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2. MRS. SUDATTA PATNAIK, AGED ABOUT 51 YEARS

19/0- JANAKI BALLAVA PATNAIK

OCCUPATION

BUSINESS

RELIGION

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ADDRESS

185, VIP AREA, PAIKA NAGAR,

BHUBANESWAR

DIST

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(herein after called the Trustee)

1. THE OBJECT OF THE TRUST ARE AS FOLLOWS

- (a) To establish educational institutions for imparting education in the field of engineering, computer, information & technology, management, print and electronic media, medicine and general field at (purpose in all) the pre-degree, degree, and post degree level to educate students of all caste, religion and nationals.
- (b) To support & promote the advancement of educational activities by establishing kindergarten, primary, middle, high school & college.
- (c) To negotiate and enter into the agreement with any Govt., University, Municipality or any other public or private authority which may be conducive or beneficial to the work or activity of the trust.
- (d) To help, contribute promote, takeover or amalgamate any other society, trust body, or institutions whether incorporate or not for objects similar to those of the Trust herein.
- (e) To maintain, organize, fund, manage, supervise, control and aid school, and educational institutions, trust, societies or other institutions carrying out the same objective.

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- (f) To take all step and recourses to survey, research, analyse, re-establish, regenerate, re-create, awareness of the Odia language, Odia culture, including electronic & print media among the people of the Orissa and to take all possible steps to re-establish Odia as one language, one people and one culture and to oppose those individuals, organizations who are found to be discriminating Odia language.
- (g) To invest, dispose of, transfer and otherwise deal with the subject matter of trust in such manner as the trustees should deem fit so as to enable the trust to carry on the objects of the trust effectively.
- (h) To accept donations, grants, presents, foreign contributions, foreign donations and other offerings and to deal with the same for the purpose of the trust.
- (i) To bring out, encourage and develop the inventive and research faculties of the pupils and teachers and to afford apportunity for research work in art, science and industrial undertakings.
- To grant stipends, scholarships, and other allowances, concessions, or help to deserving students and candidates.
- (k) To hold examinations and to grant certificate of proficiency or other academic distinctions of title to students who have complied with the conditions laid down in the regular bye-laws of the Trust and/or Govt. or any other statutory body set up by such Governments.
- (I) To arrange and otherwise deal with placement of the student of the Institute and outside & to do manpower planning, placement consultancy.
- (m) To establish study centers, off campus centers, training centers, vocational centers, coaching centers for imparting coaching in the field of technical & nontechnical education in and out side Orissa with or without collaboration/affiliation of other institutions, competent authorities/bodies.

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- (n) To carry on and under take all efforts required for up-liftment of economically backward people, literacy awareness, health awareness through awareness comps, health camp, literacy programmes, seminar etc.
- (o) To carry on all activity for promotion of sports and games, AIDS eradication, road safety, agricultural rural development, environment protection, training and development art or craft, human rights, among government, business and civil society.
- 2. OBJECTS INCIDENTAL OR ANCILLARY TO THE ATTAINMENT OF THE MAIN OBJECTS.
 - (a) To borrow or raise or secure the payment of money from the Bank or banks, Financial Institution or Institutions or any other person, firm or body corporate or the purpose of the business of the Trust in such monner or such terms and with such rights, powers and privileges as the Trust may think fit and in particular, by issue of debentures, bonds, obligations deposits, notes and securities of all kinds and to frame, constitute and secure the same transferable by the delivery or by instrument of transfer or otherwise and either perpetual or terminable and either redeemable or otherwise and to charge or secure the same by trust deed or other specific property and rights present and future of the trust or otherwise whatsoever and collaterally or further to secure any securities of the trust by a trust deed or other assurance.
 - (b) To draw, make, accept, endorse, execute and discount promissory notes, cheques, bills of exchange hundies and other negotiable and transferable instrument in connection with the business of the trust.
 - (c) To take into consideration and to approve and confirm all acts, deeds or things that may be done or entered into by the Managing Trustee and further to enter into any arrangements, agreements or contract with the promoters and;

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- (d) To take or concur in taking all such steps and proceedings as may seem best calculated to uphold and suppOort the credit to obtain and justify public confidence and to avert minimize financial disturbance which might effect the trust.
- (e) To sell, lease, mortgage or otherwise dispose of or transfer the business, property, assets, or undertaking of the trust or any part thereof for such consideration as the trust may think fit and particularly for shares, stocks, debentures and other securities of any other trust whether or not having objects altogether or in part similar to those of the trust.
- (f) To purchase and/or otherwise acquire and undertake the whole or any part of the business, property rights and liabilities of any person, firm or body corporate, carrying on or proposing to carry on any business which this trust is authorized to carry on, or possessed of the property or rights suitable for any of the p[purposes of the trust, or which can be carried on in conjunction therewith or which is capable of being conducted so as directly or indirectly to benefit the trust and to purchase and to conduct, make or carry into affect and arrangements in regard to the winding up of the business of any such person, firm or body corporate.
- (g) To pay out of the funds of the trust all costs, charges and expenses which the trust may lawfully pay with respect to the promotion formation and registration of the trust and/or the issue of its capital consider to be preliminary including therein, the cost of advertising, printing and stationary and commission for obtaining application for taking, placing or underwriting or procuring the underwriting of shares, debentures or other securities of the trust expenses attendant upon the formation of agencies, branches local boards.
- (h) To carry on any business or branch of a business which the trust is authorized to carry on by means or through the agency of the subsidiary trust or companies to enter into any arrangement with any such subsidiary tr5rust for taking the profits and bearing the losses of any business or branch so carried on, or for financing any such subsidiary trust or guaranteeing its liabilities or to make any other arrangements which may seem desirable with reference to any business or branches so carried on, including power at any time either temporarily or permanently to close any such business and to appoint Directors of any such subsidiary trust.

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- (i) To hire or otherwise acquire by purchase, contract, concession rights, license, lease, exchange or otherwise any land building factories, workshops, godowns, warehouse, other moveable property or immovable property for construction, sale manufacturing purpose or by other purpose which the trust my think necessary or convenient and to pay for any property or rights etc, acquired by the trust either in cash fully or partly paid up shares or by the issue of securities or partly in one mode or partly in another and generally on such terms as may be determined.
- (j) To invest, and deal with the money of the trust not immediately required in such manner as the trust may deem fit.
- (k) To pay for any rights for property acquired by the trust and to remunerate any person, firm or body corporate rendering services to the trust either by cash payment.
- (I) To establish and maintain or procure the establishment and maintenance of any contributory or non-contributory pension of superannuating funds for the benefit of and give or procure the giving of donations, gratuities, pensions, allowance or emoluments to any person who are or were at any time in the employment or service of the trust, or of any trust which is subsidiary of the trust or is allied to associated with the trust or with any such subsidiary company, or who are or were at any time Directors, of the trust or any such other trust as aforesaid.
- (m) To establish branches and agencies of the trust in India and elsewhere and to discontinue the same whenever necessary.
- (n) To pay for any property or rights acquired by the trust either in cash, or fully or partly paid shares or by the issue of the securities or partly in one mode or partly in another, and generally on such terms as may be determined.
- (o) Subject to the provisions of the Trust Act to amalgamate with any other trust having objects together or in part similar to those of this trust.

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- (p) To send out foreign countries trustees, employees or any other persons for investigating possibilities of any business, trade or for procuring and buy any machinery or establishing trade connection or in promoting the interest of the trust and pay all expenses incurred in this connection.
- (q) To apply for purchase or otherwise acquire, protect and renew in any part of the world, patents, licenses and concessions, and secret or other information regarding any research which may seem calculated directly to benefit the trust and to use develop or grant licenses in respect thereof or otherwise turn to account the rights or information so acquired and to expend money in experimenting upon, testing or improving any such patents, rights or inventions.
- (r) Subject to the provisions of the Trust Act to receive money or deposit at interest or otherwise for fixed periods, and to lend money on any terms that may be thought fit and particularly to customers or other persons or corporation having dealing with the trust. The trust shall not carry on any business of banking as defined by the Banking Companies Act 1949 or any statutory modification thereof.
- 3. NAME AND ADDRESS
- (i) The trust shall be called "SAMABAD AMA ODISHA CHARITABLE TRUST".

 Its registered office will be at Bhubaneswar (Orissa).
- (ii) The name of the first institution to be promoted shall be "SAMBAD SCHOOL OF MEDIA & CULTURE"
- 4. AREA OF OPERATION

The area of operation of the trust will be in and outside Orissa.

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5. TRUST FUND

The Trust Fund of the trust shall consist of any or all of the following

- (i) The initial sum of Rs.10,000/- (Rupees ten thousand only) made over to the Trust by the Founders.
- (ii) All other sums which the Managing Trustee may from time to time deliver to the Trustees for the aforesaid objects.
- (iii) Income generated from such sums out of investments made in Govt. securities and Nationalized Banks.
- (iv) Valuntary contributions & donations received from patrons and well-wishers.
- (v) Subsidies or grant-in-aid from the Government or other public and private concerns/NGOs/institutions.
- (vi) Loans from Banks, other financial institutions, individuals, firms and corporate houses.
- (vii) Amounts remaining unexpended in respect of the object of the Trust.

6. POWERS AND FUNCTIONS OF MANAGING TRUSTEE

(a) The management and affairs of the Trust shall vest with the Managing Trustee who shall represent the Trust or its Institutions before all courts and authorities and exercise such powers as are necessary for conducting the affairs of the Trust, or its institutions, with powers to maintain and whose decision in all matters shall be final. Sommy R. Parhoish

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- To decide all questions arising in the administration of the Trust hereof and (b) including all questions relating to the interpretations of those presents the administration of any institutions maintained and/or run by the Trust or concerning anything or any matter relating to or connected with or arising out of these presents or the operation thereof. The decision of the Managing Trustee on all or any of the matters aforesaid shall be final.
- (c) To appoint and dismiss and reappoint executives, faculty, administrative & technical staffs, officials, clerks, caretakers, attendants and other employees on such salary/wages and in such terms and conditions as he may think fit. To delegate by power of attorney or otherwise to any Trustee or any other persons(s) powers and authorities implied by law or conferred by statute or vested in the Trustee or any other person(s) powers and authorities implied by law or conferred by statute or vested in the Trustees. The Managing Trustee shall, however, not be held liable or responsible for the acts or defaults of any such person(s) but such person(s) shall only be liable and responsible for their own respective acts and defaults.
- (d) To deposit, by way of safe custody, documents held by him relating to any property belonging to the Trust with any bank and or at any other place which the Managing Trustee deems it fit and necessary. To pay any sum payable in respect of such deposit out of Trust Fund.
- The Managing Trustee is authorized to invite or accept donation of money. (e) shares, debentures, bonds and other, movable or immovable properties from the Author/Settler or any one else by way of gift, grant, legacy or otherwise on such terms and conditions as they may think fit not being inconsistent with the terms and conditions of his presents and such donations shall be deposited with the Managing Trustee and held by him as accretion and augmentation of the Trust Fund.
- (f) Whenever necessary the Managing Trustee may opt to retire or otherwise shall have the powers to nominate his successor to be noted in the resolution of the Board of Trustees and the successor so chosen will have all rights and liabilities of the Managing Trustee as if duly appointed.



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- (g) The Managing Trustee shall be solely responsible to purchase, construct, or hire or take on lease any immovable or movable property for all or any of the purposes of this Trust at such price, cost or rent and on such terms and conditions and for such period and with or without options for renewal as he deems fit.
- (h) Where the Managing Trustee in the purported exercise of the Trusts discretion and power, hereby or by law conferred act on the advice of any counsel, solicitor or other lawyer, engineer, surveyor, land or estate agent, actuary or broker, cashier or Accountant or expert, he or other trustee(s) shall not be responsible for any loss that may result from acting on such activities but the act of commission shall be deemed to be authorised and proper and the advice shall operate to protect the Managing Trustee in the same manner as if the act or commission had been authorized and proper and the advice shall operate to protect the Managing Trustee and the other Trustees in the like manner as if the act or commission shall be deemed to be authorized and proper and the advice shall operate to protect the Managing Trustee an act of commission had been directed or authorized under an order of a competent court of jurisdiction.

The Managing Trustee will exercise the powers so vested whenever it is necessary and such exercise of power will not invalidate the transaction.

- (i) The Managing Trustee is hereby vested with the power to open and operate bank accounts in any bank and borrow or raise any amount of money from the nationalized banks or others as may be required by the Trust upon such terms as may be deemed fit by him.
- (j) The Managing Trustee is vested with the power to let out, lease, devise, mortgage, charge or license any property belonging to the Trust for such rent or compensation and on such terms and conditions and for such period as he may think fit.

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- (k) The Managing Trustee is vested with the power to reimburse himself or pay and discharge out of the funds or any property subject to the terms of these presents and income thereof, all expenses that may be incurred in or about the execution of the Trust and powers of these presents including reasonable amount of traveling expenditure and its related expenses incurred for attending any activity of the Trust.
- (I) Upon any sale or other transfer by the Managing Trustee under the power aforesaid the purchaser or purchasers, transferee(s) dealing bonfide shall not be concerned to see or enquire whether the occasion for executing or exercising such power has arisen or whether the provisions as to the appointment and retirement of trustees herein contained have been properly and regularly observed and performed except that the decision to sell the properties has been taken in accordance with these presents. Neither shall the purchaser or purchasers, transferee or transferees be concerned to see to the application of the purchase money, or other consideration or be answerable for the loss, misappropriation or non-applications thereof. The purchasers shall get a valid title in respect of properties purchased in good faith from the Managing Trustee.
- (m) The Managing Trustee is authorized to enter into any agreement, contract on behalf of the trust to take on lease, run maintain as to manage any institution or organization engaged in the field of education care or any other activities similar to his Trust.
- (n) Subject to any mandatory provisions of any law for the time being in force and applicable to the Trust, the Managing Trustee shall invest all money which shall require investment in any investments or properties of whatsoever nature and wherever situated and whether involving liabilities or producing income or not or upon personal credit with or without security and in the manner authorized by law and the Income Tax Act, 1961 for the investment of the Trust funds and to call, convert for exchange such investments and properties, both movable and immovable whenever he in his absolute discretion thinks if desirable to do so.

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- (o) To compromise, compound, abandon, submit to arbitration or otherwise settle any actions, suits, proceedings, debts, claims or things whatsoever arising out of the administration of the Trust fund or any instruction maintained and for any of these purposes may enter into, give, execute and sign agreement, instruments, arrangements, release and other things as may seem to him expedient, without being liable or responsible for any loss occasioned by any act or things so done by him in good faith as fully as he is absolutely entitled to the Trust fund and the said institutions without being answerable.
- (p) The managing Trustee will have all powers of Board of Trustees when the Board of Trustees are not sitting in the meeting. He will exercise the powers of the Board of the Trustees.

7. POWERS AND FUNCTIONS OF THE BOARD OF TRUSTEES

- (a) The Trustees may meet together for taking decision as to the work of the trust, adjourn and or otherwise regulate their meetings and proceedings as they may think fit. A resolution passed by circulation without any meeting of the trustee(s) and evidence by writing under the hands of the majority of the trustees shall be valid and effectual as a resolution duly passed at a meeting of the trustees held in accordance with the provisions of the presents. In case, there is more than one Trustee, then the Board of Trustees will decide about the quorum depending on the number of Trustees. Notes made in the Minute Book relating to the Trust shall be conclusive evidence of the facts and matters noted therein. The Trustee(s) shall keep receipts and expenditure relating to the Trust Fund, and of any other institutions run by it.
- (b) To delegate by power of Attorney or otherwise by way of resolution to any Trustee or Trustees or any other person or person, powers and authorities implied by law or conferred by statute or vested in the Trustees by these presents. The Trustees(s) shall however not be held liable or responsible for the acts or defaults of any such person or persons but only for their own respective acts and defaults.

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- (c) To set up one or more Managing Committees/Governing council from amongst themselves and/other persons nominated by the Trustees for the routine and day to day management and administration of any such institution under their ultimate supervision and control. The member of such committees Councils shall be nominated for a period not exceeding two years. The Trustees shall be entitled to frame the constitution and regulate the procedure of such committee and to delegate to them such powers as he/they may consider proper and necessary. The Trustee(s) will also decide about the quantum of sitting fee and traveling allowance to be paid to the nominated council/committee members.
- (d) To frame such rules and regulations for the management and make administration of regulations set up by the trust as they think fit and to alter or vary the same from time to time and to make new rules and regulations provided that such rules and regulations shall in no case be inconsistent with terms of these presents.
- (e) To accept the new members to the Trust or the resignation of the member(s) if he/she or they desire so through passing of resolution in the Board of Trustees.
- (f) To expel any member if his/her activity will be against the aim and objective of the Trust or the growth/improvement of the trust, which has to be accepted by the majority of the Trustee(s).
- (g) To appoint any Advisory Committee to help the Trustees in the management of the affairs of the Trust or any Institutions maintained or run by it and the discharge of their duties on such terms and conditions as they may determine.
- (h) To transfer all the asset of the Trust Fund to any other Trust in the event of the Trustees unanimously coming to the conclusion that they are unable to continue to manage the affairs of the Trust.
- (i) To sale, transfer or otherwise deal with the properties and assets of the trust.

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- (j) To do all such other lawful things as may be incidental or conclusion to the attainment of the objects of the trust.
- (k) For the receipt of any money paid or any stock, funds or securities or the investments transferred to them for the execution of the Trust, the Trustee(s) shall effectbally discharge the person or persons paying or transferring the same there from by issuing official receipts.
- The Managing Trustee will implement the resolution passed by the Board of Trustees within the power conferred upon him.

8. LOAN AND DEPOSITS

In case of short fall, if the Board of Trustees deem it necessary, they shall cause loans from Nationalized Banks, Finance Institutions, Firms, Individuals, Society, Trust for fulfilling the object of the Trust.

9. INVESTMENTS

The Board of Trustees shall invest or deposit its surplus fund in Govt. securities or in Nationalized Banks, and in such other instruments whose returns will be utilized for pursuing the object of the trust.

10. POOLING AND MANAGEMENT OF RESOURCES

The Board of Trustees shall make every endeavor for pooling and management of its resources to the optimum advantage for implementing the objects of the Trust.

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11. ANNUAL MEETING

The Board of Trustees shall call an annual meeting of all trustees, well-wishers and representative of the Managing Trustee ance every year on a predetermined date a place, to be intimated to all trustees sufficiently ahead.

- (i) A summary of all transactions, accounts and doings of the Trust for the past year shall be placed before all trustees, well-wishers and chosen relatives of the Edunders for their information.
- (ii) A statutory auditor shall be appointed by the Board of Trustees for the ensuring year.
- (iii) Any other scheme or schemes if necessary shall be formulated for the better implementation of the objects of the Trust.
- (iv) To transact such other business as may be laid before it by the Governing Trustees.
- 12. All business transacted at the annual meetings shall be recorded in the proceedings book/minute book, which shall be signed by the Chairman of the meeting and the secretary of the Governing trustees.
- 13. Ordinarily a notice of the annual meeting intimating the place, date, and time of the meeting shall be given to all trustees, well-wishers and the settler by post and put up in the notice board of the Office of the Trust, or by any other means as demanded appropriate, at least 15 days before the meeting or is so directed by the Chairman, but non-receipt of such a notice by any of them shall not invalidate the proceedings of the meeting.

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14. GOVERNING TRUSTEES

- (a) The affairs of the trust be managed by the Governing trustees which shall be nominated by the Managing Trustees form among all trustees & other eminent personalities of the Society. The tenure of Governing Trustees and other Trustees nominated by the Managing Trustee will be two years.
- (b) The Managing Trustees shall, through a process of search and election, will choose nominate and appoint the members of the governing trust with a system of retirement/denomination/nomination for the perpetuity of the body.
- (c) In case of casual vacancy caused by demise, in capacitation, nonperformance or specific case of misconduct, a member may be recalled by the Managing Trustees and the vacancy thus created may be filled up the unexpired portion of the tenure by the principal trustees.

15. CONSENT

The nominees shall give their consent for sincere and free service to the trust for their appointment in writing.

16. ELIGIBILITY

No one shall be eligible to be appointed as a Trustee if he/she :-

- (i) is under 21 years of age
- (ii) is declared insolvent
- (iii) is of unsound mind.
- (iv) Has been convicted of an offence involving moral turpitude

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- 17. A Trustee of the Board of Trustees shall cease to hold office, if he/she:-
 - (1) is declared insolvent
 - (ii) is of unsound mind
 - (iii) has been convicted of an offence involving moral turpitude.
 - (iv) If proved to have maheiously done anything against the interest of the
- 18. Meetings of the Governing Trustees shall be held when necessary and at least once every quarter, the attendance of two third of the Trustees shall be required to transact the business, the Chairman or the Vice Chairman or in their absence, any other trustee of the Board of Trustees shall preside over the meeting.
- 19. Each Trustee of the Board of Governing Trustees shall have only one vote. The Chairman shall have a casting vote in addition to his own, in case of a tie. No trustees shall vote in any matter in which he/she has a personal interest.
- 20. All business transacted at the meeting of the Board of Trustees shall be recorded in the preceding book which shall be signed by the Chairman of the meeting and the secretary of the Board of trustees.

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- 21. In the conduct of the affairs of the Trust, every member of the Board of Trustees shall exercise the prudence and the diligence of an ordinary man of business and shall not perform any act contrary to the Act, rules and bye-laws, they shall be responsible for any loss sustained by the Trust.
- 22. REGISTERS AND BOOKS ACCOUNT
 - 1. Registers of Patrons/Donees Well-Wishers
 - 2. Properly Register
 - 3. Cash Book
 - 4. Minute Books
 - 5 Muster Roll of Laborers
 - 6 Wages Calculation and Payment Register.
 - 7 Stock Register
 - 8 Inspection Book
 - 9 Collection Register & Student Ledger
 - Any other books or registers considered necessary by the Board of Trustees or prescribed under law.

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23. DISPUTES

All disputes regarding these bye-laws and touching the affairs of the Trust between the Board of Trustees and any officer/employee under the Trust shall be dealt with in accordance with the relevant provision under the Act. All dispute to will be subject to Bhubaneswar jurisdiction.

24. AMENDMENT OF BYE-LAWS

No alteration or addition to these bye-laws shall be made except by a resolution passed by the votes of at least two-third of the persons constituting the Board of Trustees with the consent of Managing Trustee.

25. AUDIT

The accounts of the trust shall be audited every year by a qualified Chartered Accountant and the report of the Auditor shall be placed in the annual meeting of the Board of Trustee for their approval and necessary action.

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26. RETIREMENT OF A TRUSTEE

All the Trustees including the Managing Trustee are life trustee. However, in case any of them desires to retire from the Trust he can do so by giving 3 (three) months notice in writing or due to his death, the vacancy so created may be filled up by this successor.

27 REMUNERATION OF TRUSTEES

The Trustees shall not be entitled to any remuneration for the services rendered by them. However, they shall be entitled to receive honorarium and reimbursement of actual expenses while executing the duties for and on behalf of the trust.

28. | TERMINATION OF TRUST

On the termination of the Trust and on an unanimous vote by the Trustees to revoke the Trust, no part of the Trust property shall be paid to or applied for the benefit of any private individual and all assets remaining after paying or adequately providing for the debts and obligations of the Trust, shall be conveyed, transferred and assigned to such charities, having aims and objects nearly similar to the objects of the Trust, as the Trustees shall in their absolute discretion determine.

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IN WITNESS WHEREOF the parties above named have signed this Deed of Trust on the day, month and year first above written being present at Bhubaneswar.

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