



REVISED TRUST DEED

THIS DEED OF TRUST is made at DAUSA on this day of September 3, 1997 between :

Dr. Shri DEVISAHAI SHARMA S/o Chhotelal Ji , aged about 70 years, residing at behind Raj Hotel, Jaipur Agra Road, DAUSA 303 (hereinafter called the Author of the Trust) of the one part

AND

(1) Dr. RATAN TIWARI S/o Shri Devisahai Sharma, aged about 37 years residing at behind Raj Hotel, Jaipur Agra Road, Dausa.

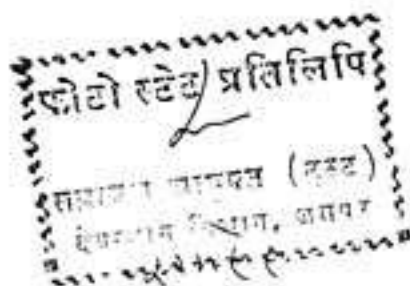
(2) Dr. Niru Tiwari, W/o Dr. Ratan Tiwari, aged about 32 years, residing at behind Raj Hotel, Jaipur Agra Road, Dausa

(3) Mrs. Suman Sharma W/o Shri Pramod Sharma, aged about 25 years, residing at Shastri Nagar, JAIPUR

(4) Shri Ramhet Sharma S/o Shri Sheosahay, aged about 42 years, residing at village Shambhubas Teh. Rajgarh, Distt. ALWAR.

(5) Shri Devisahay Sharma S/o Chhotelal Ji resident of Behind Raj Hotel, Jaipur Agra Road, Dausa

(6) therein after called the TRUSTEES, which expression shall include the Trustees of the Trust for the time being hereof) of the other part:



(1)

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Signature of Author of Trust
Signature of Trustee

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AND WHEREAS the Author of the Trust Shri DEVISAHAI SHARMA is desirous of creating a Trust for Public Charitable Purposes as herein after expressed and contained in this person and for the accomplishment of such desire, he has delivered a sum of Rs. 2501/- (Two thousand five hundred and one) by Cheque No. 495502 dated 05.09.1997 drawn on Bank of Baroda, DAUSA to the Trustees.

AND WHEREAS the above named trustees have accepted their appointment and have been invested with the ownership of the said sum of Rs. 2501/- (Rupees Two thousand five hundred one only) received on 5th September, 1997 from the Author of the Trust for the purpose of carrying out the objects of the Trust as set forth herein so as to enable the Trust to pursue its objects.

NOW THEREOF THIS DEED OF TRUST DECLARE AND WITNESS THAT AS UNDER :-

1. in pursuance of the said creation of Trust the Author as settler do hereby declare that he has transferred on up to the Trust, the said sum of Rs. 2501/- (Two thousand five hundred one only) by Cheque No. dated drawn on and also permitted them to hold the said deposit of Rs. 2501/- in Trust for the objects of the Trust as described herein after.

2. The name of the Trust shall be SARASWATI MEMORIAL TRUST.

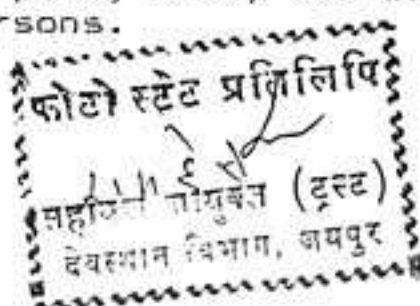
3. The Registered Office of the Trust shall be Tiwari House, behind Raj Hotel, Jaipur Agra Road, Dausa 303 303.

4. The objects for which the trust is created is to apply the whole or part of the funds including income for general public charitable purposes including :-

(a) to establish, develop, maintain and grant aid in cash or kind to hospitals, medical schools, medical colleges, nursing institutions, dispensaries, maternity homes, child Welfare centres and /or such similar charitable institutions in India for the benefit of general public.

(b) to grant relief and assistance to the needy victims during the natural calamities such as famine, earthquake, flood, fire, pestilence etc. and to give donations and other assistance to institutions, establishments or persons engaged in such relief work.

(c) to establish, maintain or grant aid to homes for the aged, orphans or or other establishments for the relief and help of the poor, needy and destitute people, orphans, widows and aged persons.



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For Saraswati Memorial

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(d) to establish, maintain and run studentships, scholarships and render other kind of aid to students including supply of books, stipends, medals, tuitions fee, examination fee, school or college fee and other incentives to the study, without any distinction as to caste, colour, race, creed or sex.

(e) To establish, run, support and grant aid or other kind of financial assistance to schools, colleges, libraries, reading rooms, laboratories, research and other institutions of the like nature in India, for use of the students and the staff and also for the development and advancement of education and diffusion of knowledge amongst the public in general.

(f) to promote, establish, support, maintain or grant aid to institutions for the promotion of science, literature, music, drama and fine arts, for the preservation of historical monuments and for the research and other institutions, in India, having similar objects for the benefit of the public in general.

(g) To establish, maintain or grant aid for the establishment and/or maintenance of parks, gardens, gymnasiums, sports clubs, dharmshalas and rest houses, for use by public in general.

(h) To establish and develop institutions for the physically handicapped or mentally retarded persons and to provide them education, food, clothing or other help.

(i) To grant aid or render assistance to other Public Charitable Institutions.

(j) To establish, Develop, Maintain and grant aid in cash or kind, to run the centres for prevention of alcoholism & Substance (Drugs) abuse, Day care centre for Old Persons or Senior Citizen, Child Welfare Centres, Widows centre for their Social & Educational development centres for Poores & Needy and Destitutes.

(k) To establish, run, support and grant aid to Schools, Hostels and Mobile Hospitals in Scheduled Caste, Scheduled Tribe areas to Provide Education, Health & family Welfare services.

(l) To Provide, Support, run and grant aid for Scheduled Caste, Scheduled Tribe, OBC and Minorities section of society for their Educational, economic & social development.

(m) To establish, Maintain and promote the Plantation, Water shed, Enviromental Sanitation, Games & Sports activity in society.

(n) To establish, Maintain & Provide the Youth activities & Youth Training to improve their Educational & social status as well as their self employment.

For Signature
Chairman

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(o) To Provide, Maintain, Support and run grant aid to the Hostels, Schools and Training centres for females and Working Womens in the society.

(p) To maintain & Provide The social security for weaker sections of the society and to educate them about social security.

(q) To Support and grant aid to Farmers.

5. The Trust or Trustees shall keep true and accurate accounts of all moneys, received and expended by them and business done for and on behalf of the Trust in respect of Trust and of the property for the time being vested in them and of all liabilities in connection with the same and once every ending on 31st March, each year, the accounts shall be get audited.

6. Any part of the capital or the income of the Trust fund which may for the time being not immediately required for the purpose of the Trust may be invested by the Trustees until so required in such manner so as to comply with the income tax provisions applicable to the public charitable trusts.

7. It shall be lawful for the Trustees to frame rules and regulations for the administration of the Trust fund and of the public charity hereby established and for the regulations and conduct of meetings and proceedings of the Trustees and from time to time alter, vary, modify or repeat such rules and regulations and to substitute other rules and regulations in lieu thereof.

8. The Trustees for the time being of these presents may appoint one of the trustees among them as the Managing Trustee with all or such of the powers and authorities of the Trust as the Trustees may think fit and from time to time withdraw such powers and authorities.

9. Shri DEVISAHAI SHARMA, Dr. RATAN TIWARI and Dr. NIRU TIWARI will be the permanent Trustee, and other trustees will remain trustees only.

10. It is also agreed that the Trustees by Majority vote may remove or appoint any Trustee other than Permanent Trustee.

11. For the accomplishment of the Trust of these presents and without prejudice to the generality of any powers hereby or by law conferred on, implied or vested in the Trustees the following powers and authorities are hereby expressly conferred on the Trustees, this is to say :-

(a) To accept voluntary contributions, donations, grants, presents, subscriptions and other offerings in cash or in kind, to deal with same for the purpose of the Trust.

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जयपुर

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(B) To permit any security to remain in the name of any Managing Trustee or in the name of any one or more of the Trustees and the Trustees or Trustees in whose name the security shall remain shall not be under any liability by reasons of such security remaining in the name.

(C) To permit the investment to stand so long as the Trustees desire in the name of any Managing Trustee or Trustees.

(D) To invest the Trust funds in such manner as permitted by law.

(E) To permit anyone or more Trustees to operate on any banking account.

(F) To acquire, purchase, sell, exchange, surrender, give up, mortgage, charge, pledge or dispose off any property movable and/or immovable for all or any of the purposes of Trust.

(G) To hire or take on lease any immovable or movable property for all or any of the purposes of the said Trust at such rents and on such terms and conditions and for such period and with or without option for renewal as the Trustees may think fit.

(H) To appoint and dismiss and re-appoint and employ servants, clerks, caretakers, munim and others on such salaries and on such terms as they think fit.

(I) To delegate by power of attorney or otherwise to any Trustee or other persons whomsoever, any powers implied by law or conferred on by statute or vested in the Trustees by any presents, but the Trustee shall 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.

(J) To accept and hold donations or money and/or any property movable or immovable on such terms and conditions as the Trustees may think fit not being inconsistent with these presents of Trust hereby established.

(K) To appoint any person or persons to fill any vacancy or vacancies of the office of Trustees of these presents or as an additional Trustee or Trustees provided that the number of Trustees shall not exceed eleven. Any Trustees may at any time resign from his office by giving a notice in writing for not less than 3 months of his intention to do so, and upon the expiry of the period of such notice, the office of the Trustee shall be deemed to have vacated.

(L) To decide all questions arising in the administration of Trust thereof and including all questions relating to the interpretation of these presents or otherwise concerning or touching these presents the decision of the Trustees on all or any of the matter aforesaid shall be final.

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(M) Instead of themselves expending any sum for any purpose authorised by these presents or any law or statute, the Trustees may pay any sum for the purpose of such expenditure to the Treasurer or Secretary or other official of any other institution.

(N) To reimburse themselves or pay and discharge out of the funds or any property subject to the Trust of these presents and income thereof, all expenses that may be incurred or about the execution of the Trust and powers of these presents.

(O) Security advances for the fulfilment of the object herein above referred and also to raise loans in emergent circumstances from the Government or other if the Trustees so desire.

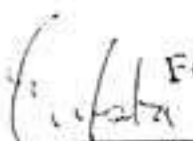
(P) To do all such other lawful things as may be incidental or conducive to the attainment of the objects of the Trust.

10. WINDING OF THE TRUST : That in the case of Trust fails and required to be wound up all the assets and properties of the Trust shall be delivered to any other Trust or Institution having similar objects.

IN WITNESS THEREOF, the Author of the Trust and the Trustees have set their respective hands on this Deed of Trust in presence of Witnesses :

Dated :- 16.06.2004

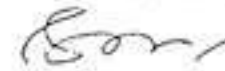
Witnesses :

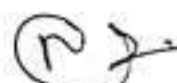
1.  For **Saraswati Memorial Trust**
Chairman

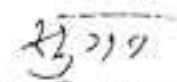
2. **RAJESH GUPTA**
C-56, Tagore Lane
Shastri Nagar.
THIRUR- 302016.

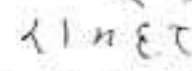


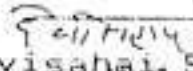
(Shri Devisahai Sharma)
Author of the Trust

1. 
(Dr Ratan Tiwari)

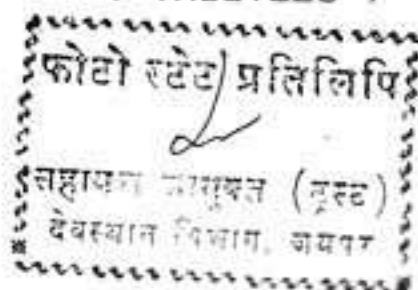
2. 
(Dr. Niru Tiwari)

3. 
(Smt. Suman Sharma)

4. 
(Shri Ramhet Sharma)

5. 
(Shri Devisahai Sharma)

(TRUSTEES)



आर्य समाज सहायक आयुक्त (प्रथम) देवस्थान विभाग जयपुर

पुनर्वाणी क्र 35/21

नमस्ते 342-3 सेन्टिमीटर डीडी, निजी दिनांक
21/9/21

पंजिमान सरस्वती ममी रिप्लेइल दाला
अमृतसर गरीह धारा 23 R.P.T. Act-1959.

1. क्रमांक नम्बर	338
2. तारीख दरखास्त	21/9/21
3. कोर्ट फी नम्बर	2299/21
4. कोर्ट फी ज्ञान को	22/9/21
5. कोर्ट फी	3/-
6. कोर्ट फी	रिफाई
7. हस्ताक्षर नकल तैयार केली	रिफाई

नमस्ते दिनांक 21/9/21


रीडर
सहायक आयुक्त (प्रथम)
देवस्थान विभाग
जयपुर



कार्यालय सहायक आयुक्त, (प्रथम) देवस्थान विभाग, जयपुर

पीठासीन अधिकारी आकाश रंजन (आर.ए.एस.)
सहायक आयुक्त (प्रथम)

प्रकरण संख्या: 35/2021

निर्णय दिनांक 24/9/21

सरस्वती मैमोरियल ट्रस्ट जिला दौसा पंजियन संख्या 02 दौसा 2000 प्रार्थना पत्र अन्तर्गत धारा 23
राज0 सार्व0 प्रन्यास अधि0 1959

प्रकरण के संक्षिप्त तथ्य इस प्रकार है कि प्रार्थी डॉ० रतन तिवाड़ी, कार्यवाहक प्रन्यासी सरस्वती मैमोरियल ट्रस्ट जिला दौसा ने प्रार्थना पत्र प्रपत्र-8 दिनांक 30.6.2021 को प्रस्तुत कर सरस्वती मैमोरियल ट्रस्ट जिला दौसा के न्यासी श्रीमति सुमन शर्मा द्वारा त्याग पत्र देने के कारण उनका त्याग पत्र स्वीकार कर न्यास की सभा कार्यवाही दिनांक 14.4.2021 से लिये गये निर्णय अनुसार उनके स्थान पर श्रीमति सुरभी शर्मा को नवीन न्यासी मनोनीत किया गया एवं न्यास की बैठक दिनांक 14.4.2021 में लिये गये निर्णय अनुसार न्यास के पैरा 11 में सब पैरा आर के रूप में समाहित कर अतिरिक्त न्यास पत्र को दर्ज अभिलेख किये जाने का निवेदन किया है। प्रार्थी द्वारा प्रस्तुत प्रार्थना पत्र दर्ज रजिस्टर किया जाकर न्यास में हितधारियों की व्यापक जानकारी हेतु एक माह का सार्वजनिक नोटिस जारी किया गया। इस नोटिस का प्रकाशन जयपुर राष्ट्रदुत समाचार पत्र के दिनांक 02.7.2021 को प्रकाशित संस्करण में हुआ। निर्धारित अवधि में किसी की कोई आपत्ति प्राप्त नहीं हुई। प्रार्थी द्वारा अपने प्रार्थना पत्र के समर्थन में निम्न दस्तावेज पेश किये गये:-

1. आवेदन पत्र प्रपत्र-8 दिनांक 30.6.2021 में प्रस्तुत सूचना प्रदर्श-1
2. प्रस्ताव दिनांक 14.4.2021 की मूल प्रति प्रदर्श-2
3. अतिरिक्त न्यास पत्र की प्रति प्रदर्श-3
4. अखबार की प्रति प्रदर्श-4

प्रार्थना पत्र के समर्थन में प्रार्थी डॉ० रतन तिवाड़ी ने जरिये शपथ पत्र अपनी साक्ष्य दर्ज कराई। प्रकरण में प्रार्थी की एक पक्षीय बहस सुनी गई।

प्रार्थी द्वारा प्रार्थना पत्र के समर्थन में प्रस्तुत साक्ष्य एवं दस्तावेजों का अवलोकन किया गया तथा बहस पर मनन किया गया। प्रार्थी की ओर से प्रस्तुत दस्तावेजी साक्ष्य प्रदर्श-2 लगायत प्रदर्श-3 से यह पुष्ट होता है कि न्यास की न्यासी श्रीमति सुमन शर्मा द्वारा त्याग पत्र देने के कारण उनका त्याग पत्र स्वीकार कर न्यास की सभा कार्यवाही दिनांक 14.4.2021 से लिये गये निर्णय अनुसार उनके स्थान पर श्रीमति सुरभी शर्मा को नवीन न्यासी मनोनीत किया गया एवं न्यास की बैठक दिनांक 14.4.2021 में लिये गये निर्णय अनुसार न्यास के पैरा 11 में सब पैरा आर के रूप में समाहित कर अतिरिक्त न्यास पत्र को दर्ज अभिलेख काराने का निवेदन किया है। वह न्यास हित में है। अतः प्रन्यास अधिनियम की धारा 23 में प्रदत्त शक्तियों का उपयोग करते हुवे प्रार्थी द्वारा प्रस्तुत प्रार्थना पत्र प्रपत्र-8 दिनांक 30/6/21 प्रदर्श-1 स्वीकार किया जाता है। तदनुसार उक्त इन्द्राज न्यास अभिलेखों (प्रपत्र-4) में किया जावे। यह भी उल्लेखनीय है कि यह ट्रस्ट पूर्व से ही रजिस्टर्ड है जिसके पंजियन क्रमांक 02/2000 है। अतः न्यास के पंजियन पर गुणावगुण पर विचार नहीं किया गया है, मात्र प्रस्तुत प्रार्थना पत्र पर ही निर्णय किया गया है।

प्रमाणित-प्रतिलिपि

सहायक आयुक्त (प्रथम)
देवस्थान विभाग
जयपुर

आकाश रंजन
सहायक आयुक्त
देवस्थान विभाग, जयपुर



वर्तमान में इस न्यास के निम्न न्यासी है :-

1. डॉ० रतन तिवाड़ी - चैयरमेन
2. डॉ० नीरू तिवाड़ी - प्रन्यासी
3. श्री निमिर तिवाड़ी - प्रन्यासी
4. श्रीमति निप्रा तिवाड़ी - प्रन्यासी
5. श्रीमति सुरभी शर्मा - प्रन्यासी

पत्रावली बाद मुकम्मिल तकमील फैसल शुमार होकर नम्बर से कम हो। निर्णय आज दिनांक

81/09/2021 को खुले रूपमें सुनाया गया।



24/9/21
सहायक आयुक्त (प्रथम)
देवस्थान विभाग, जसपुर
जसपुर

प्रमाणित-प्रतिलिपि
सहायक आयुक्त (प्रथम)
देवस्थान विभाग
जसपुर