

10-211

100Rs.



THIS DEED OF TRUST IS MADE this 9th day of April, 1985 by Mrs. Hermine Martyn, widow of Shri John A.K. Martyn, residing at 18 Nemi Road, Dehra Dun (hereinafter called "the Settler") of one part and Shri Gulab Ramchandani and Mrs. Vijaya Lakshmi Pandit (hereinafter called "The Trustees"), which expression shall include the trustee or trustees for the time being of the other part;

WHEREAS the husband of the Settler, Mr. John A.K. Martyn devoted his life to the cause of education in India;

AND WHEREAS he was known for his dedicated services;

AND WHEREAS the Settler wishes to create a trust in memory of her late husband;

AND WHEREAS, the aims and objectives of the Trust are:-

*Hermine Martyn* 2



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The trust is an education charity. Its aims are to improve the quality of education, promote international understanding by means of education; and provide to deserving individuals a better education than they could attain by their own efforts. To this end, the trust proposes to:-

- a) provide scholarships and bursaries to deserving children to public schools in India on a merit-cum-means criteria;
- b) To financially support teacher and student exchanges between Indian public schools and similar schools abroad;
- c) To assist rural educational projects, specially those in which children from public schools can be directly involved;
- d) To assist financially the further education of the children of Doon School servants who have completed their secondary school education;
- e) To create an All-India Award for excellence in memory of John Martyn;

*Hermin Lloyd*  
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- f) To assist deserving students with university education in India and abroad;

The above objectives are only enumerative and not exhaustive and new objectives of like nature can be added by the trustees on the basis of "no profit no loss" in such a manner as the Trust may think fit;

AND WHEREAS for the aforesaid reasons and with the object of making a proper provision for the perpetuation of the Trust, this deed has been executed;

NOW THIS DEED WITNESSES AS FOLLOWS:-

1. That the Settler has donated a sum of Rs.2000/- (Rupees Two thousand) for the said Trust;
2. That the name of the Trust will be "The John Martyn Memorial Trust".
3. That the registered office of the Trust will be at The Doon School, Dehra Dun;
4. That the above corpus plus any donations received in future in cash or kind, received or acquired by the Trust shall be called "The Trust Properties";
5. That the Settler will be a trustee for life, alongwith the trustees:-

i) Shri Gulab Ramchandani, Headmaster,  
The Doon School, Dehra Dun;

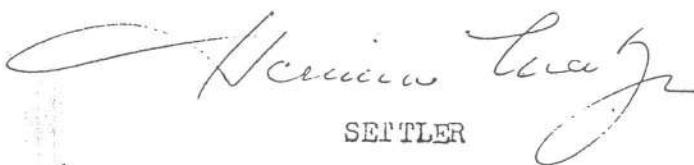
ii) Smt. Vijaya Lakshmi Pandit, retired Ambassador,  
81/B Rajpur Road, Dehra Dun

*Handwritten signature*

6. That the Trust properties shall be vested in the trustees;
7. That the trustees will make the rules for the administration of the trust;
8. That the trustees shall forthwith invest the trust funds in any of the forms of trust allowed by law and make from time to time such investments for others of like nature as often as they shall deem expedient;
9. That the trustees shall be at liberty to ~~spend~~<sup>Al</sup> the trust property in any manner they like for the furtherance of the aims and objects of the trust;
10. That all or any of the trustees powers vested in or exercised by the trustees shall be capable of being performed or exercised by the majority of the trustees hereof for the time being and any action or decision of such a majority shall be as valid and effective as it would have been done by all the trustees;
11. That in the case of vacancy due to death or resignation of any trustee, the remaining trustees shall administer the trust;
12. The power to appoint a new trustee or trustees shall vest with the trustees;
13. That the settlement hereby made is irrevocable;
14. That it is hereby declared that the value of the aforesaid trust property is Rs. 2000/- (Rupees Two thousand only).

*Harman Lunk*

IN WITNESS whereof the Settler has signed  
this Deed this 9th day of April, 1985.

  
SETTLER

WITNESSES:

1. N. N. Goel, Advocate  
11-A Nemi Road  
Dehra Dun

2. Shail Bala, Parate  
Gagan Singh  
Dehra Dun

Drafted by me and typed in my  
Chambers.

  
( N. N. GOEL )  
ADVOCATE  
11-A Nemi Road, Dehra Dun

## THE JOHN MARTYN MEMORIAL TRUST

### RULES:

These rules shall come into effect from the ....day of May 1985 and shall apply to the management and administration of "The John Martyn Memorial Trust" a public trust established under a deed dated 9. April 1985 executed by Mrs. H. Martyn, registered in book No. 4. Volume 386 pages 113 to 115 at No. 211 on 11. April 1985 in the office of the Sub-Registrar, Dehra Dun and duly registered under the Indian Trust Act of 1882.

#### 1. REGISTERED OFFICE:

The registered office of the trust shall be at the Doon School Dehra Dun 248001.

#### 2. PROPERTIES OF THE TRUST:

The property of the trust is created by the sum of Rs. 2000.- (two thousand) paid by the settlor under the deed of settlement dated 9. April 1985. The above corpus, plus any donations received in cash or kind or properties acquired by the trust shall be called "The Trust Properties." The trust properties shall be vested in the trustees upon trust for achievement of the objectives and not for profit as per the deed of settlement and these rules.

#### 3. NUMBER OF TRUSTEES.

The number of trustees shall not be less than five and not more than fifteen. This number includes ex-officio trustees.

#### 4. TWO KINDS OF TRUSTEES:

The two kinds of trustees shall be: 1. Ordinary or life members of the Board of trustees. 2. Ex-officio members who are trustees by virtue of their office. On relinquishing their office, ex-officio trustees may be invited to become ordinary members of the trust.

#### 5. APPOINTMENT OF NEW TRUSTEES

The trustees may invite, by majority, new trustees to fill vacancies on the board of trustees. A new trustee shall sign a declaration of his acceptance and willingness to act as a trustee. Every new trustee shall have the same powers, authority and discretion and shall in all respects be liable as if he had been originally a trustee.

#### 6. Qualifications of a Trustee

A trustee appointed shall be a major male or female.

#### 7. DISQUALIFICATIONS OF A TRUSTEE

Whenever any trustee shall die, become mentally or physically incapacitated to act or is adjudicated insolvent or convicted of a criminal offence



## 7. Cont.

or absconds for a period of six months without intimating his whereabouts or does not attend a meeting for two consecutive years, he shall be asked to resign or be considered as having resigned by the trust.

## 8. PATRON:

The Vaord of Trustees may appoint one or more patrons.

## 9. MANAGING TRUSTEE

The Board of Trustees may appoint one of the Trustees among them as managing trustee with all such powers and authority as they may think fit; and withdraw any such power and authority.

10. Treasurer:

THE trustees shall appoint one of the trustees to act as treasurer. The treasurer shall be responsible for keeping the accounts of the trust and having them audited annually by a chartered ~~XXXXXXXXXX~~ auditor. The treasurer shall be empowered to signe cheques to the amount of Rs.1.000.- per cheque up to a total amount of Rs.5.000 ( five thousand) per year. For amounts exeeding these figures the counter-signature of a second trustee shall be necessary. The Board of trustees shall appoint one or more trustees who will be empowered to countersigne cheques.

## 11. CHAIRMAN

The trustees shall invite at each meeting one ~~xxx~~ of the members present to take the chair.

## 12. MEETINGS.

The Board of Trustees shall meet at least twice a year at such a place and time as may be determinee by the Managing Trustee who will be responsible for giving notice of such meetings

## 13. NOTICE:

Notices posted at Dehra Dun or delivered by hand fifteen days before the date of the meeting shall be deemed legal

## 14. QUORUM:

For meetings to nomiate new trustees the quorum shall be five members present. For all other meetings the quorum shall be thwe members present.

## 15. EMERGENCY MEETINGS

Any trustee may call an emergency meeting, at 24 hours notice. Provided that any resolution passed at an emergency meeting shall be subject to ratification at the next regulatr meeting of the trust and at least five members present shall be needed for such ratification.

## 16. REQUISITIONED MEETING

The managing trustee shall call a meeting on a requisition made to him by any two trustees in writing, specifying the purpose for which such a meeting is desired to be held. In the event of no meeting being called by the managing trustee within one month from the posting of such a requisition, the requisitioners may themselves call a meeting. Provided that the agenda for such requisitioned meetings shall only be such as is stated in writing in the requisition and that any resolution passed shall have to be ratified at the next ordinary meeting which shall not however be held later than six months from the date of the requisitioned meeting.

## 17. DEPUTIES

Ex-officio trustees may send a member of their staff to deputise for them at meetings of the trust. Ordinary members may not appoint any deputies or proxies at any time.

## 18. MINUTE BOOK

A minute book shall be kept to record the proceedings of meetings of the trust.

A copy of the minutes shall be sent to all members of the trust, whether or not they have been present at the meeting. These minutes shall be confirmed and signed by the chairman at the next meeting.

In case of difference of opinion at the time of confirmation of the minutes, the minutes shall be confirmed according to the sense of the majority of the trustees present.

19. Accounting year.

The first accounting year shall commence from the date on which the corpus is received by the trustees and end on the 31st December 1985. Thereafter the accounting year shall commence on the 1st of January and end on the 31st December every year.

## 20. ALTERATIONS OR ADDITIONS TO THESE RULES

The board of trustees shall alter, modify, vary or repeal any of these rules by a majority vote at any of its regular meetings at which five or more trustees are present.