M.M.Abdul Kareem, Vazhachalil	150.00
18.	P.M.Aliyar, Pookuzhy	150.00
19.	M.M Abdul Salam, Maniyattukudy	150.00

(Contd.... page 13.)

1. Adv. M.K. Bava

2. P.M. Sakeer Hussain

20.	M.S Shaji, Medayil	150.00
21.	P.A Saleem, Palakkattuputhanpura	150.00
22.	K.K.Shukkur, Kottaram	150.00
23.	C.E.Nazar, Chakkumthazham	150.00
24.	M.M Abdul Khadar, Maniyattukudy	150.00
25.	Salim K.Muhammed, Karavattu	150.00
26.	P.M.Hameed, Pookuzhy	150.00
Total		3900.00

(Rupees Three Thousand Nine Hundred only)

This Deed is executed at Kothamangalam to present before the Sub-Registrar, Kothamangalam for registration

IN WITNESS HEREOF We have signed on this the Twenty Seventh Day of April 2001, in the presence of witnesses named below.

We authorised Adv. M.K Bava Chairman and P.M Sakeer Hussain General Secretary and P.M Beeran Tresurar to sign other pages to this document on our behalf

1. Adv. M.K. Bava, Maniyattukudy
2. E.M. Abdul Hameed Vahabi, Elavumchalil
3. P.M.Sakeer Hussain, Panikkaveettil
4. K.S Jabbar, Koottala
5. T.P.Basheer, Thandiyekkal
6. P.M.Beeran, Pookuzhi
7. P.E.Ashraf, Parambil

(Contd.... page 14.)

1. Adv. M.K. Bava

2. P.M. Sakeer Hussain

8. K.B.Musthafa, Karakkuzhiyil
9. K.M.Abdul Kareem, Kuttichira
10. A. Abdul Latheef, Iyaril
11. K.B.Makkar, Kambakkudy
12. C.M.Meeran, Chamakkalayil
13. Muhammed Rafi, Edappara
14. Muhammed Shafi, Nanethan
15. M.M.Abdul Kareem, Manalumpara
16. S.A Muhammed, Saithukudy
17. M.M.Abdul Kareem, Vazhachalil
18. P.M.Aliyar, Pookuzhi
19. M.M Abdul Salam, Maniyattukudy
20. M.S Shaji, Medayil
21. P.A Saleem, Palakkattuputhanpura
22. K.K.Shukkur, Kottaram
23. C.E.Nazar, Chakkumthazham
24. M.M AbdulKhadar,Maniyattukudy
25. Salim K.Muhammed, Karavattu
26. P.M.Hameed, Pookuzhi

1. Adv. M.K. Bava

Bava

2. P.M. Sakeer Hussain

Sakeer Hussain

3. P.M. Beeran

Beeran

In witness where of the parties here to have signed this deed at Nellikuzhy on the date and year first above written with intension to register this deed at Kothamangalam Sub Registry.

Signed by

1. Adv. M.K. Bava.




2. P.M. Sakeer Hussain.



3. P.M. Beeran.




In the presentence of witness :

1. Suni Joseph, S/o. Joseph, Kochuparambil (H) Angadi. 

2. Document prepared by licence holder No. EDA 182

K.L. Thomas, S/o. Ittan, Thalayattuthottathil (H)

Thankalam. 

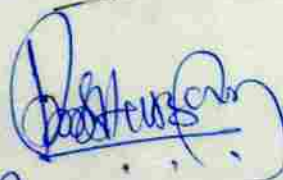
Document printed

Correotions Nil

1. Adv. M.K. Bava.



2. P.M. Sakker Hussain.



3. P.M. Beeran.

