

ANNEXURE-3

14th Dec 1974 Bom. 475
d 74 G. B. B. R. P
Date 6-5-74

MEMORANDUM OF ASSOCIATION OF

SAHAARA CHARITABLE SOCIETY

सहायक सचिव निवृत्त;
श्री दत्त मुचई प्रवेश, मुंबई

1. Name : The name of the Society is Sahaara Charitable Society, hereinafter referred to as the Society.

2. Address : The registered office of the Society at present is:

Sahaara Charitable Society
175, Colaba Road, Colaba
Bombay-400 005.

3. AIMS & OBJECTIVES

The objectives of the Society shall be

- (a) To establish; promote; set up; run; maintain; assist; finance; support and or aid to or help in the setting up and or maintaining and running institutions; orphanages; widows homes, hostels, oldage homes, poor houses, midway homes, lunatic asylums, street children boarding houses; or other establishments for relief and help of the poor; old; destitutes; widows and people suffering from infirmities.
- (b) To give, provide; or render help and assistance to and implement any scheme for livelihood; upliftment of the poor; sponsoring them for hospital care; rendering food; medicine; building homes and giving assistance in cash or kind to destitutes; widows; poor; street children; deserving and needy persons.
- (c) To open; found; establish; promote; set up ; run; maintain; assist; finance; support and aid or help in setting up and or maintaining or running general hospitals; eye hospitals; AID diagnostic centres, First aid centres; charitable dispensaries; maternity homes; handicapped children welfare centres; convalescent homes and adoption centres.
- (d) To open; found; establish; promote; setup; run; maintain assist; finance; support and or aid and help in setting up and maintaining colleges, lecture halls and other establishments or institutions for the advancement of education; knowledge of arts, science; literature; humanities; commerce, engineering; medicine and other useful subjects in all their manifestations.

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- (e) To open; found; establish; promote; setup; run; maintain, assist; finance; support and or aid and help in setting up and maintain training and vocational institutes; advancing and encouraging primary; secondary; and higher education including physical training; adult literacy training; training of handicrafts; fine arts and other useful arts; crafts among the public including establishments of Welfare Centres; Balwadis and Kala Kendras.
 - (f) To impart quality education to children of all communities; castes & creed desiring to achieve education of the type offered by the society through its educational institution. All irrespective of community; caste or creed may also be admitted in so far as they agree to abide by the rules and regulations of the said school.
 - (g) To initiate; administer; manage; encourage and support sister educational institutions.
 - (h) To establish, construct, equip, maintain, administer and conduct branch offices, libraries, boarding houses; reading and lecture rooms; conferences; study classes; canteens; gymnasiums; cultural and educational activities; functions; works; facilities and amenities which may be deemed necessary/convenient for the purpose and objectives of the trust.
 - (i) To give provide and render monetary and or help and give assistance for the relief of persons and animals affected by natural and other calamities such as floods; fire; famine; cyclone; earthquake; storms; accidents; pestilence; drought; epidemic; riots; unbearable cost of living and the like to give donations; subscriptions; contributions to institutions; establishments; centres or persons doing relief work on such occasions.
 - (j) To meet travelling; boarding and lodging expenses for students going abroad for higher commercial and technical education.

- (k) To grant; pay or give scholarships, stipends; prizes; rewards; allowances and other financial assistance or help in cash or kind to students with a view to help them in prosecuting their studies in schools; colleges; educational institutions; teaching commercial and other arts including teaching of cultural arts or other training research and education works in India abroad.
- (l) To grant; pay or give scholarships; stipends; prizes; rewards; allowances and other financial assistance or help in cash or kind to foreign students; refugees and other aliens pursuing their higher education or research in the nation of India.
- (m) To rehabilitate drug addicts; alcoholics; homosexuals; transvestites and sex workers. It refers to physical, mental, social, emotional, spiritual and vocational rebuilding of individuals;
- (n) To impart (PROLIFE) education and use various methods to bring awareness to people of all communities; nationalities; castes and creed. To establish counselling centres; adoption centres and maternity homes to aid in achieving the above mentioned objectives of Prolife.
- (o) To restore broken homes through reconciliation. To give mental relief and counsel to battered spouses and abused persons; to help by way of legal advice; arrange remarriage; to rehabilitate children; to help single parents and single parent children.
- (p) To restore people suffering from stress; pain and mental disorders through general counselling; and using psychiatric and psychological counselling and rehabilitation of the same.
- (q) To investigate; collect; and circulate any knowledge or information or any subject deemed desirable for the purposes of the trust and to print; publish; and issue journals; periodicals, books; leaflets; advertisements; reports; lectures; and other reading matter which may be deemed useful and expedient for any such purpose.

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the General 1207 by a secret ballot paper



- (r) To open; fund; establish; promote; set up; run; maintain; assist finance; support and or aid and help in setting up and maintaining training institutes for the purpose of training staff, members, and volunteers to help in the achievements of the aims and objectives of the Society.
- (s) To sell, lease, mortgage, dispose of or otherwise deal with all or any part of the movable or immovable property of the Society.
- (t) To negotiate; enter into; carry out any arrangements with any government; state; university; municipality or any other public or private authority which may seem conducive to the objects of the Society.
- (u) And to do all such acts; deeds and things as are incidental or conducive to the attainment and furtherance of the above aims and objectives.



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by a Secy.

Following are the full names, addresses, designations of members of the Managing Committee to whom by the rules of the Society, the management of its affairs are entrusted.

Name	Designation	Age	Occupation	Address	Nationality
Mr. Stanley Mehta	Chairman	41	Pastor	175, Colaba Road Colaba, Bombay 400005	Indian
Mr. K.X. Selvan	Executive Secretary	36	Service	C/o.DLH YMCA Hostel Mayo House 9, Cooperage Road Fort, Bombay 400009	"
Mr. Isaac Abel	Honorary Treasurer	38	Service	C/o.175 Colaba Road Colaba, Bombay 400005	"
Mr. Lawrence Rebello	Member	36	Service	Corner Stone Small Girls P.O. & Tawra Thane Dist.401201	"
Miss Sujata Dohare	Member	26	Service	C/o.Regina Pacis Hostel Opp Byculia Police Station Byculia, Bombay 400027	"
Mrs. Esme Mehta	Member	41	Housewife	175, Colaba Road Colaba, Bombay 400005	"
Mr. Charles Rodrigues	Member	33	Service	H-2/12 Dias & Pereira Nagar Opp. Vijaya Park Naiagam, Thane Dist.	"

We the undersigned being desirous of forming into an association to be registered under the Society's Registration Act 1860 have subscribed, our names and addresses :

Sr. No.	Name	Address	Signature
1.	Mr. Stanley Mehta	175, Colaba Road, Colaba Bombay 400005	<i>Stanley Mehta</i>
2.	Mr. K.X. Selvan	C/o.DLH YWCA Hostel Mayo House 9, Cooperage Road Fort, Bombay 400009	<i>K.X. Selvan</i>
3.	Mr. Isaac Abel	C/o. Bombay Baptist Church 175, Colaba Road, Colaba Bombay 400005	<i>Isaac Abel</i>
4.	Mr. Lawrence Rebello	Corner Stone Small Giriz P.O. & Tawra Thane Dist. 401201	<i>Lawrence Rebello</i>
5.	Miss. Sujata Dohare	C/o. Regina Pacis Hostel Opp. Byculia Police Station Byculia, Bombay 400027	<i>Sujata Dohare</i>
6.	Mrs. Esme Mehta	175, Colaba Road Colaba, Bombay 400005	<i>Esme Mehta</i>
7.	Mr. Charles Rodrigues	H-2/12 Dias & Pereira Nagar Opp. Vijaya Park Naigaum Thane Dist.	<i>Charles Rodrigues</i>

I identify the aforesaid signature

Chartered Accountant

Date : 13-4-73
Place : Bombay

P. SREERAMULU & ASSOCIATES
Chartered Accountants
Flat No. 255 "Siddhanta" Bldg.
L.B. Road, Fort, Bombay
Aunt 1475, 1476, 1477



(Signature)
Superintendent
Societies and Registration Office
Registrar Bombay Region, Bombay
(10-1-96)

Registered under the S. R. Act 1860
No. 94 of 1974, Rom. 1276
G. B. S. S.
Date 6-5-74

RULES AND REGULATIONS OF
THE SAHARA CHARITABLE SOCIETY

पहायक संस्था निबंधक,
पुणे मुंबई प्रवेय, मुंबई

I. INTERPRETATION

In the interpretation of the Memorandum of Association of the ~~Trust~~ ^{Society} and those Rules and Regulations unless there be something repugnant to the subject or context:

- a. Words imparting the singular number shall also include the plural and vice versa.
- b. Words imparting the masculine gender shall also include the feminine and vice versa.
- c. The ~~Trust~~ ^{Society} means "Sahara Charitable Society"
- d. "Rules and Regulations" means the Rules and Regulations of the Trust in force for the time being.
- e. "Member" or Managing Committee of Sahara Charitable Society
- f. "Year" means the financial year beginning on 1st April and concluding on 31st March of the following year.
- g. "Office" means the Registered Office of the Society for the time being.
- h. "Managing Committee" shall be the Members to whom the management of the affairs of the Society are entrusted by the rules and regulations of the Society.
- i. The "Chairman" & Executive Secretary shall mean the Chairman and Executive Secretary respectively for the time being and shall include any person temporarily appointed to perform the duties of the Chairman & Secretary respectively.

II. MEMBERSHIP OF THE TRUST SOCIETY

The membership of the ~~trust~~ ^{society} shall consist of a minimum of 7 (Seven members). However, the members are admitted by an invitation extended by the Managing Committee.

No person shall be deemed to be a member or be entitled to exercise the rights and privileges of a member until he signed the roll of members, and agreed to abide by the Constitution of this ~~trust~~ ^{society}.

The right of refusal of admission to anyone shall vest in the Managing Committee and their decision in this matter shall be final. Every person shall, on becoming a member of the ~~trust~~ ^{society}, sign the roll of Members of the ~~trust~~ ^{society} to be kept in a bound register in the office of the ~~trust~~ ^{society}. There shall be no entrance fee; subscription charged to the members with the application. Application should be in the prescribed form prepared and passed by the Managing Committee.

III. MANAGING COMMITTEE

The business and affairs of the trust shall be carried on and managed by the Managing Committee, which shall comprise of following 7 (seven) members :

Sr. No.	Name	Age	Nationality	Signature
1.	Mr. Stanley Mehta	41	Indian	<i>Stanley Mehta</i>
2.	Mr. K.V. Selvan	36	"	<i>K.V. Selvan</i>
3.	Mr. Isaac Abel	38	"	<i>Isaac Abel</i>
4.	Mr. Lawrence Rebelio	36	"	<i>Lawrence Rebelio</i>
5.	Miss. Sujata Dohare	26	"	<i>Sujata Dohare</i>
6.	Mrs. Esma Mehta	41	"	<i>Esma Mehta</i>
7.	Mr. Charles Rodrigues	33	"	<i>Charles Rodrigues</i>

If a founder member resigns/retires before his term expires, then the ~~trust~~ ^{society} shall appoint a member on the Managing Committee.

The elections of the members will take place at the Annual General Body meeting every 2 years.

The Members of the Managing Committee will be elected by the General Body at the Annual meeting after every 2 years by a secret ballot process.



IV. CHAIRMAN, HON. TREASURER, EXECUTIVE SECRETARY

The Society shall elect its own Chairman, Hon. Treasurer, Executive Secretary for a period of ~~one~~ ^{two} year at a time. They shall be eligible for re-election when their period of office expires.

V. TERMINATION OF MEMBERSHIP

A person shall cease to be a member of the Society

- a. in the event of his death or voluntary resignation
- b. if he is adjudged insolvent or he is of an unsound mind.
- c. if he is convicted of any offences involving moral turpitude.
- d. if he does any act which is adverse or detrimental to the objects of the Society.
- e. His name is removed from the register of members and his signifying his desire in writing to resign/retire as provided in article VI thereof.
- f. He is expelled/excluded under article VII thereof.

VI. The procedure for excluding a member from the Society shall be as follows :

- a. The Executive Secretary shall convene a special meeting of the Society to consider the question of exclusion. The motion to exclude the member shall be duly proposed, seconded and considered; and
- b. If the majority of the members present vote in favour of exclusion, then such members shall cease to be a member with effect from the date of such resolution.



VIII. EFFECTS OF TERMINATION OF MEMBERSHIP

Upon termination of his membership, a member shall forfeit all rights and privileges of a member of the Society and all claims and rights whatsoever upon the Society, and its properties and funds, including any contribution by the member to the properties or funds of the Society, but shall nevertheless, respectively continue to be liable to pay and shall forthwith pay to the Society all moneys, which at the termination of the membership, may be due to the Society by him as the case may be.

IX. TERMINATION OF A MANAGING COMMITTEE MEMBER

A Managing Committee Member shall cease to be a Managing Committee member if :

- a. He is adjudicated insolvent;
 - b. He is convicted by a Court of a criminal offence involving moral turpitude;
 - c. He becomes of unsound mind or physically unfit or unable to act as Managing Committee member;
 - d. He dies, resigns or retires;
 - e. He ceases to be a member;
 - f. If he does any act which is adverse or detrimental to the objects of the Society;
 - g. If he is excluded under article (XI) thereof.
 - h. If he abstains himself from 3 consecutive meetings without proper reason or explanation in writing.
- X. Every resignation from Managing Committee shall be tendered to the Chairman of the Society in writing and it shall take effect when such resignation has been accepted by the Managing Committee.



XI. The procedure for excluding Managing Committee member from the Managing Committee shall be as follows:

- a. The Executive Secretary shall, call a Special Meeting of the Managing Committee of the Society to consider the question of exclusion. The motion to exclude the Managing Committee member shall be duly proposed, seconded and considered; and
- b. If the majority of the Managing Committee present, vote in favour of exclusion, then such Managing Committee member shall cease to be a Managing Committee member with effect from the date of such resolution. Voting can be done after the said member to be excluded be asked to leave the Managing Committee Room.

XII. MEETINGS

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- a. An Annual General Meeting of the Society shall be held within 12 months from the date of registration of the trust and thereafter once at least in every calendar year at such date, time and place as may be determined by the Managing Committee. Such a meeting shall be called the 'Annual General Meeting'. 15 days' notice shall be given to members for convening the Annual General Meeting.
 - b. The Managing Committee may meet as often as it may deem necessary for despatch of business, adjourn and otherwise regulate its meetings and proceedings as it thinks fit. The Managing Committee shall meet at least three times a year.
 - c. A meeting of the Managing Committee for the time being, at which a quorum of 4 are present shall be competent to exercise all or any of the authorities, powers and discretion by or under the Rules and Regulations of the trust generally or specially.
 - d. The Managing Committee may delegate such of its powers to any committee, sub-committee or member of their committee as it thinks fit. Any Committee so formed shall, in exercise of the powers so delegated, conform to any restriction that may from time to time be imposed upon it by the Managing Committee.

- e. A resolution in writing and signed by a majority of the Managing Committee members shall be as valid and effectual as if it has been passed at a meeting of the Managing Committee duly called and constituted provided that the same is confirmed at the next meeting of the Managing Committee.
- f. Questions arising at any meeting shall be decided by a majority of votes and in case of an equality of votes, the Chairman shall have a second or casting vote.
- g. 14 days notice shall be given to members and Managing Committee members for convening any meeting of the Managing Committee members except that in the case of emergency, a shorter notice at the discretion of the convening authority may be given.
- h. The notice convening any meeting of the Society Managing Committee or any Committee shall state the date, time and place of the meeting alongwith the business to be transacted thereof.
- i. If all the Managing Committee members present at a meeting consent in writing that the usual notice of 14 days is not required for convening a meeting, the Managing Committee may consider and decide urgent matters of pressing importance, and all such decisions, resolutions and orders and any such proceedings shall be as valid and effectual as if passed at a regular meeting of the Managing Committee duly called and constituted in the ordinary course.

(II).PROCEEDINGS AT GENERAL MEETINGS

The business to be transacted at the Annual General Meetings shall be (a) to receive and consider the accounts and reports of auditors and the Managing Committee, (b) to appoint Managing Committee members in the place of those who cease to be members, (c) to appoint the auditors of the Society and (d) to transact any other business which may be permitted by the Chairman.

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The business to be transacted at meetings of the Society other than the Annual General Meeting shall be confined to the purpose for which such meeting is convened, provided that the Chairman may permit the transaction of any other urgent business, which he may deem proper in his absolute discretion.

XVI. QUORUM

- a. The quorum for transacting business at the Annual General Meeting and extra-ordinary meetings of the Society shall be five members always present in person.
- b. The quorum for transacting business at a meeting of the Managing Committee shall be four Managing Committee members present in person.

XV. VOTINGS

All questions at meetings shall be determined by vote. Each member of the Society or Managing Committee as the case may be, present at the meeting shall have one vote and the vote of majority shall prevail. No action or proceedings of the trust or the Managing Committee or any Committee or sub-committee shall be invalidated or questioned by reason of the existence of any vacancy or vacancies among its members.

XVI. MINUTES

The Managing Committee shall cause minutes to be duly entered in the books specially provided for the purposes.

XVII. POWERS & FUNCTIONS OF MANAGING COMMITTEE

Without prejudice to the generality of the foregoing, the functions of the Managing Committee shall be:

1. To consider and approve the annual budget, reappropriation of expenditure - the annual reports of all the Institutions and of the Managing Committee; to audit the annual accounts of the trust and to consider and pass orders on the auditors reports on the annual accounts.



2. To appoint auditors and fix their remuneration.
3. To lay down general policies for all institutions of the Society.
4. To appoint a Committee or Sub-Committee for any general or specific purpose.
5. To apply for, collect, recover, receive and utilise any Government, Municipal or other grants or allowances in connection with any institution, work, activity or property held or conducted by the Society or otherwise, and to deal with the same according to the terms thereof.
6. To receive, hold, administer and use any gift, bequest donation or foundation in kind or money, or any other property, whether subject to any Society or not, for any of the objects of the Society and to undertake and carry out the offices, duties, and functions of trustees, managers and administrators, either solely or jointly with another or others, for, or in respect of gifts, bequests, donations, Society, foundations or property, whether vested in the Society or otherwise.
7. To pay, apply, expand, or utilise the whole or any part of Society Fund (i.e. both corpus and income) as well as monies received and/or raised by the Managing Committee in exercise of the powers reserved to them under these present for all or any one or more charitable purposes and objects in such shares and proportion and in such manner in all respects as the Managing Committee shall in their absolute discretion think fit.
8. Subject to the provisions of the Bombay Public Trusts Act, 1950 and the Income Tax Act, 1961 as amended from time to time, to invest and deal with the money of the Society not immediately required in such shares and securities or in such manner as the Managing Committee may from time to time at their discretion from time to time vary and transpose such investments into or for others of any kind.



7. To negotiate and enter into any arrangements with any Government State, University, Municipality or any other public or private authority, body or association which may seem beneficial or conducive to any of the objects of the Society.

10. To purchase, take on lease or on leave and license, or on hire or in exchange, or otherwise acquire and to hold, manage, administer and otherwise deal with any moveable or immoveable property, rights and privilege, which may be deemed necessary, expedient, or desirable for any of the objects of the Society and in particular to subscribe for, purchase, acquire and hold debentures, stocks or shares in any company or association whether incorporated or not, having objects altogether or in part similar to the objects of the Society.

11. To borrow money, or receive money on deposit, upon such terms and with any property, funds, assets, rights, or privileges of the Society present or future as the Managing Committee may deem necessary or expedient, but subject to the provisions of the Law.

12. To grant medical and charitable aid to, and to provide for the welfare of persons employed by or connected with the Society and the dependents of such persons by establishing and contributing to Provident Fund and Gratuity funds, as the Managing Committee may think fit.

13. To subscribe to or otherwise aid benevolent, educational, charitable, philanthropic or other institutions or objects of a public character which have a moral or other claim to support or aid the Society by reason of the locality or their operations or otherwise.

14. To receive reports from the Managing Committee, all standing adhoc and/or other Committees of the ~~Trust~~ Society.

15. The Society shall be responsible for the finances of all its institutions and to this end shall sanction annually a budget and shall receive audited accounts of all its institutions for acceptance. A Treasurer and an accountant, whether honorary or not may be appointed for dealing with the funds of all these institutions but shall not necessarily be a member of the Managing Committee.

16. The Managing Committee shall be empowered to act for on behalf of the Society and fulfill all its powers and functions. The Managing Committee shall report all actions taken at meetings of the Society, who, in return, shall ordinarily approve of the same.
17. The Managing Committee, has sole power to appoint, recommend for, confirm, suspend, or dismiss the Principals, staff, domestic staff, supervisors, Headmasters, Business Managers and Superintendents and of any of its institutions and prescribe the duties, salary scales and emoluments of such persons.
18. The Managing Committee shall accept donations and voluntary contributions for carrying out the objects of all its institutions.
19. The Managing Committee shall have general control and management of all its institutions.
20. The Managing Committee shall in no circumstances lend or give the income of capital of its institutions to itself or to any member of the Managing Committee for personal benefit except to defray out-of pocket expenses of a member in connection with business undertaken on behalf of the institution.
21. The Managing Committee shall receive gifts, contributions and Scholarships exclusively for the benefit of all the institutions and accumulate such gifts and other financial contributions to fulfill the objects of the institutions.
22. The Managing Committee shall have the power to pass bye-laws to Supplement the provisions of the Constitutions provided the bye-laws shall not contradict any provisions in this connection.
23. The Managing Committee shall have the power to appoint Sub-Committee or select committees to assist it in carrying on its works.

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24. The Managing Committee shall consider any case of disciplinary action involving dismissal of a permanent staff, or other permanent staff referred to it by the Principal, or Head of the Institution, and investigate it and take a decision thereon in accordance with any procedure laid down in that behalf in any relevant Code of Law of the Education Department and other Labour Laws.
25. The Managing Committee may recommend for appointment to the Society one Administrative Officer or such other post created as the need arises to carry out such duties and responsibilities for the proper and efficient running of the administration of the Society as it deems fit.
26. The Managing Committee shall open and operate accounts of any description with any Bank or Banks through the Chairman, Hon. Treasurer and Executive Secretary of the Society. The signatures of two officials shall be valid unless otherwise decided by the Managing Committee.
27. The Managing Committee shall carry on negotiations for the entry into CONTRACTS on behalf of the Society and take such legal steps as may be necessary and as may be advised by the legal Consultant.
28. The Managing Committee shall carry out all or any of the above things and all such other things incidental to the same and find fit to attain the objects of the Society singly and in conjunction or co-operation of other persons and institutions having similar type of objects.
29. The Managing Committee also will generally do all such acts and things as may be found necessary or expedient for the proper conduct of the affairs of the Society as scheduled above.

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XVIII. EXECUTIVE SECRETARY AND HIS FUNCTIONS

The Executive Secretary shall

- (a) Convene the statutory meetings of the Society and the Managing Committee and other meetings when fixed.
- (b) He shall attend to all meeting; general and special if the Managing Committee of the Society and all the meetings of the Managing Committee and shall keep accurate and upto date records thereof;
- (c) The Executive Secretary shall be the executive authority of the Society.
- (d) He shall be the custodian of all the records connected with the Society.
- (e) He shall carry out the correspondence of the Society.
- (f) He shall prepare the agenda of all the meetings of the Management Committee as well as those of the General Body and arrange to get it circulated in proper time amongst all the members concerned.
- (g) He shall supervise the workings of all the institutions controlled by the Society in collaboration with the needs of such establishments.
- (h) He shall ascertain the requirements of the various institutions in the matter of staff and put the same before the Managing Committee for the sanction.
- (i) He shall ascertain the needs of the various institutions in the matter of equipment of stationery and furniture etc. and put the same before the Managing Committee for sanction from time to time.
- (j) He shall formulise the annual budget estimates for sanction by the Managing Committee and the General Body.



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- (k) He shall look after the various properties and their maintenance.
- (l) He shall be the appointing and the dismissing authority of the Society and shall be the executive head of the Managerial, supervisory, clerical and the domestic staff of the Society.
- (m) He shall attend to matters, legal, taxation, trust, Municipal and concerning the Government in connection with laws.
- (n) He shall do all such things as may be directed by the Managing Committee from time to time.
- (o) For all this work he shall be given a monthly honorarium as may be fixed by the Managing Committee from time to time in addition to the re-imbursement of actual conveyance or such other amounts spent by him for the work of the Society.

XIX. DUTIES OF THE HON. TREASURER

The treasurer will be responsible for keeping the accounts and all receipts and disbursements of monies collected for and belonging to the Society. He will keep up to date books of accounts and supporting vouchers and such other documents. He will submit the monthly statement of accounts to the Managing Committee.

XX. CHAIRMAN OF THE MANAGING COMMITTEE

He shall preside at all the meetings of the Managing Committee and conduct the business according to the rules and regulations of the Society. He shall exercise his casting vote in addition to his general vote in case of equality of votes on a disputed subject.

XXI. IMMOVABLE ASSETS

All immovable properties whenever and wherever acquired by the Society shall vest in Szahara Charitable Trust & neither the Managing Committee nor any of its office bearers, shall be entitled to alienate or encumber in any manner the aforesaid properties without the decision of the General Body of the Society.



XXII ACCOUNTS

The Managing Committee shall cause true and correct accounts to be kept of the sums of money received and expenditure by the Society and the matters in respect of which such receipts and expenditure take place, and of the assets and liabilities of the trust, and of sales and purchases of goods by the Society, and the members shall be entitled to examine and inspect the same. The books of accounts shall be kept at the Registered Office of the Society or at such other place as the Society shall determine whether and to what and what times and places and under what circumstances or regulations, the accounts of the trust shall be kept open for the inspection of persons other than the Society. The accounts of the Society shall be kept in the form and on the lines laid down by the members of the Managing Committee and shall be audited in the manner prescribed by these Rules and Regulations. Once at least in every year, the Managing Committee shall lay before the Society made up to date not later than 6 months after the close of the financial year to which such accounts pertain.

The accounts of the Managing Committee submitted to the members of the Society as provided in the preceding paragraph, shall be audited by the auditor of the Society as hereinafter provided and the report of auditor on the accounts examined by him along with the report of Managing Committee which shall be attached thereto, shall be open to the inspection of every member of the Society.

XIII AUDIT

Once at least every year the accounts of the Society shall be examined and the correctness thereof ascertained by the auditor. No persons shall be appointed to the office of the auditor of the Society unless he is a practising Chartered Accountant within the meaning of the Chartered Accountants Act, 1949. The Managing Committee shall supply or cause to be supplied to the auditor of the trust, a copy of the accounts of the Society which is required to be audited by them.



The Managing Committee shall supply or cause to be supplied to the auditor of the *Society*, a list of account books of the trust copies of the Memorandum of Association of the *Society*, and Rules and Bye-laws of the *Society*, certificates regarding assets, stocks, stores, debts, purchases, receipts, payments, Bank's cash interest, and other balances, securities, liabilities etc. copies of statements of accounts, scheduled answers etc. and any other information, explanations, sanctions and resolutions which the auditor may require in the discharge of his duties from the members of the trust, Managing Committee, the Hon. Treasurer, Executive Secretary, Principal, Head of the Institutions, Officer or employees of the *Society*.

And it shall be the duty of all such persons to produce to the auditor all books, vouchers, documents, records, minute books relating to the *Society* managed by the Managing Committee or any other Committee or sub-committee of the *Society* and afford the auditor and his assistants every possible facility to finish their audit with all best despatch. The auditor shall be entitled to employ at the expense of the *Society*, Accountant or other persons to assist him in examining any account placed before him either by the members of the *Society*, Managing Committee, Treasurer, Secretary, Principal or Head of any Institution, controlled by it or any other person for or on behalf of the *Society*.

Every auditor for the *Society* for the time being shall be entitled to receive notice of attendance and speak at any annual general meeting of the *Society* at which any accounts which have been examined and reported on by him are laid down before the members of the *Society* and he may make any statements or explanations he may desire with respect to such accounts.

Members of the *Society* or Managing Committee may at any time and at the expense of the *Society* consult, employ or otherwise engage the services of the auditors of the *Society* or any other auditor in their capacity as Chartered Accountants or experts and fix their remuneration for special or extra services. Such remuneration, etc. shall be in addition to any remuneration of the auditors of the trust fixed by the members of the *Society* or Managing Committee for conducting the annual audit of the *Society* managed by the Managing Committee.

It shall be the duty of the auditors appointed by the *Society* to examine the accounts submitted to them by the Managing Committee and to make their report thereon.



XXIV. AUDITORS REPORT

The auditor's report on the accounts examined by them shall be addressed to the members of the trust.

XXV. LOSS OF FUNDS OR PROPERTY

Any member or members of the trust or the Managing Committee shall not be answerable for any loss arising from the administration or application of the ~~trust~~ ^{Society} funds or sums of money, or for any damage or deterioration in any property belonging to the ~~trust~~ ^{Society} unless such loss, damage or deterioration shall happen by or through his or their wilful default or neglect.

XXVI. INCOME OF THE TRUST ^{Society}

The income of the ~~trust~~ ^{Society} whenever derived shall be applied solely towards the promotion of the objects of the ~~trust~~ ^{Society} and no portion thereof shall be paid or transferred directly or indirectly by way of bonus or otherwise to the persons who at any time are or have been members of the ~~trust~~ ^{Society}, provided that nothing contained in the provisions regarding payment out of the funds of the ~~trust~~ ^{Society} in good faith of any provident fund, salary, contribution, gratuity, compensation, medical facilities, residential, accommodation, facility for electricity, water, transport and such other amenities as the ~~trust~~ ^{Society} in their absolute discretion determine to any Principal, Head Master, Officer, member of Staff, employee, servant or auditor of their Institution in return for loyal and faithful service rendered to the ~~trust~~ ^{Society}.

XXVII. MOVABLE OR IMMOVABLE PROPERTY

Any lease or licence relating to the movable or immovable property owned by the ~~trust~~ ^{Society} shall be signed by the Chairman and the Executive Secretary of the ~~trust~~ ^{Society} under authority from the Managing Committee. All documents and records of the trust shall be maintained at the premises of the ~~trust~~ ^{Society} or at such other place for safe custody as the ~~trust~~ ^{Society} may determine.



XXVIII AMENDMENT OF THE MEMORANDUM OF ASSOCIATION

Whenever it shall appear to the Managing Committee or the Trust that it is advisable to alter, amend, extend or abridge the purpose for which the ~~Trust~~ ^{Society} is constituted, or to amalgamate it either wholly or partly with any other Trust or body having similar purpose, the same shall be done at a General Meeting of the members specially convened for the purpose and with ~~two-thirds~~ ^{three-fourths} majority approve the amendments and alteration thereof. Not less than 15 days notice shall be given for such a meeting and a copy of the proposed alteration and addition shall accompany the notice. as per Section 12 and 12(a) of S.R. Act 1860.

XXIX DISSOLUTION

If upon the winding up or dissolution of the ~~Trust~~ ^{Society}, there remains after the satisfaction of all the debts the liabilities any property whatsoever, the same shall not be paid or distributed among the members of the ~~Trust~~ ^{Society} but shall be paid or applied towards the advancement of such objects as the members of the ~~Trust~~ ^{Society} at or before the time of dissolution may determine, and if and so far as effect cannot be given to the aforesaid provisions, then to some charitable object with the approval of the ~~Trust~~ ^{Society} as per Section 13 and 14 of the S.R. Act 1860.

XXX EXECUTIVE SECRETARY'S LIABILITIES

Secretary of the ~~Trust~~ ^{Society} shall sue and be sued upon all matters relating to or affecting the ~~Trust~~ ^{Society}. The Managing Committee is however, entitled to authorise any other officer to represent the ~~Trust~~ ^{Society} acting as an agent of the ~~Trust~~ ^{Society}.

XXXI AUDITOR - APPOINTMENT

An Auditor shall not be a member of the Managing Committee but shall be practising as a Chartered Accountant shall be appointed ordinary at the Annual General Meeting to audit the accounts of the ~~Trust~~ ^{Society}.

XXXII LEGAL LIABILITIES OF OFFICE BEARERS

The legal liabilities of the office bearers shall be co-extensive with that of the *Society* and same as otherwise produced in these presents; no member of the *Society* shall be held liable in respect of any act done in good faith in his capacity as a member of the Managing Committee or any duly appointed Committee or as any other office bearers.

XXXIV. HONORARY OFFICERS

The office bearers of the *Society* other than the Executive Secretary shall be ordinary honorary workers.

XXXV INTERPRETATION

The Managing Committee is the sole authority for the interpretation of the clause of these presents and the decision of the Managing Committee upon any question of interpretation or upon any matter affecting the *Society* or institutions conducted or controlled by it, shall be FINAL and BINDING on the members.

XXXVI. LEGAL CONSULTANT

The Managing Committee shall appoint a legal consultant on a retainer basis and when they think necessary to look after the validity of the actions taken by the *Society* in its General Body Meeting and the Managing Committee in its Meeting and shall fix his remuneration.

..19/-



We the undersigned being desirous of forming into an association to be registered under the Society's Registration Act 1860 have subscribed are names and addresses :

Sr. No.	Name	Address	Signature

1. Mr. Stanley Mehta 175, Colaba Road,
Colaba
Bombay 400005

2. Mr. K.X. Selvan C/o.DLH YWCA Hostel
Mayo House
9, Cooperage Road
Fort, Bombay 400009

3. Mr. Isaac Abel C/o. Bombay Baptist Church
175, Colaba Road, Colaba
Bombay 400005

4. Mr. Lawrence Rebello Corner Stone
Small Giriz
P.O. & Tawra
Thane Dist. 401201

5. Miss. Sujata Dohare C/o. Reginn Pacis Hostel
Opp. Byculla Police Station
Byculla, Bombay 400027

6. Mrs. Esme Mehta 175, Colaba Road
Colaba, Bombay 400005

7. Mr. Charles Rodrigues H-2/12 Dias & Pereira Nagar
Opp. Vijaya Park
Naigaum
Thane Dist.

I identify the aforesaid signature

Chartered Accountant

Date : 13-01-93

Place: Frenchovz

P. CHIEKHURIAN, D.D.S., M.S.C.
Chartered Accountant
Flat No. 205, Marumyan St. 10
Tel. 22-11-11, 22-11-12
A. 10-11-12, 10-11-13

Superintendent
Public Trusts Registration Office
Bombay District Registrar, Bombay

