



TRUST DEED

SHIHAB-UL-ULOOM FOUNDATION

THIS DEED OF DECLARATION OF TRUST is executed on this 19th day of January, 1994 (one thousand nine hundred ninety four) by :

(1) Mr. SHEIKH ABDULLAH, B.A., F.C.A., son of Sheik Ali Saheb, aged about 54 years, Chartered Accountant, Nehru Avenue Road, Lalbagh, Mangalore - 575 003.

(2) Mr. SHEIK BASHEER AHMED, son of Sheik Abdulkareem Saheb, aged about 37 years residing at Adka, Mangalpaday - 671 324 (Uppala). *Business by profession*

(3) Mr. K.S.NAZEER, son of K.S.Ayyub Saheb, aged about 35 years residing at Fort Road, Kasaragod - 671 121. *Business by profession*

(4) Dr.A.S.MOHAMMED IQBAL HUSSAIN, M.D., son of Dr.K.A.Samad, aged about 36 years, "Little Flower" Balmatta Road, Mangalore - 575 001.

(5) Dr.MUSHTHAQUE AHMED, M.D., son of M.Hasan Saheb, aged about 33 years, Meridian Heights, Kala Kunj Road, Kodial-bail, Mangalore - 575 003.

hereinafter referred to as the "FOUNDER TRUSTEES" which expression shall, unless repugnant to the context or meaning thereof be deemed to include their survivor or survivors, heirs, executors, successors, administrators and legal representatives.

*(Handwritten signature of Sheikh Abdullah)*

(Sheikh Abdullah)

*(Handwritten signature of Sheik Basheer Ahmed)*

(Sheik Basheer Ahmed)

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*(Handwritten signature of K.S.Nazeer)*

(K.S.Nazeer)

*(Handwritten signature of Dr. A.S.Mohammed Iqbal Hussain)*

(Dr. A.S.Mohammed Iqbal Hussain)

*(Handwritten signature of Dr. Mushthaque Ahmed)*

(Dr. Mushthaque Ahmed)

WHEREAS it is being increasingly recognised that national prosperity and prosperity of the community are primarily a function of education and the Government of India and the Government of Kerala have shown active awareness of this important problem and are encouraging the development of education.

WHEREAS the Founder Trustees are devote followers of Islam and whereas in fulfilment of their religious obligations and to uplift the welfare of the community by taking up the cause of development of education, the authors of the Trust herein have become desirous of establishing various institutions for the purpose of imparting education and accordingly decided to create and establish a trust to be known as SHIHAB-UL-ULOOM FOUNDATION on terms and conditions as more fully set out hereinafter.

WHEREAS the Founders are desirous of settling a sum of Rs.1000/- (Rupees one thousand only) on the Trust which shall form the corpus of the Trust.

WHEREAS the Founders have constituted themselves as the TRUSTEES and hold the aforesaid sum in Trust for the objects of the Trust subject to the terms and conditions hereinafter set forth.

NOW, THEREFORE, THIS DECLARATION OF TRUST WITNESSETH AS FOLLOWS :

1. The name of the Trust shall be "SHIHAB-UL-ULOOM FOUNDATION"

2. The office of the Trust shall be situated at Adka, Post Mangalpaday - 671324 (Uppala) in Kasaragod District and it shall be open to the Trustees to establish administration office or sub-office of the Trust at such other place or places as may be found necessary from time to time by mutual consent.

3. THE OBJECTS OF THE TRUST ARE AS FOLLOWS :-

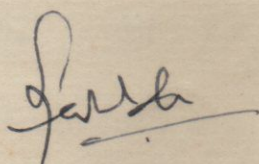
(a) Advancement and propagation of education and learning including establishment, maintenance and support of schools and other educational institutions.

(b) To make provision to advance the cause of, and impart Nursery, Primary, Secondary, Higher, Commercial, Industrial, Technical, Physical and all or any other type or kind of education.

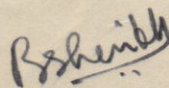
(c) To establish, maintain, take over management, administer or run any institutions, colleges engaged in the imparting of education to students upto any level that may be found necessary and/or desirable.

(d) To generally impart education to children and for the purpose to do all acts that may be necessary and to establish,

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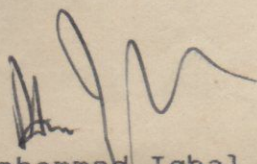
(Sheikh Abdullah)



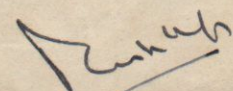
(Sheik Basheer Ahmed)



(K.S.Nazeer)



(Dr. A.S.Mohammed Iqbal Hussain)



(Dr. Mushthaque Ahmed)

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SOLD TO

One Hundred only.  
Shikab-ud-Uloom Foundation  
Mangalpada, Uppala.



*[Signature]*



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Presented in the office of the Sub Registrar  
Mangalwarpet on 12/1 - paid at 11.05 am  
on the 19th day of January 1944 for the

19th January 1944  
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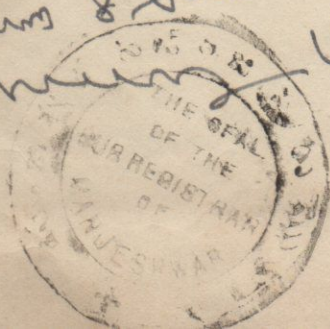
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19 M January 1984

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Sub Registrar  
Manieshwar

Registered as No 6 of  
Vol 2 Book 4 Volume 19  
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19 M January 1984



B. M. Aboobaker,  
Sub Registrar  
Manieshwar

open, maintain, run and manage nursery schools, kinder-garten, and such other educational and vocational schools or institutions and to give instructions for the purposes of teaching in arts, crafts, science and studies relating to engineering, industries, medicines, humanities and morality so as to bring out distinctive qualities inherent in each young individual to enable him to do the maximum benefits to the society and become worthy member of the community.

(e) To establish, run, manage, administer any institution or college or school to train persons to be teachers who will impart education to children and/or students in School, Colleges and other similar institutions.

(f) To promote adult education and to uplift educationally backward minorities in the field of education.

(g) To provide funds for educational institutions or societies having similar objects of running educational institutions out of the funds of this Trust.

(h) To hold, arrange and organise meetings, lectures, talks, discussions, seminars, symposia, conferences, competitions, research and study visits, tours, excursions, exhibitions, debates, audio-visual programmes, artistic performances and other cultural activities, sports and games.

(i) Establishment, maintenance and support of libraries, museums and reading rooms, auditoriums, professorship, lecturer-ship, scholarship and distribution of books, prizes etc., for advancement of education and knowledge in general.

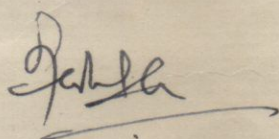
(j) To establish, maintain and run boarding houses, hostels, residential institutions for students and for those connected with the institutions of the Trust irrespective of caste, creed, community, sex or language.

(k) Advancement of any other object of general public utility and relief like conducting seminars on educational advancement and such other assistance as may be required from time to time.

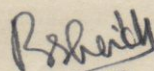
(l) To devise means for disseminating education and to promote the study of all the languages, culture and heritage and propagate and promote literary and cultural arts and such other activities.

(m) To establish or create funds or endowments for undertaking research works in various educational fields and to bring out, encourage and develop inventive and research facilities of the pupils and teachers.

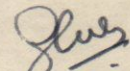
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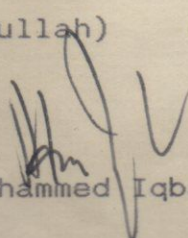
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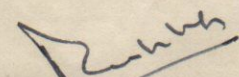
(Sheik Basheer Ahmed)



(K.S. Nazeer)



(Dr. A.S. Mohammed Iqbal Hussain)



(Dr. Mushtaque Ahmed)

(n) To do all such other things as are incidental and necessary or conducive for the attainment of the aforesaid objects.

4. The Founders herein, who are the first Trustees shall be the Trustees for life. They are empowered to co-opt other trustees so that the total number of the Trustees at any time does not exceed nine. Each of the first Trustee hereto is entitled to nominate any person as his successor to the office of the Trustee. Any casual vacancy occurring in the office of the Trustees by death, resignation or due to any other reasons, shall be filled up by the remaining Trustees, and till such appointment, the remaining Trustees shall continue to administer the affairs of the Trust. In the event of any vacancy arising in the office of the Trust, the continuing Trustee may co-opt another Trustee so however that the number of Trustees shall not be less than two.

5. The Trustees at their desire or discretion may receive voluntary contributions by way of gifts or grants from public either in the form of cash, kind, investments or immoveable properties towards the corpus of the Trust or towards the capital expenditure of the Trust and the same when received shall become part and parcel of the Trust Fund. The Trustees may also receive such donations for purposes of meeting recurring expenditure of the Trust.

6. The Trust created hereby shall be irrevocable and the benefits of this Trust shall be open to all irrespective of caste, creed, religion or language.

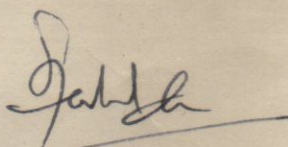
7. All the funds, property, rights, claims, demands of every description belonging to or pertaining to the Trust and may hereafter be acquired from time to time shall vest in the Trustees for the time being.

8. Without prejudice to the generality of the powers vested in the Trustees and notwithstanding anything contained in the Indian Trusts Act, 1882 but without repugnance and subject to the provisions of the Income Tax Act, 1961 and Income Tax Rules, 1962 the Trustees shall have the following specific powers :-

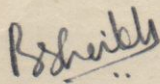
(a) to acquire by purchase, gift, grant, exchange, lease, hire or otherwise, properties of all kinds including moveable and/or immoveable properties and to improve and to add to the corpus of the trust subject to the terms and conditions and covenants contained herein.

(b) to receive any more or further funds immoveable properties or assets in any shape or form as and when given by the Founders of the Trust or any other persons, Wakfs or Institutions.

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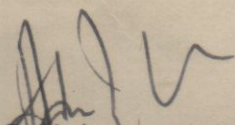
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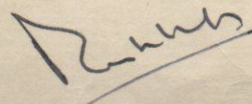
(Sheik Basheer Ahmed)



(K.S. Nazeer)



(Dr. A.S. Mohammed Iqbal Hussain)



(Dr. Mushtaque Ahmed)

(c) to purchase or otherwise acquire, units of Unit Trust of India, Mutual Funds, Bonds, National Savings Certificates, annuities and securities of every description.

(d) to sell, mortgage, lease out or give on license or otherwise alienate all or any of the properties of the Trust at such time/s and for such consideration and terms as the Trustees may deem fit.

(e) to invest the funds of the Trust in such investments as is permissible or specified under the provisions of section 13(1)(d) read with 11(5) of the Income Tax Act, 1961 and the Rules framed thereunder as they stand from time to time.

(f) to cancel, recall or vary all or any of the investments from time to time.

(g) to enter into agreements, contracts and to cancel or vary them.

(h) to sign, endorse, negotiate all kinds of securities, dividend and interest warrants, cheques and other negotiable instruments.

(i) to receive any money and to issue receipts and to grant discharge thereof.

(j) to institute, prosecute and defend all actions and proceedings including suits, appeals, reviews, revisions, execution and the like before the Government, courts, Tribunals, Revenue, Municipal and local authorities and taxation authorities and to represent the Trust before them.

(k) to enter into any compromise and to refer matters to arbitration.

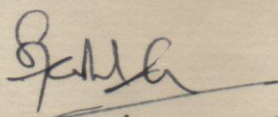
(l) to engage the service of any person or persons upon such remuneration and terms as the Trustees may deem fit and to take disciplinary action against them and also to terminate their services.

(m) to incur all costs and expenses considered by the Trustees to be necessary in connection with the functioning of the Trust and for the due and efficient management of the affairs and properties of the Trust.


(n) to open accounts in such banks as the Trustees may deem fit and to operate upon all such accounts under the signatures of the Chairman and the Managing Trustee jointly.

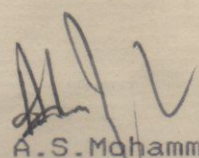
(o) to borrow or otherwise raise any money with or without security and upon such terms and considerations as the Trustees may deem fit, from banks, financial institutions and others.

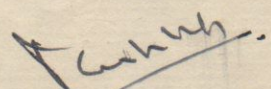
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(Sheik Basheer Ahmed)

  
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(Dr. A.S. Mohammed Iqbal Hussain)

  
(Dr. Mushthaque Ahmed)

(p) to delegate to any person or persons all or any of the foregoing powers conferred on the Trustees subject however, to their retaining the ultimate control and supervision of the action and conduct of the delegates.

(q) to transfer any funds or properties of the Trust to any other Trust or Institution having similar objects or purposes as that of this Trust and which is recognised under section 80G of the Income Tax Act, 1961.

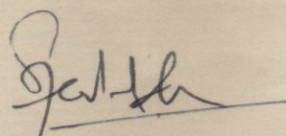
(r) to frame rules for proper administration of the Trust in conformity with the above powers, to vary them and to do all other acts or things as are incidental, conducive and expedient to the attainment of the objects of the Trust.

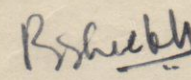
(s) to do all other acts, deeds, matters and things which the Trustees may deem necessary for carrying out the objects of this Trust.

9. THE FIRST FOUNDER TRUSTEE herein, namely, Mr. Sheikh Abdullah shall be the CHAIRMAN of the Trust during his life time and the Third Founder Trustee, Mr. K.S. Nazeer shall be the MANAGING TRUSTEE of the Trust during his life time. On the death, retirement or resignation of the aforesaid Chairman and/or the Managing Trustee, their successor nominated by them shall become the Chairman and/or Managing Trustee, as the case may be. The Chairman and the Managing Trustee of the Trust always be nominated and appointed from among the family members of the First and Third Founder Trustees herein respectively. The Trustees may also choose among themselves a Secretary and a Treasurer if they consider necessary or form sub-committee or committees for the efficient administration and management of the Trust.

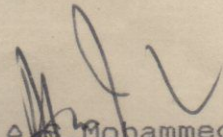
10. The Chairman and the Managing Trustee shall have full, absolute and complete powers in the administration and execution of the Trust and they shall be in charge of the day-to-day management of the affairs of the Trust and shall be entitled to do all such acts and things which they consider fit in the interest of the Trust jointly or severally and in particular, they shall be competent to appoint, dismiss, fix and disburse salary, commission, allowances or remunerations of such employees, agents and attorneys as they consider necessary for the purpose of the Trust and shall be lawfully entitled to execute jointly or severally all such deeds, instruments, papers, agreements or documents such as pronotes, bills, cheques, hundies or any other negotiable instruments such as bonds, mortgages, pledges, conveyances etc. and they shall also have power to receive moneys and other assets and to issue receipts and discharges on behalf of the Trust and to negotiate, transfer and give discharge for all securities, shares in the name of the Trust and to collect all interest, dividends and moneys belonging to the Trust jointly or severally. They shall also have power to file and defend suits etc. in

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(Sheikh Abdullah)

  
(Sheik Basheer Ahmed)

  
(K.S. Nazeer)

  
(Dr. A.G. Mohammed Iqbal Hussain)

  
(Dr. Mushtaque Ahmed)



connection with the affairs of the Trust and to represent before the State and Central Government authorities, local bodies, foreign authorities, corporations and all other companies, firms, concerns and private parties, jointly or severally.

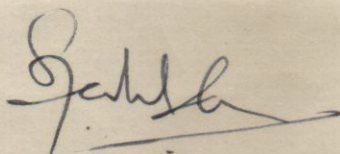
11. TRUSTEES shall meet as and when the Chairman convenes a meeting to transact a business or for considering the betterment of the Trust and its assets. The Chairman shall preside over all the meetings of the Board of Trustees. The quorum for the meeting of the Board of Trustees shall be three. The Chairman shall have a casting vote in case of equality of votes. All or any of the powers vested in or exercisable by the Trustees as per this Trust Deed shall be capable of being performed or exercised by a majority of the Trustees and any action or decision of such majority shall be as valid and effective as it would have been if done by all the Trustees. If, However, in the opinion of the Chairman the calling of the meeting of the Trustees is impracticable for any reason, a resolution passed by the unanimous consent of the Trustees by circulation of papers shall be valid and effective as if passed by the majority of the Trustees at a duly convened meeting.

12. The Trustees shall apply the funds and properties of the Trust (corpus and income inclusive) for all or any of the objects only and for no other purpose for which this Trust is established, and no portion of the fund or income shall be utilised for payment to the Trustees by way of profit, interest, dividend etc. subject as aforesaid, the Trustees shall have absolute discretion in the matter of management of the funds, properties and affairs of the Trust, in the matter of exercise of various powers conferred on the Trustees and in the matter of regulating as to how much and to what particular purpose the funds and properties of the Trust shall be applied from time to time. And no action of the Trustees shall be questioned or invalidated on the ground that the said powers and directions have been exercised imprudently. The doctrine of 'Cy-pres' shall apply if the execution of the Trust become inexpedient or impracticable.

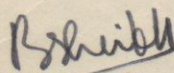
13. The Trustees shall maintain true and correct accounts of the receipts, expenses, funds and property of the Trust and an Income and Expenditure account and Balance Sheet shall be prepared periodically at convenient intervals or annually as the Trustees may decide and these shall be duly audited by a Chartered Accountant. The accounting year end of the Trust shall be 31st March every year.

14. In the professed execution of the Trust and powers hereof, no Trustee shall be liable for any loss to the Trust arising by reason of any improper investment made in good faith or for the negligence or fraud of any agent employed by him or them or by reason of any mistake or omission made in good faith

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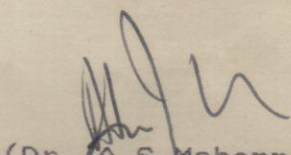
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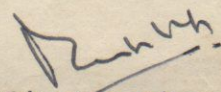
(Sheik Basheer Ahmed)



(K.S. Nazeer)



(Dr. A.S. Mohammed Iqbal Hussain)



(Dr. Mushthaque Ahmed)

by the Trustees or any other matter or thing, except wilful and deliberate fraud on the part of the Trustee who is sought to be made liable. The Trustees shall further and at all times be kept harmless and indemnified out of the assets of the Trust against all actions, cost, liabilities and claims arising in respect of anything done by them in the course of their duties as TRUSTEES.

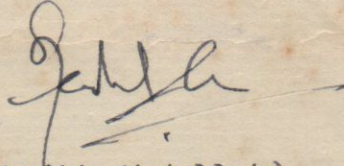
15. The Trustees reserve the power to modify or alter this deed so as to bring out the intention, should the same have not been expressed clearly and correctly in this deed, or so as to be in consonance with the Income Tax Act, 1961 as it stands amended from time to time with the prior approval of the Commissioner of Income Tax. Such amendments, alteration or modification shall not be repugnant to the provisions of section 2(15) 11, 12, 13 and 80G of the Income Tax Act, 1961 and shall not alter in any way the nature and character of the Trust.

16. In the event of dissolution or winding up of the Trust, the assets remaining as on the date of dissolution shall under no circumstances be distributed among the TRUSTEES, but the same shall be transferred to another charitable trust, society, association or institution whose objects are similar to those of this TRUST, and which enjoys recognition under section 80G of the Income Tax Act, 1961 as amended from time to time.

IN WITNESS WHEREOF, the FOUNDER TRUSTEES have set their hands hereto on this 19th day of January 1994 in the presence of witnesses at Kasaragod taluk in Manjeshwar.

WITNESSES :

1. M. Maudu Keri  
S/O Badru Keri Badaji  
Village  
VAROO

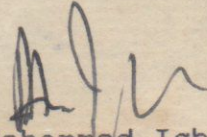
  
(Sheikh Abdullah)  
FIRST FOUNDER TRUSTEE

2. V. Ashoka Rao.

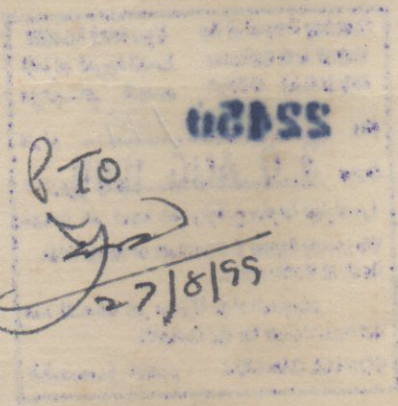
  
(Sheik Basheer Ahmed)  
SECOND FOUNDER TRUSTEE

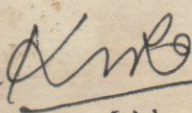
S/o. V. Rama Rao. KUNJAPPOO.

  
(K.S. Nazeer)  
THIRD FOUNDER TRUSTEE

  
(Dr. A.S. Mohammed Iqbal Hussain)  
FOURTH FOUNDER TRUSTEE

  
(Dr. Mushthaque Ahmed)  
FIFTH FOUNDER TRUSTEE

  
BTO  
27/8/95

Prepared and typed by  Kunal Kateriya dr Kasar  
No D/S/1287 at 8/8/14/35

Corrections : NIL

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Attested by me,

*[Signature]*  
27/8/99

**V. NARAYANAN**  
ADVOCATE  
NOTARY GOVT. OF INDIA.  
39, Gitanjali Sidharthnagar,  
Goregaon West, Mumbai-400 062.



The Signature of the ~~Notary~~ **Advocate**  
**V. Narayanan** ~~Notary~~ **Govt of India**  
**Notary Govt of India - S. Ramachandra**  
Senior Officer  
Home Department  
Government of Maharashtra  
Mumbai, India

27 AUG 1999



Consulate General of the **الإمارة العامة لعمارة الامارات العربية المتحدة**  
United Arab Emirates **الإمارة العربية المتحدة**  
MUMBAI INDIA **مومباي الهند**  
No. **22450/199** رقم  
Date **30 AUG 1999** التاريخ  
نصحيح على صحة ختم وتوقيع حكومة مهاراشترا  
We certify Stamp & Signature of Home Dept.  
Govt. of Maharashtra  
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Not responsible for the contents.  
CONSUL GENERAL **القنصل العام**