

Maharashtra University of Health Sciences, Nashik

**Trust Deed / Bylaws/ Registration Certificate
(Trust / Hospital (Bombay Nursing Act))**

Faculty: Ayurved

Name of College/Institute: K. G. Mittal Ayurved College & Hospital

| | | |
|--|---|---|
| Name of Trust / Society | | Mittal Foundation Trust |
| Registration Certificate | | Trust / Society :- E-115 Hospital (Bombay Nursing Act) :- |
| Name of the College / Institute (As per First Affiliation letter) | : | Smt. K. G. Mittal P. Ayurved College |
| Address | : | N. S. Road, Marine Drive, Behind Taraporewala Aquarium, Mumbai-400002 |
| Email ID | : | kgmpacollege@gmail.com |
| Telephone / Mobile No.(s) | : | 022-69088000 |
| Website | : | http://www.kgmittalayurvediccollege.com/ |
| College Code | : | 03102 |




Dean/ Principal Stamp & Signature

INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,
Mumbai - 400 002.

Certificate of Registration

No. 26216

It is hereby certified that the Public Trust described below has this day been duly registered under the Bombay Public Trusts Act, 1950 (Bom. XXIX of 1950), at the Public Trusts Registration Office, Mr. Bom. Region

Name of Public Trust Shree Ayurveda Prachar
Sanstha

Number in the Register of Public Trusts E-115 (Bom.)

Certificate issued to Shri S. Sharma

Given under my hand, this 1st day
of May 1953

Signature [Signature]

Designation Dy. Secy.

[Signature]

प्रभारी प्राचार्य
के. जी. मित्तल आयुर्वेद कॉलेज
नेताजी सुभाष रोड, मरीन ड्राईव्ह,
तारापोरवाला मत्स्यालय पाठीमागे,
मुंबई - ४०० ००२.



CERTIFICATE OF REGISTRATION

No.26216

It is hereby certified that the Public Trust described below has this day been duly registered under the Bombay Public Trust Act - 1950 (Bom -XXIX of 1950) at the Public Trust Registration Office, Greater Bombay Region.

Name of the Public Trust:- SHRI AYURVED PRACHAR SANSTHA

Public Trust :- E - 115 (Bom.)

Certificate issued to Shri Shriram Sharma

Signature
Designation

Sd/-
Dy. Charity Commissioner
Greater Bombay

HON. SECRETARY

SHRI AYURVED PRACHAR SANSTHA
MUMBAI.

X/CO PRINCIPAL

Smt. Kamaladevi G. Mittal
Punet - 411 004
Channi Road, Mumbai - 400 002

प्रभारी प्राचार्य

I/C PRINCIPAL

के. जी. मित्तल आयुर्वेद कॉलेज
नेताजी सुभाष रोड, मरीन लाईन
तारापोखला मत्सालय परीमाणे,
मुंबई - ४०० ००२.

Smt. Kamaladevi G. Mittal

Punet Vasu Ayurved Mahavidyalaya,
Channi Road, Mumbai - 400 002.





FORM 'C'

Certificate of Registration under Section 5 of Maharashtra (Bombay) Nursing Homes Registration Act, 1949. Renewed

This is to certify that **MR. BADAL MALIRAM MITTAL** has been Registered under the Bombay Nursing Homes Registration Act, 1949, in respect of **K.G.MITTAL HOSPITAL(MITTAL FOUNDATION TRUST)** and has been authorized to carry on the said Nursing Home.

Registration No. : 887930510
Date of Registration : 02.12.2021
Ward : C
Place : MFT,, K.G.MITTAL HOSPITAL,
NETAJI SUBHASH ROAD,
,
CHARNI ROAD WEST,
MUMBAI,MUMBAI-400002
Building UID : CX0514300100000
Total Number of Beds : 152
Date of Issue of Certificate : 30.03.2022

This Certificate of Registration shall be valid up to 31st March 2025.

The Money collected for Nursing Home is Rs. 600.00 /- dated 30.03.2022, Receipt No. 712321604.

Medical Officer of Health

INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,
Mumbai - 400 002.

Disclaimer : This is computer generated copy, doesn't require signature

BY H.P.A.D.

No. SB/CC2/LND/2886.

To

The president,
Ayurved prachar Sanstha,
Gourdhana Baug,
Marmala Tank Road,
BOMBAY-16.

Sub:- Lease of Government land in C.S.No. 2/327
of Bhuleshwar division for an Ayurvedic
College and Hospital.

Sir,

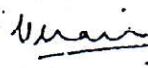
Government has sanctioned the lease of the above land to
the Ayurved Prachar Sanstha subject to the terms and conditions
in the accompanying Memo..

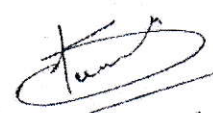
2. please confirm the acceptance of the terms and conditions
by the Ayurved prachar Sanstha.

3. As the area of the plot is 1974.56 Sq. Metres, the ground
rent per annum at 6 1/4% P.A. on Rs. 150 per Sq. Metre will be
Rs. 19,251.96, say Rs. 19,252..

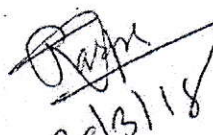
4. In accordance with condition No. 8 of the Memo., please
furnish security deposit for one year's ground rent of Rs. 19,252.
Please also furnish separately, the sum of Rs. 10,000 as permanent
deposit as per condition No. 10 and another deposit of Rs. 10,000
for legal costs as per condition No. 12.

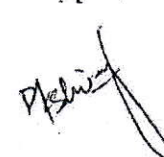
Yours faithfully,


Collector of Bombay.


H.C. PRINCIPAL
Smt. Kamaladevi G. Mittal
Punarvasu Ayurved Mahavidyalaya
Netaji Subhash Road, Charni Road,
Mumbai-400 002.


26/3/18


28/3/18



H.C. PRINCIPAL
Smt. Kamaladevi G. Mittal
Punarvasu Ayurved Mahavidyalaya
Charni Road, Mumbai-400 002.


प्रभारी प्राचार्य
के. जी. मित्तल आयुर्वेद कॉलेज
नेताजी सुभाष रोड, मरीन ड्राईव्ह,
तारापोरवाला मत्सालय पाटीमागे,
मुंबई - ४०० ००२.



DYC/33/2021
215-50(A)(3)

T.f.no-359/2021
25/1/2021

BEFORE THE DEPUTY CHARITY COMMISSIONER
GREATER MUMBAI REGION, MUMBAI

APPLICATION NO. (1)

OF 2021

In the matter of U/s 50 (A) (3) of the
Maharashtra Public Trust Act, 1950

And

In the matter of "Shri Ayurved Prachar
Sanstha" P.T.R.No. E-115 (Mumbai) /

1. Shri Ashok Vishwanath Mittal
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026. - TRUSTEE/PRESIDENT
2. Shri Arun Maliram Mittal
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026. - TRUSTEE/SECRETARY
3. Shri Suresh Brahmaddutt Mittal
Mital Tower, 16th Floor, B Wing, 210,
Nariman Point, Mumbai - 400 021. - TRUSTEE/TREASURER
4. Shri Badal Maliram Mittal
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026. - TRUSTEE/EXECUTING
MANAGING TRUSTEE

MAY IT PLEASE YOUR HONOUR:

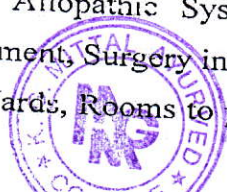
The Applicants above named most respectfully submit as under:

1. The applicants above named say that the Trust viz. "Shri Ayurved
Prachar Sanstha" which is duly registered with the Public Trust
Registration Office, Greater Mumbai Region, Mumbai under the
provisions of Maharashtra Public Trust Act, 1950 bearing P.T.R.
No. E-115 (Mumbai), (hereinafter for brevity sake referred to as
'the said Trust').



INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,

- ②
2. I, Arun Maliram Mittal the signatory to this Application, am Trustee & Secretary of "Shri Ayurved Prachar Sanstha" duly registered under Maharashtra Public Trusts Act, 1950 bearing P.T.R.No.E-115 (Mumbai).
 3. The Applicant herein above state that the said Trust was registered by virtue of Trust Deed. The Applicant herein above state that the objects of the Trust need to be specified and spelt out in more details with a proper focus on the present day. The activities of the trust are restricted to Ayurved faculty on/ in the present circumstances, a lot of research have been done in other faculties of the medicines, some of them are combined with Ayurved. It is to be applied, use and implemented for the benefits of the people at large. Educational activities, research and development have also increased. Hence the modification of the scheme settled by the then Deputy Charity Commissioner in Application No. 1/76 dated 16.02.1976 which is modified in application No.3/1982 dated 26-01.1984 thereafter Asst. Commissioner modified the Scheme vide Application No.2 of 2011 dated 24-03-2011.
 4. Some more objects wants to be added for betterment of function of the Trust and give more benefits for the public by education to students and treatment to the patients.
 5. To invent or discover new specialized treatment and prepare patent or specialized Medicines for treatment of Pandemic disease eg. Corona etc. and such other diseases which may come in existence from time to time after carrying out research trials.
 6. The Application herein above states that the trust is not able to meet its objects and receive donation and other facilities due to present restrictive object and its utility. Hence in order to utilize the trust funds in a proper and better manner for the public at large and specially establish, start and maintain the Allopathic System of Medicine with essential instruments and equipment, Surgery including Operation Theatre, HDU, ICU with Private Wards, Rooms to provide




[Signature]
INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,
Mumbai - 400 002

4
better facility of treatment to the patients and also conduct Refresher Courses for the Medical Practitioners, Para Medical Practitioners etc., to publish literatures, journals etc. to impart education to the general public related to Health and Hygiene.

7. The Applicant says and submits that the Trustees in their meeting held on 15-12-2020 had authorized **Shri Arun Maliram Mittal** Trustee/Secretary to draft a Scheme for the better administration and management of the Trust, in lieu of there being no proper guidelines forming the Trust. A Certified copy of the Resolution, unanimously passed by all the Trustees authorizing to draft a proposed Scheme is enclosed marked as "Exhibit A".
8. Thereafter, in the meeting of the Trustees, held on 02-01-2021 as set out in more detail hereinafter, all the Trustees have unanimously approved and thereafter resolved to frame the Scheme with change of the name of the Trust as "**MR MITTAL FOUNDATION TRUST**" and got it approved in the meeting. A Certified copy of the Resolution, Unanimously passed by all the Trustees unanimously accepting the said Scheme is enclosed marked as "Exhibit B".
9. The Applicant further submit that the Scheme as drafted contains provisions for appointment of Trustees, their qualifications, for holding of meeting quorum for the meetings passing a resolution, way and means of raising funds, investing into the approved securities, duties and powers of the Trustees, etc.
10. The Applicant herein above state that all the Trustees have consented to the Scheme so as to cope up with the increased activities. A copy of the personal particulars by all the Trustees, consenting to the framing and adopting of the said Scheme is annexed hereto and collectively marked as "Exhibit C".
11. The Applicant herein above states that the Public Trust was created in Mumbai. Hence, the Applicant submits that this Hon'ble Authority has jurisdiction to entertain this Application.
12. The Applicant therefore prays that this Hon'ble Authority may be pleased to permit the Applicant to frame a Scheme to add
 - i) To establish, start and maintain the Allopathic System of Medicine with essential instruments and equipment, Surgery




INCHARGE PRINCIPAL
G. Mittal Ayurved College
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Next to Taraporewala Aquarium,
Mumbai - 400019

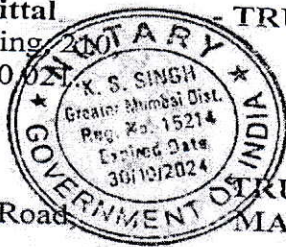
(5)

including Operation Theatre, HDU, ICU with Private Wards, Rooms to provide better facility of treatment to the patients.

- ii) To conduct Refresher Courses for the Medical Practitioners, Para Medical Practitioners etc., to publish literatures, journals etc. to impart education to the general public related to Health and Hygiene.
13. The Applicant further submits that this Hon'ble Authority is empowered to frame such a Scheme, as prayed for , under the provisions for Section 50 A 3 Maharashtra Public Trusts Act, 1950.
14. The Applicant hereinabove state that the Trust has got its account audited as per the requirement of the provisions of the Act and has regularly submitted to the office of the Deputy Charity Commissioner. The copies of the last three years Audited Statements of Accounts along with the copies of the acknowledgment for submission of the same are enclosed herewith collectively marked as "Exhibit D".
15. The Applicant submits herewith the certified copy of the Schedule-1, marked as "Exhibit E".
16. The Applicant says that the requisite Court Fee Stamp has been duly affixed to this application.

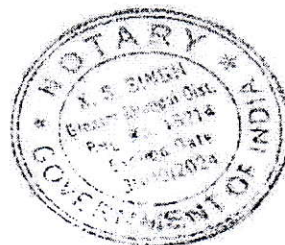
A. NAMES, OCCUPATION AND ADDRESS OF THE APPLICANTS

1. **Shri Ashok Vishwanath Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026. **.. TRUSTEE/PRESIDENT**
2. **Shri Arun Maliram Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026. **- TRUSTEE/SECRETARY**
3. **Shri Suresh Brahmaddutt Mittal**
Mital Tower, 16th Floor, B Wing,
Nariman Point, Mumbai - 400 025. **TRUSTEE/TREASURER**
4. **Shri Badal Maliram Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026. **TRUSTEE/EXECUTING
MANAGING TRUSTEE**



Handwritten signature
INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,
Mumbai - 400 002

5. **Shri Omprakash Maliram Mittal**
Mital Tower, 16th Floor, B Wing, 210,
Nariman Point, Mumbai – 400 021.
6. **Shri Manoharlal Mukundlal Pittie**
Rajabhadur Motilal, Poona Mill, Hamam House,
Hamam Street,
Mumbai-400 001.
7. **Shri Anil Shankarlal Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026.
8. **Shri Ramesh Brahmaddutt Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026.
9. **Smt. Kusum M. Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026.
10. **Shri Ajay Shankarlal Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026.
11. **Shri Ayush Sunil Mittal**
Mittal Bhavan, 62-A, Peddar Road,
Mumbai-400026.
12. **Shri Kishore Vishwanath Mittal**
Mital Tower, 16th Floor, B Wing, 210,
Nariman Point, Mumbai – 400 021.
13. **Shri Rahul Rajndra Mittal**
Mital Tower, 16th Floor, B Wing, 210,
Nariman Point, Mumbai – 400 021.



B. NAMES AND DESCRIPTION OF TRUST AND ITS OFFICE ADDRESS :

"Shri Ayurved Prachar Sanstha" is registered under Section 'E' bearing No. E-115 (Mumbai), having Office address Netaji Subhash Road, Near Charni Road Station, Mumbai – 02



[Signature]
INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,
Mumbai - 400 022

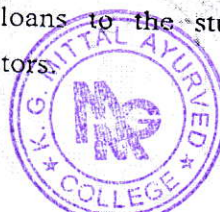
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REGISTERED NUMBER OF THE PUBLIC TRUST
ACCORDING TO THE REGISTER OF PUBLIC TRUST:

E-115 (Mumbai).

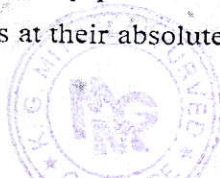
D. OBJECT OF THE TRUST:

- A. (a) To act as an institution for over all development of Ayurveda and other systems of Medicines and provide help or assistance to such system.
- (b) To render medical relief to the needy and deserving people.
- (c) To start, establish, maintain, assist, open, conduct or associate with any Medical Colleges, (Whether Degree, Diploma Certificate, Post Graduate or Research Courses) dispensaries, Hospitals, Mobile dispensaries, Nursing Homes, Sanatoriums, Convalescent homes, Medical Centres, Institutions, Primary Health Centre, Rehabilitation Centre and/or to give or to receive grants or donations to above referred facilities etc.
- (d) To establish, start and maintain the Allopathic System of Medicine with essential instruments and equipment, Surgery including Operation Theatre, HDU, ICU with Private Wards, Rooms to provide better facility of treatment to the patients.
- (e) To conduct Refresher Courses for the Medical Practitioners, Para Medical Practitioners etc., to publish literatures, journals etc. to impart education to the general public related to Health and Hygiene.
- (f) To carry on scientific research in the Medicine drugs or any research related to any diseases etc. and for that purposes to establish, conduct, give or receive grants or donations to research centers and laboratories for effectively carrying out the research in Medicines and/or Medicinal products etc.
- (g) To establish, Conduct nursing courses, Pharmacy courses etc. and award certificates to successful candidates in the respective courses. To ward scholarship, stipends, loans to the students, teachers, scholar, doctors, Para Medical Doctors.



[Signature]
INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Nearaji Subhash Road, Marine Drive,
Next to Parnassus Hotel, Mumbai

- 8
- (h) To Establish and maintain a well equipped library for the reference of medical practitioners, students, research scholars and public and to give grants donations etc. to such libraries.
- (i) To Maintain the Farms or nursery/ies of medicinal herbs and shrubs or Botanical garden for the development of Medicines and for research in medicines for experiments by students, teachers, Doctors, Researchers etc. To prepare, publish or get prepared and published any Books, Magazines, Periodicals News letters and write ups.
- (j) To maintain or help to maintain a museum of Medicines, Drugs, Plants and to undertake research in Ayurveda and other Medical Sciences, in particular in the following branches.
- i. Literary research.
 - ii. Research in clinical medicine both disease wise and drug wise.
 - iii. Standardization of medicinal plants.
 - iv. Standardization of drugs.
 - v. To invent or discover new specialized treatment and prepare patent or specialized Medicines for treatment of Cancer, Mental disease, Heart diseases, HIV/AIDS, T.B., Diabetes, Kidney disease, Pandemic disease eg, Corona etc. and such other diseases which may come in existence from time to time after carrying out research trials.
 - vi. To prepare specialized Medicines for the treatment of people suffering from industrial disease.
- (k) Foster activities in the fields of mental health, study problems of social and industrial hygiene and educate people to observe hygienic rules and maintain cleanliness. To carry out awareness programmes of health & hygiene and prevention and/or cure of diseases.
- B.(a) To provide necessary help, assistance, relief and aid in the field of education and also to promote the same and help to promote and assist any Educational Institution, body etc and also to provide education aid and help to the needy person or persons in whatever from and shape as the Trustees at their absolute discretion from time to time.




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K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium

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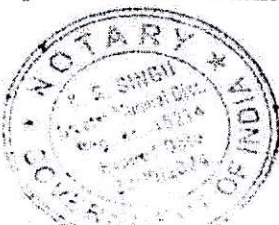
- (b) To give and receive donation, scholarship or aids to the students going abroad or in India for education or for further studies in any faculty.
- (c) To promote, establish, maintain, associate with others and manage any Schools, College, Institutions, Research Centres, Hostel and other Educational Courses, classes etc.
- (d) To give fees, Scholarship, Assistance to the students, teachers, researchers for further studies in any Educational field and/or faculty.
- (e) To provide all the concern services of Sanstha to Hindi Linguistic Community domicile in Maharashtra to protect and promote their welfare.


C. GENERAL

- (a) To accept any donation or help in Cash or in kind or any help from any person, institution, body, corporation, Trust, Government etc. from time to time or the above referred activities.
- (b) To help needy and deserving institutions, Non Government Organization, Societies, Trust engaged in development propagation and Education of Ayurvedic and other systems of medicine.
- (c) To help assist promote and/or join in any Medical and Educational programmes with other institution, organizations, Government etc which can benefic public-at-large or poor and needy people.

E. NATURE OF APPLICANTS INTEREST IN THE TRUST

The applicants are the Trustees of the said Trust and are interested person well within Section 2 (10) (e) of the MPT Act, 1950.




INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,

(10)

1. STATEMENT EXPLAINING HOW THE MODIFICATION/AMENDMENT IN THE SCHEME IS NECESSARY IN THE INTEREST OF THE PROPER MANAGEMENT AND ADMINISTRATION OF THE TRUST:

1. The Applicant says that Trust has filed the said application for framing the scheme for better management and administration of the said Trust. The objects according to the said Trust were not elaborate and were found to be short for the scope of activities of the Trust.
2. The applicant further says that in view of the above, it has become necessary to change the Trust Name from "Shri Ayurved Prachar Sanstha" to "MG Mittal Foundation Trust" and following Clauses. Clause No. 7- Object of the trust of the Trust Deed to effectively cover and monitor the overall functioning of the Trust. Clause No. ~~44~~ Irrevocability, Clause No. ~~45~~ Beneficiaries of the Trust, Clause No. ~~46~~ - Application of Income and Trust Fund, Clause No. ~~47~~ - Dissolution of the Trust and details as per the scheme.
3. In the above facts and circumstances, the applicants hereby pray that This Honorable Authority be pleased to allow this application.
4. Any other relief be granted by this Honorable Authority in favour of the Applicants.

Place : Mumbai

Dated this _____ day of _____

1. Shri Ashok Vishwabatg Mittal - TRUSTEE/PRESIDENT

2. Shri Arun Maliram Mittal - TRUSTEE/SECRETARY

3. Shri Suresh Brahamadutt Mittal - TRUSTEE/TREASURER

4. Shri Badal Maliram Mittal - TRUSTEE/EXECUTIVE
MANAGING TRUSTEE



INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,
Mumbai - 400 002.

(11)

VERIFICATION

I, **Shri Arun Maliram Mittal - TRUSTEE/SECRETARY**, Mittal Bhavan,
62-A, Peddar Road, Mumbai-400026 above named, do hereby state that what is
stated in foregoing application is true to my own knowledge and belief and I
believe the same to be true and correct.

Solemnly affirmed at Mumbai,

Aforesaid this 22 day of

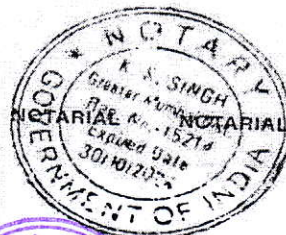
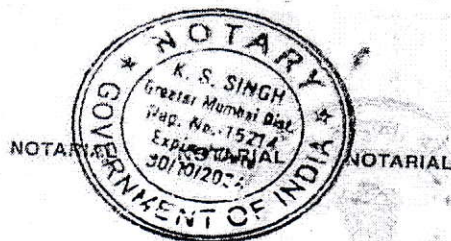
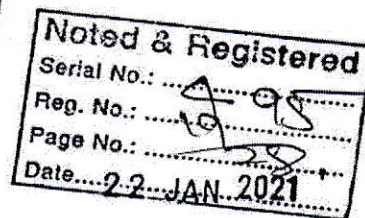
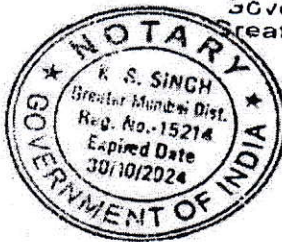
)
[Signature]
) **Applicant**

Before Me

Before me

[Signature]
NOTARY

Government of India,
Greater Mumbai Dist.



[Signature]
INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Next to Taraporewala Aquarium,
Mumbai - 400 002.

12

ANNEXURE - "A"

SCHEME FOR THE PURPOSE OF BETTER MANAGEMENT
AND ADMINISTRATION OF THE AFFAIRS OF THE TRUST
(Under Section 50(A)(3) of the Maharashtra Public Trusts Act,
1950)

KNOWN AS

"MITTAL FOUNDATION TRUST"
P. T. R. No. E-115 (Mumbai)

1) DEFINITION:

In this scheme unless there be something repugnant to the context:

- i) "TRUST" means "MITTAL FOUNDATION TRUST"
- ii) "TRUSTEE" means the Trustees of the "MITTAL FOUNDATION TRUST"
- iii) "UNIT" means the K.G.Mittal Ayurvedic College, K.G.Mittal Hospital, Mittal Imaging Centre and all departments run by the Trust.

2) NAME OF THE TRUST:

The public trust shall be designated and known as
"MITTAL FOUNDATION TRUST"

3) REGISTERED OFFICE:

Registered office of the Trust shall be situated in the City of Mumbai. Netaji Subhash Road, Near Charni Road Station, Mumbai - 400002. and/or any other place/s as may be declared by the Trust in its Managing Committee meeting from time to time.

4) ADMINISTRATIVE OFFICE:

Administrative office of the Trust shall be situated in the City of Mumbai. Mittal Tower, B Wing, 16th Floor, 210, Nariman Point, Mumbai - 400021. and/or any other place/s as may be



[Signature]
INCHARGE PRINCIPAL
K. G. Mittal Ayurved College
Netaji Subhash Road, Marine Drive,
Mumbai - 400002

declared by the Trust in its Managing Committee meeting from time to time.

5) **PROPERTIES OF THE TRUST:-**

The properties of the Trust shall consist of movable and immovable properties, the immovable properties mentioned in Schedule A hereto annexed and such other properties belonging to the said trust but which may have through error, oversight, or inadvertence remained to be mentioned in the Schedules. All these properties, new accretions thereto and all or any other properties movables or immovables which may hereafter come or belong to the said trust and acquisitions and donations of cash or kind received hereafter shall be collectively called the **Trust Property/Properties**.

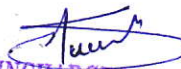
6) **VESTING OF TRUST PROPERTIES:-**

The Trust properties shall vest in the Board of Trustees for the time being under this scheme and shall be administered and managed by the Board of Trustees subject to and in conformity with the provisions of the Scheme.

7) **OBJECTIVES OF THE TRUST :-**

The Objectives for which the Trust is established are as under:-

- A. (a) To act as an institution for over all development of Ayurveda and other systems of Medicines and provide help or assistance to such system.
- (b) To render medical relief to the needy and deserving people.
- (c) To start, establish, maintain, assist, open, conduct or associate with any Medical Colleges, (Whether Degree, Diploma Certificate, Post Graduate or Research Courses) dispensaries, Hospitals, Mobile dispensaries, Nursing Homes, Sanatoriums, Convalescent homes, Medical Centres, Institutions, Primary Health Centre, Rehabilitation Centre


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and/or to give or to receive grants or donations to above referred facilities etc.

- (d) To establish, start and maintain the Allopathic System of Medicine with essential instruments and equipment, Surgery including Operation Theatre, HDU, ICU with Private Wards, Rooms to provide better facility of treatment to the patients.
- (e) To conduct Refresher Courses for the Medical Practitioners, Para Medical Practitioners etc., to publish literatures, journals etc. to impart education to the general public related to Health and Hygiene.
- (f) To carry on scientific research in the Medicine drugs or any research related to any diseases etc. and for that purposes to establish, conduct, give or receive grants or donations to research centers and laboratories for effectively carrying out the research in Medicines and/or Medicinal products etc.
- (g) To establish, Conduct nursing courses, Pharmacy courses etc. and award certificates to successful candidates in the respective courses. To ward scholarship, stipends, loans to the students, teachers, scholar, doctors, Para Medical Doctors.
- (h) To Establish and maintain a well equipped library for the reference of medical practitioners, students, research scholars and public and to give grants donations etc. to such libraries.
- (i) To Maintain the Farms or nursery/ies of medicinal herbs and shrubs or Botanical garden for the development of Medicines and for research in medicines for experiments by students, teachers, Doctors, Researchers etc. To prepare, publish or get prepared and published any Books. Magazines, Periodicals News letters and write ups.

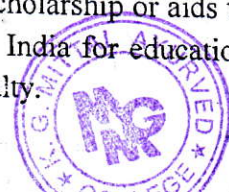


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- (j) To maintain or help to maintain a museum of Medicines, Drugs, Plants and to undertake research in Ayurveda and other Medical Sciences, in particular in the following branches.
- Literary research.
 - Research in clinical medicine both disease wise and drug wise.
 - Standardization of medicinal plants.
 - Standardization of drugs.
 - To invent or discover new specialized treatment and prepare patent or specialized Medicines for treatment of Cancer, Mental disease, Heart diseases, HIV/AIDS, T.B., Diabetes, Kidney disease, Pandemic disease eg, Corona etc. and such other diseases which may come in existence from time to time after carrying out research trials.
 - To prepare specialized Medicines for the treatment of people suffering from industrial disease.
- (k) Foster activities in the fields of mental health, study problems of social and industrial hygiene and educate people to observe hygienic rules and maintain cleanliness. To carry out awareness programmes of health & hygiene and prevention and/or cure of diseases.
- B.(a) To provide necessary help, assistance, relief and aid in the field of education and also to promote the same and help to promote and assist any Educational Institution, body etc and also to provide education aid and help to the needy person or persons in whatever form and shape as the Trustees at their absolute discretion from time to time.
- (b) To give and receive donation, scholarship or aids to the students going abroad or in India for education or for further studies in any faculty.

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- (c) To promote, establish, maintain, associate with others and manage any Schools, College, Institutions, Research Centres, Hostel and other Educational Courses, classes etc.
- (d) To give fees, Scholarship, Assistance to the students, teachers, researchers for further studies in any Educational field and/or faculty.
- (e) To provide all the concern services of Sanstha to Hindi Linguistic Community domicile in Maharashtra to protect and promote their welfare.

C. GENERAL

- (a) To accept any donation or help in Cash or in kind or any help from any person, institution, body, corporation, Trust, Government etc. from time to time or the above referred activities.
- (b) To help needy and deserving institutions, Non Government Organization, Societies, Trust engaged in development propagation and Education of Ayurvedic and other systems of medicine.
- (c) To help assist promote and/or join in any Medical and Educational programmes with other institution, organizations, Government etc which can benefic public-at-large or poor and needy people.

8) NUMBER OF TRUSTEES :-

The number of Trustees of this Trust shall not be less than 7(seven) or more than 15(fifteen).

9) FIRST TRUSTEES :-

- (a) The following persons shall be the first Trustees of the said Trust under the Scheme i.e.

| Sr.No. | Name | Address | Office Bearer |
|--------|------------------------------|--|-------------------|
| 1 | Shri Ashok Vishwanath Mittal | Mittal Bhavan. 62-A Peddar Road, Mumbai-400 026. | Trustee/President |

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- 2 Shri Arun Maliram Mittal Mittal Bhavan, 62-A Trustee/Secretary
Peddar Road,
Mumbai-400 026.
3. Shri Suresh Brahmaddutt Mittal Mittal Tower, 16th Floor, Trustee/Treasurer
B-Wing, 210, Nariman Pt.,
Mumbai-400 021.
4. Shri Badal Maliram Mittal Mittal Bhavan, 62-A Trustee/Executing
Peddar Road, Managing Trustee
Mumbai-400 026.
5. Shri Omprakash Maliram Mittal Mittal Tower, 16th Floor, Trustee
B-Wing, 210, Nariman Pt.,
Mumbai-400 021.
6. Shri Manoharlal Mukundlal Pittie Rajabahadur Motilal, Trustee
Poona Mill, Hamam House,
Hamam Street,
Mumbai-400 001
7. Shri Anil Shankarlal Mittal Mittal Bhavan, 62-A Trustee
Peddar Road,
Mumbai-400 026.
8. Shri Ramesh Brahmaddutt Mittal Mittal Bhavan, 62-A Trustee
Peddar Road,
Mumbai-400 026.
9. Smt. Kusum M. Mittal Mittal Bhavan, 62-A Trustee
Peddar Road,
Mumbai-400 026.
10. Shri Ajay Shankarlal Mittal Mittal Bhavan, 62-A Trustee
Peddar Road,
Mumbai-400 026.
11. Shri Ayush Suril Mittal Mittal Bhavan, 62-A Trustee
Peddar Road,
Mumbai-400 026.

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12. Shri Vishwanath Gauridutt Mittal Mittal Tower, 16th Floor, Trustee
B-Wing, 210, Nariman Pt.,
Mumbai-400 021.

13. Shri Rajendra Mittal Mittal Tower, 16th Floor, Trustee
B-Wing, 210, Nariman Pt.,
Mumbai-400 021.

- (b) The said Trustees and the other Trustees or Survivor/s of them for the time being under the Scheme are hereinafter referred to as the said Trustees.

10) **MODE OF SUCCESSION TO TRUSTEESHIP :-**

The Surviving or continuing Trustees may appoint new Trustees in their absolute discretion in case of vacancies arising due to death, resignation or removal of trustees.

11) **QUALIFICATION OF TRUSTEES:-**

A person to be appointed as a trustee/s under the Scheme shall be major:-

- (i) Male or Female and
- (ii) Residing in Mumbai.

12) **DISQUALIFICATION OF TRUSTEES:-**

The trustees of said Trust shall disqualify if:-

- (i) He or she act against the interest and objects of the Trust and does not abide by the scheme and rules and regulation framed thereunder.
- (ii) He or she is convicted of criminal offence involving moral turpitude or offence under Maharashtra Public Trust Act, 1950 and/or rules made thereunder.
- (iii) He or she resigns or dies.

13) **APPOINTMENT OF NEW TRUSTEES:-**

Whenever any Trustee or Trustees either original or substituted under the scheme shall die, resign or is removed or convicted of criminal offence involving moral turpitude and/or punished with

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imprisonment or desire to be discharged or refuse or became unfit and incapable to act in the Trust or mismanage the Trust or Trust properties and/or fund or to execute powers reposed in him/her under the scheme or adjudged insolvent or remains absent for 3 (three) consecutive meetings of the Board of Trustees without obtaining prior permission in writing from the Managing Trustee or goes out of India for more than 6 months without obtaining permission in writing from the Managing Trustee or goes to reside permanently out of Mumbai, the surviving or continuing Trustee/s for the time being may fill in such vacancy or vacancies occurred (due to the reasons hereinbefore stated) by appointing a new Trustee or Trustees in writing subject to the provisions of clause 8 by 3/4th majority. If any such vacancy is occurred and no appointment of new Trustee or Trustees is made within three months from the happening of the particular event, it shall be lawful for the Charity Commissioner at any time after expiry of such period by writing to appoint a new Trustee or Trustees to fill up such vacancy. The surviving or existing Trustees shall have power to appoint any additional Trustee/s till the number of Trustees appointed does not exceed fifteen.

14) VESTING OF PROPERTIES IN NEW TRUSTEES:-

So often as any Trustee/s shall be appointed as aforesaid the Trust property and funds which for the time being are vested in the surviving or continuing Trustee or Trustee/s shall with all convenient dispatch be conveyed, assigned or transferred to him/her/them so that the same may be legally and effectually vested in such new Trustee or Trustees jointly with the surviving or continuing Trustee or Trustees as the case may be.

15) CONSENT OF NEW TRUSTEES:-

Every new Trustee or Trustee/s to be appointed as aforesaid shall have the same powers, authority and discretion and shall in all respects act and be liable as if he/she/they had been originally appointed as Trustee/s under this Scheme. Provided that he/she/they shall have signed in the minutes book of the said Trust and have given his/her/their consent letter of acceptance and willingness to act as a Trustee/s under this Scheme.

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16) **VALIDITY OF ACTS:-**

Notwithstanding anything herein contained so act done bonafide by the surviving or continuing Trustee/s in the usual course of the administration of the said Trust and which is other wise authorized under the provision of this Scheme, the Maharashtra Public Trust Act 1950 and the rules framed thereunder shall be invalid merely by reason of the fact there were not the requisite number of Trustees for the time being.

17) **MEETING OF THE TRUSTEES:-**

- (a) The Trustees shall hold at least 4 meetings in a year and set a time for the meeting as the Board of Trustees deem fit and necessary from time to time for carrying out the object of and/or for the purpose of administration and management of the Trust and/or matter related and connected with Trust, its object and activities.
- (b) The President shall always preside over all the meetings of the Trust as Chairman. In the absence of the President, the trustees present shall elect one from amongst themselves to be Chairman of that particular meeting.

18) **ORDINARY AND SPECIAL MEETING:-**

The trustee shall hold at least one meeting every three months and this meeting shall be called the ordinary meeting. The trustees may also hold additional meetings and such meetings shall be called special meetings. Such ordinary or special meetings will be held at such place and at such time as the Managing Trustee may determine and shall be called by the Secretary.

19) **REQUISITION MEETING:-**

The President/Managing Trustee or Secretary shall also call a meeting of the trustees on a requisition made to them in writing by any two of the trustees specifying the purpose/s for which such meeting is desired to be held. In the event of no meeting being called and held by the Managing Trustee or Secretary within 2 weeks from the receipt by him of such requisition, the requisitioners may

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themselves call a meeting. In the event of there being under the provisions of this clause shall be held only at the office of Trust and during office hours for the purpose it is called.

20) **NOTICE OF MEETING:-**

A written notice of every meeting of the Board of Trustees shall be delivered or sent through post or hand delivery or courier service to each Trustee at his/her address at least seven clear days before the date of meeting provided that in event of the Trustees framing the rules regulation and bye laws prescribing some other mode of giving notice, the notice shall always be in accordance with the aforesaid provisions. Incase of any urgency the meeting may be called by giving 24 hours notice either by messenger or by phone.

21) **RESOLUTION BY CIRCULAR:-**

Any matter of business of a routine or formal or urgent nature may be determined by circular without a meeting of the trustees, provided that it is agreed unanimously by all the trustees. In case of a difference of opinion, such question shall be dealt with the next meeting of the trustees.

22) **OFFICIAL LANGUAGE:-**

The official language of the Trust shall be Hindi but such other additional language as required by State Government/ Central Government as may be determined by the Board of Trustees from time to time

23) **ACCOUNTING YEAR:-**

The accounting year of the Trust shall be from 1st April, to 31st March of each year.

24) **QUORUM:-**

Five Trustee present in a meeting of the Board of Trustee shall form the Quorum. If the Quorum shall not have assembled within 30

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minutes of the appointed time, the meeting shall be adjourned for another 30 minutes and if still the quorum is not assembled, the meeting shall be adjourned to some other date time and place to be notified to all the Trustees and at such adjourned meeting, **three trustees shall form Quorum.**

25) **RESOLUTION BY SIMPLE MAJORITY:-**

Every resolution of any decision or any question of the Trust matters unless otherwise specified in these presents shall be decided by simple majority of the Trustees present at such meetings. Each Trustee shall have one Vote. In the event of equality of the votes, the Chairman shall have casting vote irrespective whether or not he/she has previously voted on the question, decision or any other resolution thereof and the same shall be binding on the Trustees. Any resolution of the Trust may be rescinded or modified from time to time by simple majority of the Trustees present in the meeting.

26) **MINUTE BOOK:-**

- (a) The Trustee shall keep the minute book of the Trust in which shall appear clear report of the proceedings of each of the meetings of the Trustees and each notice convening the meetings and every decision arrived therein.
- (b) The meeting so recorded in the minute books shall be read over to the Trustees at the next meeting and when confirmed shall be subscribed and signed by the Chairman of such meeting.
- (c) In case of any difference of opinion at the time of confirming the minutes, the same shall be confirmed accordingly to the sense of simple majority of the Trustees present in the meeting.

27) **APPLICATION OF INCOME TAX ACT**

All clauses herein are intended to secure exemption from Income Tax on the income of contributions and donations to the Trust and any clause or portion of this Deed of Trust which is



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inconsistent with or repugnant to the sections of the Income Tax Act, 1961 as amended, substituted or modified from time to time, shall be deemed to be deleted or modified with effect from the date on which the sections to which the clause or part of a clause is repugnant or inconsistent comes into force.

So far as it is not inconsistent with the object herein mentioned:

The Income as also the corpus of the Trust fund shall be applied and be applicable only to or for such public charitable purpose only and within such territories only and subject to such condition or limitations if any, as may from time to time be laid down in the Section 2 (15) of the Income Tax Act, 1961 or any other Act governing tax on of income as well insure or make the Trust hereby established and its income as eligible for exemption from taxation under the Income Tax Act, 1961 or any reenactment thereof or modification thereof or under any other Act governing taxation for the time being in force in India.

28) **PAYMENT OF MANAGEMENT EXPENSES :-**

The Trustees shall out of the rents, profits, in come and interest of the Trust properties in the first instance pay all the rates, taxes, assessment and other necessary outgoing and in the next place all the proper costs, charges, expenses of and incidental to the administration and management of the Trust properties as well as the cost of current and ordinary repairs and the upkeep of the immovable properties, preservation and safe custody of the Trust properties, belonging and pay fees to professionals and other persons engaged for Trust matter and to spend such money to meet the objects of the Trust and its activities and then make necessary provisions for setting apart 10% of the total gross income as Reserve Fund and thereafter pay and apply the balance for the objects of the Trust after providing for other earmarked funds such as building repairs and renovation funds, depreciation fund and investment fund as decided by the Trustees from time to time.

29) **BANK ACCOUNT :-**

The Trust funds and the moneys shall be invested in accordance with section 35 of BPT Act and other law as applicable, and the



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Trustees shall not ordinarily keep in hand more than Rs. 5,000/-. All accounts in the bank shall be maintained in the name of the Trust and if that is not possible or practicable than in the names of all the trustees. Such accounts shall be operated jointly at least by two of the Trustees. The Trustees can open and operate Account in any Bank of any type whether saving or Current or Fixed Deposit.

30) **REGISTER OF THE TRUST PROPERTIES:-**

The Trustees shall maintain proper register in the form of Schedule XAA as prescribed under the Maharashtra Public Trust Act, 1950 and the Rules made thereunder with a complete list of all the properties of the Trust including any additions or alterations or any change of any new property whether movable or immovable whether purchased or acquired or disposed of by the Trust. The said list shall be regularly maintained and the register and verified by the Trustees and the same shall be signed by all the Trustees or any new Trustees appointed at least once in two years.

31) **REPAIRS TO PROPERTY :**

On acquisition of immovable properties, the Trustees shall keep the property of the Trust in good condition. The Trustees shall have power to repair, modify, develop the immovable property of Trust and shall maintain it in good condition.

32) **ACCOUNTS TO BE KEPT:-**

- a) The Trustees shall keep and maintain regular accounts of the Trust properties and income and shall get the accounts audited and filed with office of the Charity Commissioner, Mumbai in accordance with the provisions of Maharashtra Public Trust Act, 1950 and the rules made thereunder.
- b) The Trustees shall also file the Audited Accounts with Income Tax Office as prescribed under Income Tax Act, 1961 and the rules made thereunder.



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33) **POWERS OF THE TRUSTEES :-**

- A. All the decision pertaining to the Trust, Trust Management dealing With the properties including the decision of sale or disposal of and/or alienation of or buying any movable or immovable property or properties in whatever form, share, security, debentures, fixed deposits etc. and also to adopt any legal proceedings for recovery of the Trust property or fund or when the Trust interest is affected against any party or person or to defend the legal proceedings adopted by or against the Trust or Trustees or any matters connected or related to the Trust and also for the execution of any claims, conveyances, deeds, documents and other writings and any resolution to be effective in respect thereof shall be passed by simple majority. Trustees also have the power to Alter or Framing New Scheme of the Trust by 3/4th Majority of the Trustees and the same shall be conclusive and binding upon the Trust.
- B. **The Trustees shall also have following powers –**
- a) To purchase, take on lease or in exchange, hire or on leave and licence, tenancy or otherwise acquire property movable and immovable, and any rights, privileges, benefits, advantages which may be deemed necessary or convenient for the purpose to meet the objects of the Trust and to develop construct, improve, alter, maintain, sell on ownership basis or otherwise lease, mortgage, leave and license, tenancy, dispose of, turn to account or otherwise deal with all or any part of the property movable and immovable of the Trust for the furtherance of any of the objects of the Trust and for the same to spend or invest or accept such funds and moneys out of Trust funds or loan or otherwise. In exercising the aforesaid powers the Board of Trustees shall observe the provisions of the Maharashtra Public Trust Act, 1950 and the rules made thereunder.
- b) To accept any donations, contributions, subscriptions, loans, gifts or bequests or other transfer or disposition of property movable or immovable in cash or in kind whether subject to or not to any special condition in favour of the Trust.



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- c) To determine the made and the manner of investment of the monies belonging to the Trust temporary or permanent in the interest of the Trust as well as any investment in accordance with the provisions of the Maharashtra Public Trust Act, 1950 and to vary the same as may be decided from time to time, and also to invest the surplus fund in the permissible securities or otherwise as from time to time the Trustees at their discretion decide.
 - d) To hear and deal with complaints, suggestions, enquiries, requests and other correspondences from the persons working with or engaged by the Trust.
 - e) To sanction and approved the budget and recurring expenses from month to month or year to year.
 - f) To sanction expenditure on non recurring items in a year.
 - g) To institute defend and/or compromise legal proceedings for and on behalf of the Trust if and when necessary.
 - h) To appoint suspend, fine or dismiss any of the servants staffs and employees of the Trust whether paid or honorary.
 - i) To prepare annual administration report and balance sheet.
 - j) To appoint additional trustee/s if required until the number of trustees reaches fifteen.
 - k) The Trustees shall have powers to select, appoint persons Technical, non Technical, Doctors, Dietitian, Pathologists, Administrators, Manager, Accountant, Mehtaji, Supervisor, Clerk, Agents, Chowkidar, Security, Trainee, Nurses, Paramedical Staffs, Peon and other servants or employees as they may require for the management and administration of the Trust and its activities on such terms and conditions as to salary, wages, dearness allowance, provident fund, honorium etc. as the Trustees may consider proper and to revise and/or to review the same from time to time and also shall have full power to take disciplinary action as may be



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on any such employees etc, as they think fit and proper in their own discretion. The Trustees have power to make an Inquiry against any employee of the Trust or its units by constituting an Inquiry Committee and to take action as per Inquiry Committee Report as per rules and regulations framed as per essential directions issued by Government of Maharashtra and or concern University in this concern. The employees which are under Grant-in-Aid scheme of the State Government. Trustees also have power to differ the opinion of Inquiry Committee and can take its own decision.

- l) To sell or dispose of any of the Trust properties outright or otherwise as the Trustees at their discretion decide subject to provisions of EPT Act as applicable.
- m) To appoint Auditors, Chartered Accountants, Advocates, Cost Accountant, Consultants, Contractors and other persons from time to time as required for any matters of the Trust and to pay and settle their fees/payments.
- n) To form or make any Sub-Committee and/or sub-Trust for any particular purpose for any of the Trust activities for such period or in such manner as the Trustees from time to time decide.
- o) To participate with other Trust or Charitable Organization for particular or general object of the Trust activities and to form jointly or otherwise such committee/s as from time to time the Trustees decide.
- p) To keep the Trust property in good and substantial repair and condition and if required shall get repaired from time to time.
- q) To mortgage the Trust properties, obtain loan from Bank, financial institution or from any party or person by creating charge or lien on Trust properties to meet the object of the Trust subject to provisions of MPT Act as applicable.

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34) **ADMINISTRATIVE & EXECUTIVE TRUSTEES :-**

The Trust will have following Administrative Posts for smooth running to and execute the resolutions as per objects.

The Trustees have unanimously appointed President, Secretary, Treasurer and Executive Managing Trustee as below:-

- 1) President - Shri Ashok Vishwanath Mittal
- 2) Secretary - Shri Arun Maliram Mittal
- 3) Treasurer - Shri Suresh Brahmadduttal Mittal
- 4) Executive Managing Trustee- Shri Badal Maliram Mittal

35)A. **APPOINTMENT OF PRESIDENT:-**

The first President under the Scheme shall be **SHRI ASHOK VISHWANATH MITTAL**. He shall continue to remain as the President of the Trust till he resigns voluntarily or till he becomes incapable to act as President or till death or otherwise in such event Trustees will select the President among themselves by $\frac{3}{4}$ Majority or existing Administrative and executive trustees will appoint the New President.

POWERS OF PRESIDENT

- i) The President will preside over all the meeting of the Trustees.
- ii) The President shall keep all the records of the Trust properties, movable and immovable.
- iii) The President shall be empowered to act upon as per resolution passed by the Trustees.
- iv) The President will be the Chairman of all Selection Committee and Board constituted to select various teaching and non teaching staff of the Trust or its units.



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- v) The President will be incharge and responsible for the activities and events of the Trust and its unit.
- vi) The President will be empowered to approve or change the Annual Budget of the Trust as submitted by the Treasurer.
- vii) The President can issue essential direction or orders to the Employees of the Trust.
- viii) The President will perform the duties in case of absence of Secretary/Executive Trustee subject to they hand over the charge due to their long leave.
- ix) The President has the right to appoint a sub-committee to finalize the applications received for donation/medical aid of the Trusts Donation.
- x) President has right to hear and deal with complaints, suggestions, enquiries, requests and other correspondences from the persons working with or engaged by the Trust.
- xi) The President has right to appoint or suspend, impose the fine or dismiss any of the servants staffs and employees of the Trust whether paid or honorary.

B. APPOINTMENT OF SECRETARY:-

The first Secretary under the Scheme shall be **SHRI ARUN MALIRAM MITTAL** who shall continue to remain as the Secretary of the Trust till he resigns voluntarily or till he becomes incapable or he becomes ill or till his death or otherwise in the event of **SHRI ARUN MALIRAM MITTAL** cannot continue as Secretary then in such case the Trustees will select the New Secretary.

POWERS OF SECRETARY:-

- i) The Secretary shall keep all the records of Trusts i.e. Minute book, all records of Trustees, Trustees Register, Schedule-1, Change Reports etc.



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- ii) The Secretary will call the quarterly meeting of the Trust with prior notice of clear 15 days.
- iii) The Secretary will submit the minutes of the previous meeting before the Trustees and will sign after approval of the same.
- iv) He will be responsible to all academic and clinical activities of the Trust and units of the Trust.
- v) The Secretary will appoint the necessary staff to the Trusts/units after proper selection made by concern Selection Committee.
- vi) He will be Administrative Head of the various units and will be responsible for affiliation to the units with State and Central Government and Universities.
- vii) He will be empowered to expense Rs.10000/- for various activity of attached units with consultation of President/Executive Trustee with post effecto sanction in the meeting of the Trustees.
- ix) He will be either Member or Secretary of the Staff Selection Committee for Teaching, Non Teaching and Administrative posts to be filled up for Trust and its Units.
- x) The Secretary shall have power to pay the Salaries/Honorarium /Wages after see the activities of the day to day affairs are fixed and finalized of the Trust and units.
- xi) The Secretary shall act to receive the grant from the State/Central Government and have to operate the concern Bank Accounts of the Units, jointly with respective unit heads.
- xii) The Secretary will submit the Change Report to the Charity Commissioner for Add or Delete the Name of Trustee/Trustees and Change Report for Property etc.

C. APPOINTMENT OF EXECUTIVE MANAGING TRUSTEE :-

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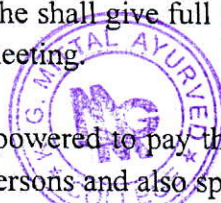
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The first managing Trustee under the Scheme shall be **MR. BADAL MALIRAM MITTAL** who shall continue to remain as the Managing Trustee of the Trust in case of vacancy the Trustees shall decide amongst themselves to appoint the Managing Trustee.

POWERS OF EXECUTIVE MANAGING TRUSTEE:-

- a) The Managing Trustee shall have overall control and power of the entire affairs of the Trust overall supervision of the Trusts and units.
- b) After passing the necessary resolution as may be required from time to time for any matters related or connected with the Trust activities, the Managing Trustee shall be empowered to act upon as per the resolution passed by the Board of Trustees.
- c) The Managing Trustee shall organize co-ordinate various activities of the Trust with full power but under supervision and direction as may be entrusted on him by the Board of Trustees from time to time.
- d) The Managing Trustee shall attend all other business activities of the Trust entrusted to him by the Board of Trustees.
- e) The Managing Trustee is empowered to spend upto a sum of Rs. 100000/- for any activities of the Trust or on behalf of the Trust or to meet the object of the Trust in case of urgency or emergency without prior permission from the Board of Trustees but within the framework of this Scheme and for that he will not require any permission or resolution to be passed in advance but he shall give full accounts or the same in the next Trustees meeting.
- f) Executive Trustee have empowered to pay the Salary to the Staff of the Trust or other persons and also spend the monies to meet such expenses and also receive any sum of money or the income or interest on behalf of the Trust and to give



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effectual receipts thereof and he does not have to take any permission from the Board of Trustees and shall be authorized to look after and manage day to day affairs of Trust activities but however he is responsible to keep all the proper accounts and inform the Board of Trustees in the meeting from time to time.

- g) The Managing Trustee shall control all the monetary and other transaction, funds, receipts, expenditures in respect of the Trust and will give all the proper accounts in the next meeting with all details.
- h) The Managing Trustee shall be entitled to reimburse all the cost, charges, expenses which he will incur in respect of any of the Trust matters and activities with consent of Trustees.
- i) The Managing Trustee shall be entitled to appoint the Architect, RCC Consultants, Chartered Accountants, Advocates, Solicitors, Auditors, Cost Accountant and other professionals and person for any work and/or matter related or connected with the Trust and its activities and shall pay and settle the fees and expenses on behalf of the Trust.
- j) The Executive Trustee with consultation with President and Secretary of the Trust can appoint Auditors, Chartered Accountants, Advocates, Cost Accountant, Consultants, Contractors and other persons from time to time as required for any matters of the Trust and to pay and settle their Fees/Honorarium.
- k) To participate with other Trust or Charitable Organization for particular or general object of the Trust activities and to form jointly or otherwise such committee/s as from time to time as Trustees decide.
- l) To keep the Trust property in good condition and if required shall get repaired from time to time.
- m) To mortgage the Trust properties, obtain loan from Bank, financial institution or from any party or person by creating

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charge or lien on Trust properties to meet the object of the Trust subject to provisions of BPT Act as applicable.

- n) The Executive Managing Trustee is empowered to take final decision in case of any difference of opinion in Committee, Sub-Committee or Board of Trustees.

D. APPOINTMENT OF TREASURER:-

The first Treasurer under the Scheme shall be **SHRI SURESH BRAHMADUTT MITTAL**

POWERS OF TREASURER:-

- a) The Treasurer shall keep all records and Bank Accounts resolution passed in the reference, Books of Accounts, Cheque Books, Slip Books, Pass Books, Fixed Deposits etc.
- b) The Treasurer shall prepare the annual budget and will submit to the President/Secretary/Executive Trustee for final sanction for the year before submitting to Board of Trustees.
- c) The Treasurer submit the Audit Reports, Audited Statement to the President/Secretary/Executive Trustee for finalization.
- d) Treasurer shall submit the Audited Statement, Annual Budget, Income Tax returns to Charity Commissioner/Income Tax Department respectively in stipulated time.
- d) The Treasurer will prepare and submit the quarterly Income and Expenditure of the Trust units to submit in Trustees Meeting.
- e) The Treasurer shall work under guidance of Executive Trustee/President.



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- f) Treasurer shall be responsible to finalize the Annual Accounts with consultation of Statutory Chartered Accountant enable to submit the Audited Statements to the concern departments.

36) **LIABILITY OF THE TRUSTEES :-**

Any individual liability created by any of the Trustees they shall bear the cost of the same And also reimburse to the Trust for any such loss or damage.

37) **REIMBURSEMENT :-**

The Trustees for the time being may reimburse themselves or himself/herself or pay and Discharge out of the Trust properties all expenses properly incurred in or about the execution of the Trust or powers under this scheme or any of them. The Trustees shall also be entitled to allow all costs, charges and expenses which they or any of them shall or may suffer or sustain or incur about the execution of any matters of the said Trust.

Provided however that this right and/or power of reimbursement shall not be operative in case of Trustees who are held liable for loss caused to the Trust by any of their acts or omissions as provided under clause 32 of this scheme.

38) **FRAMING OF RULES :-**

The Trustees shall have power by their 3/4th majority from time to time to make such rules, Regulations and bye-laws as they may think fit and proper for the administration and carrying into effect of the provisions of this scheme and to provide for the better Management and administration of the Trust its properties and activities and also from time to time to alter, amend, rescind,



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modify any such rules, regulations and bye-laws and/or to repeal any of them and substitute others in their place provided always that no such rules regulations or bye-laws as framed or subsequently amended or modified shall in any manner be inconsistent with any of the provisions of this Scheme or the Maharashtra Public Trust Act 1950 or rules framed thereunder.

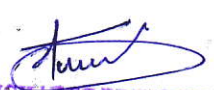
Provided further that the rules or amendments thereto framed by the Trustees under this clause shall not come into operation unless a copy of it is certified to be a true copy by at least two of the Trustees, has been filed with the Deputy Charity Commissioner, Greater Mumbai Region, Mumbai and a receipt thereof is obtained.

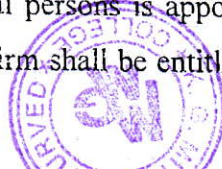
39) AMALGAMATION :-

The Trustees for the time being of these presents may amalgamate this Trust with any other Trust or Trust, Institution or organizations either in part or in full provided an unanimous Resolution to that effect is passed by the Trustees and necessary sanction or Approval in that regard is obtained from concerned authorities including the Charity Commissioner as the case may be.

40) MISCELLANEOUS :-

- a) If any of the Trustees are professionals whether Architect, RCC Consultants, Chartered Accountants, Advocates, Solicitors etc, they will be entitled to charge fees to the Trust and also will be entitled to recovery of the expenses incurred by them for rendering their professional services to the Trust and other Trustees shall not object to the same. Even if any of the professional persons is appointed as the managing Trustee he and his firm shall be entitled to charge


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proper fees and costs for his rendering professional services to the Trust.

- b) This scheme is governed under the provisions and application of Maharashtra Public Trust Act, 1950 (as amended from time to time) and the rules made thereunder. Any provisions contrary to the above Act and rules, then the provisions of the above Act and rules Will prevail to the provisions of this scheme.
- c) The Trustees wherever applicable to exercise their rights and duties under any of the provisions of this scheme are subject to the provisions of Maharashtra Public Trust Act, 1950 (as amended) and the rules made thereunder.

41) **AREA OF OPERATION :**

The area of operation of the Trust shall be all over India.

42) **JURISDICTION :**

The Jurisdiction of the Trust shall be Mumbai only.

43) **TO AMEND THE TRUST DEED / SCHEME OR ANY CLAUSE :**

The Board of Trustees will have power to omit, alter, amend or change any clause of the said Trust by a 2/3rd Majority decision of the Trustee's present at a meeting and subject to the permission of the Charity Commissioner.

for



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44) **IRREVOCABILITY :**

The Trust and the Trust Funds shall be and Irrevocable for all times.

45) **BENEFICIARIES OF THE TRUST :**

The Trust is established for the purpose of charitable, welfare, development and educational activities for the benefit of the General Public and not specific individuals irrespective of caste, creed, language, community, religion, race or any such restrictions in India.


46) **APPLICATION OF INCOME AND TRUST FUND :**

The Board of Trustees shall be empowered to invest the funds of the Trust in movable or immovable properties, in such manner as they deem fit for the purpose of the Objects of the Trust provided that such investments shall be in accordance with the provisions of Section 13(1) read with Section 11(5) of the Income Tax Act, 1961 as well as of any other law for the time being in force as are applicable to charitable trusts.

47) **DISSOLUTION OF THE TRUST :**

In the event of dissolution of the Trust, the entire Trust funds shall be realized and first be used for payment of liabilities of the Trust. The assets left if any, shall be disbursed to other Trust or Associations having similar objectives after obtaining previous approval of Commissioner of Income Tax and in no event it shall be distributed in any manner, to any of the Board of Trustees or their relatives or related concerns.




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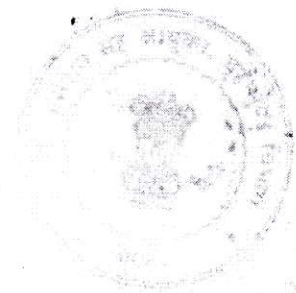
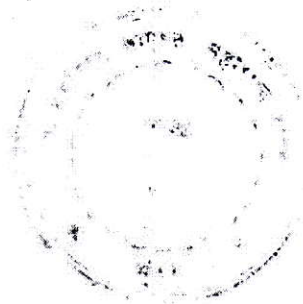
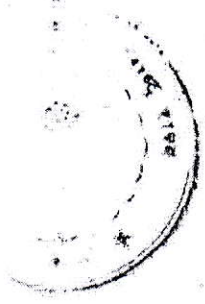
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48) REFERENCE TO CHARITY COMMISSIONER :-

In all cases in which the Trustees found in necessary advisable to seek advice on any order, direction or question or conduct for administration and management of the Trust and construction of the clauses of this scheme, and its interpretation thereof or any amendment of modification in this scheme, the Trustees shall have the right to refer the matter to the Dy, Charity Commissioner, or Charity Commissioner, Mumbai Region, Mumbai whose decision shall be final and conclusive.

Mumbai
Dated:- 27/05/2021

Suvarna Khandelwal-Joshi
27.05.2021
(Suvarna Khandelwal-Joshi)
I/c. Deputy Charity Commissioner,
Greater Mumbai Region, Mumbai



Certified to be a true copy

(17) *30/06/22*
Public Trust Registration Office
Greater Mumbai Region, Mumbai

30/7/24

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Ex.27

BEFORE THE I/c. DEPUTY CHARITY COMMISSIONER
GREATER MUMBAI REGION MUMBAI

SCHEME APPLICATION NO. DvCC/33/2021
(Under Section 50 A (3) of the Maharashtra Public Trusts Act, 1950)

In the matter of Public Trust
"Shri Ayurved Prachar Sanstha."
P.T.R. No.E-115 (Mumbai)

- 1) Shri Ashok Vishwanath Mittal,
Mittal Bhavan, 62-A, Peddar Road,
Mumbai 400 026.
- 2) Shri. Arun Maliram Mittal
Mittal Bhavan, 62-A, Peddar Road,
Mumbai 400 026.
- 3) Shri Suresh Brahmaddutt Mittal,
Mittal Tower, 16th Floor, B-Wing,
210, Nariman Point,
Mumbai 400 021.
- 4) Shri Badal Maliram Mittal,
Mittal Bhavan, 62-A, Peddar Road,
Mumbai 400 026.

..Applicants.

-: VERSUS :-

Nil


:Non-Applicant

Appearance:- Applicants in person.

-: JUDGMENT :-
(Delivered on 27th May, 2021)

- 1) The present application is filed by the above applicants under
Section 50A(3) of the Maharashtra Public Trusts Act, 1950 (hereinafter




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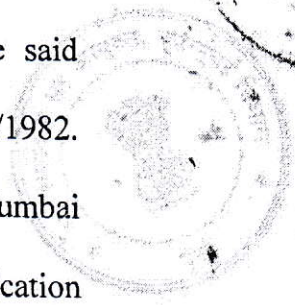
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referred to as the Act) coupled with Rule 26 of the Maharashtra Public Trusts Rules, 1951 for modification of scheme for smooth administration of the trust namely "Shri Ayurved Prachar Sanstha" bearing P.T.R. No.E-115(Mumbai).

2) By virtue of the present scheme, the reporting trustee prayed to delete the name of Shri Vishwanath Gauridutt Mittal due to health problem and Shri Rajendra Mittal due to death on 04.04.2021 and addition of the names of Rahul Rajendra Mittal and Kishor Vishwanath Mittal as per resolution passed in the trustees meeting dated 15.12.2020 at (Exh.04).

3) The applicants stated that, they are the present trustees of the trust which is registered under the provisions of the Maharashtra Public Trust Act, 1950. They further stated that the said trust is governed by a Scheme framed on 16.02.1976 in Application No.01/1976. The said scheme is modified again on 26.01.1984 in Application No.03/1982. Thereafter, the then Assistant Charity Commissioner, Greater Mumbai Region, Mumbai modified the earlier Scheme vide Application No.ACC(Hosp)/2 of 2011, under section 50(A)(3) of the Maharashtra Public Trusts Act, 1950, order dated 24.03.2011. The applicants further stated that some more objects wants to be added for betterment of function of the Trust and give more benefits for the public by education to



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students and treatment to the patients. To invent or discover new specialized treatment and prepare patent or specialized Medicines for treatment of Pandemic disease e.g. Corona etc and such other diseases which may come in existence from time to time after carrying out research trials. The applicants further stated that the trust is not able to meet its objects and receive donation and other facilities due to present restrictive object and its utility. Hence in order to utilize the trust funds in a proper and better manner for the public at large and specially establish, start and maintain the Allopathic System of Medicine with essential instruments and equipment, Surgery including Operation Theatre, HDU, ICU with Private Wards, Rooms to provide better facility of treatment to the patients and also conduct Refresher Courses for the Medical Practitioners, Para Medical Practitioners etc.. to publish literatures, journals etc. to impart education to the general public related to Health and Hygiene.

4) It is further stated by the applicants that the trustees in their meeting held on 15.12.2020 had authorized Shri Arun Maliram Mittal Trustee/Secretary to draft a Scheme for the better administration and management of the Trust. Thereafter, in the meeting of the trustees held on 02.01.2021 as set out in more detail hereinafter, all the trustees have unanimously approved and thereafter resolved to frame the Scheme with

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change of the name of the trust as "Mittal Foundation Trust" and got is approved in the meeting.

5) It is further stated by the applicants that the trust carrying activities which are expanding from year to year. Now, the trustees by way of present application wanted to change the Trust Name from "Shri Ayurved Prachar Sanstha" to "Mittal Foundation Trust" and modify following clauses:-

- 1) Clause No.7- Object of the trust of the Scheme to effectively cove and monitor the overall functioning of the Trust.
- 2) Clause No.44- Irrevocability
- 3) Clause No.45 – Beneficiaries of the Trust.
- 4) Clause No.46 - Application of Income and Trust Fund
- 5) Clause No.47 - Dissolution of the Trust and details as per the scheme.

6) Proposed modification neither going to harm or causing any prejudice to any trustee or the Trust matters. So also, it is not going to shake the basic structure of the Trust's Rules and Regulations. Aforesaid modification in name of the trust and clause Nos. 7, 44 to 47 are approved in the meeting of trustees dated 15.12.2020 and finally accepted by the trustees in their meeting held on 02.01.2021 and resolution has been



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unanimously passed in this meeting. Minutes to that effect is at (Exhs.4 & 8).

7) Applicants are the present trustees of the trust bearing P.T.R. No. E-115(Mumbai) and in that capacity submitted an application at Ex.1. The applicants therefore requested that it is absolutely necessary to have a scheme modified in the aforesaid clause for better and efficient administration of this trust.

8) Along with this application, the applicants have filed various documents i.e. notice of both the meetings (Exh.2 & 6), acknowledgment of the notice (Exhs. 3 & 7),attendance list (Exh. 5), minutes of the Board of trustees meeting held on 15.12.2020 & 02.01.2021(Exh.4 & 8), particulars of the trustee(Exh.9), Resignation letter of Vishwanath Gauridutt Mittal (Exh.11), application for appointment (Exh.12 &15), appointment letter of incoming trustees (Exh.13 & 16), consent letter of incoming trustees (Exh.14 & 17), Joint consent seeking approval of Draft Scheme (Exh.18), copy old scheme approved by Assistant Charity Commissioner, Greater Mumbai Region, Mumbai, alongwith order dated 24.03.2011 (Exh.19), Drat Scheme Annexed "A", consent letter for scheme (Exh.20), 3 years audit reports (Exhs.21 to 23), death certificate of Rajendra Govindram Mittal (Exh.24), Affidavit of Ashok Vishwanath Mittal (Exh.25) and affidavit of Secretary Arun Maliram Mittal (Exh.26).



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9) On careful scrutiny of the record and proceedings of this trust and affidavit of the applicant No.2, it becomes crystal clear that, the activities which are expanding from year to year. Many of the old practices have become obsolete and they need for change has risen as per present law. Therefore, the modification scheme application is submitted. The only prayer of the applicants is regarding modification in the name of the trust and clause Nos. 7 & 44 to 47 of the scheme. And deletion of the names of two trustees due to death and resignation and addition of two trustees to fill up the vacancy caused. As already discussed the said prayers is neither going to cause any prejudice nor going to harm the basic structure of the Trust. As such, the scheme to that effect is desirable to be modified so as to enable the trustees of the trust to work with the new challenges occurred by the passage of the time.

10) Once it is settled that a scheme shall be modified and settled for the better and efficient administration and management of the trust, then next question arises as to what should be the scheme. The applicants have proceeded a draft scheme at Annexure 'A' suggesting modification in clauses scheme particularly in respect of Qualification of Trustees, Notice of meeting, Quorum, Resolution by Majority, Circular Resolution, Repairs, Trust Accounts, Bank Accounts of the trust. In the aforesaid paras, the necessity to modification in the referred clauses is already



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discussed and as such there is no hurdle to accept the modification in said clauses. Looking to the averments in the application, I allow modification in the name of the trust and clause Nos. 7 & 44 to 47 of the scheme.

:- ORDER :-

1. The application is allowed in respect of modification in the name of the trust and modification in object clause No.7 & 44 to 47.
2. The scheme for proper management and administration of the trust namely "Mittal Foundation Trust", bearing P.T.R. E-115(Mumbai) is hereby modified and marked at Annexure 'A' with this order which shall form part of this judgment.
3. The affairs of the trust shall be governed in accordance with the provisions of the scheme Annexure 'A' henceforth.
4. Existing trustees are directed to submit separate change reports for deletion of names of trustees namely Shri Vishwanath Gauridutt Mittal and Rajendra Mittal and addition if vacancy is filled, within a month.

Mumbai

Dated:- 27.05.2021

S. Khandelwal
27.05.2021

(Suvarna Khandelwal-Joshi)

I/c. Deputy Charity Commissioner-I

Greater Mumbai Region, Mumbai.



Certified to be a true copy

Dr. 30/05/21

Superintendent (Charity Dept)
Public Trust Registration Office
Greater Mumbai Region, Mumbai

[Signature]
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Dr. 30/05/21