Application No:- 552/25

Applicant Name:- आर. पी. डी. देशमुख

Amended Scheme Settled for the Better Management and Administration of the Rotary Seva Trust, Osmanabad P. T. R. No. E-203 (Osmanabad) as per order passed by Assistant Charity Commissioner, Dharashiv in Scheme Application No. 220/2023 on Dated. 11.03.2025.

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AMENDED SCHEME / ANNEXURE –A

1. NAME OF THE TRUST :-

The said trust is recognized in the name and style as the "Rotary Seva Trust, Osmanabad Tq. & Dist Osmanabad and the said Trust is registered under the provisions of Maharashra Public Trust Act -1950 at Public Trust Registration Office at Osmanabad having its P.T.R.No.E-203.

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Copy Applied on 1/4/25
Copy Ready on
Money Received on 2/5/25
Copy Delivered on

2. ADDRESS OF THE TRUST :-

The registered office of the trust shall be hence forth located at Sr. No. 170/3, J.F. Ajmera Rotary Netra Rugnalaya, behind Nagar Parishad water filtration Plant, M.I.D.C. Road, Osmanabad- 413501. Tq. & Dist. Osmanabad.

3. PROPERTIES & INCOME OF THE TRUST :-

The properties belongs to the Trust which is entered in

Superintendent
Public Trust Registration Office
Dharashiv Region, Dharashiv.

the P.T.R. of the said trust will be treated as the property of said Trust. Moreover the donations, membership fees and grants from the various institutions are deemed as the properties of the said trust.

4. **OWNERSHIP OF THE TRUST PROPERTIES** :-

The properties mentioned in column No. 3 are the properties of the trust and entire ownership belongs to the Rotary Seva Trust, Osmanabad. Moreover the management and administration of the said property shouldered on the board of trustees and office bearers of the said trust, as per the provisions of Rules and Regulations of the Rotary Seva Trust, Osmanabad.

A) As the trust belongs to the Rotary club of Osmanabad, which is member of the Rotary International, it's area of operation shall be in all countries where Rotary International has clubs.

The trust will also be allowed to establish its registered address in various countries, as per rules prevailing in respective country, to enable

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its reach to larger community and also raise international funding on it's own under FCRA approvals.

5. AIMS AND OBJECTS OF THE TRUST :

The Trustees shall apply the trust property or any portion thereof (whether it consists of the income of the trust property or its corpus) to any one or more the following objects namely.

a) To grant relief on the occasion of the natural calamities like earthquake, famines or alike and general distress and to give donations or assistance to other institution or institutions doing similar relief work or works.

b) To establish, support, maintain or grant aids to schools, colleges for public benefits imparting activities of education libraries, reading rooms, museums or other institutions established for public interests or promotion of culture, spread of the Arts, Science, and other branches of knowledge or the collection of work of art, natural history for the encouragement of economic and scientific inventions and designs for public benefits.

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c) To establish, support, maintain or grant aid to Hospitals, Medical Colleges, nursing homes, Babies homes, Anath Ashram and such other institutions or societies for public benefit as the trustee may think fit or proper for the purpose of relief or aid to poor needy and deserving persons.

d) To establish, maintain, grant scholarship, prizes, stipends and grant aids to poor and deserving students.

e) To establish, support, maintain and aid Boarding Houses and Hostels and other institutions for boarding and lodging of needy deserving students.

f) To establish, support, maintain and aid alms houses, other public charitable institutions and also to open and maintain rest houses, parks and recreation grounds for public benefit and to supply water and electricity either free or at concessional rates for public benefit.

g) To establish, maintain and support Homes for poor or needy widows, destitute, orphans, aged and sick persons or otherwise to support them and to all acts deeds and things for their relief and uplifts.

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h) To establish, maintain, promote or assist institutions having public charitable objects or to grant donations for public charitable purposes as the trustees may think fit in their absolute discretion.

i) Such other public charitable purpose the trustees may think fit from time to time.

j) To create maintain supply of or support gardens gymnasiums, physical and cultural centers and other means of public creation for advancement of health and hygiene.

k) Undertaking projects for dissemination of appropriate technologies for rural development, village improvement in all possible manner.

l) Undertaking welfare activities for physically handicapped and mentally retarded persons and also welfare and rehabilitation activities for addicts.

m) Undertaking welfare activities, tree plantation afforestation and conservation of natural resources.

n) Undertaking and arranging welfare activities for family planning, educate and motivated people for family welfare.

o) Any other object of charitable nature preferably

within the principles and programs of Rotary International.

p) To undertake, promote and manage program and projects for aforesaid purposes.

q) To provide the spread of latest technology in the field of Agriculture.

r) That the beneficiaries of the trust activities shall be a section of the public and or individuals identified in need.

6. MEMBERS OF THE TRUST :

Person who is member of Rotary Club of Osmanabad and who have faith in the working of Rotary Club Osmanabad and also the Rotary Seva Trust, Osmanabad and also having faith in the Rules and Regulations of the trust, and who on election as trustee, Donates yearly Rs. 1100/- and more will be treated as a Member of the Trust with the prior approval of the Board of Trustees of said Trust and General body of Rotary Club Osmanabad.

The general body of rotary club of Osmanabad comprising all active members shall be treated as general body of the trust, for the sake of appointment

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of trustees of this trust.

7. CESSATION FOR THE MEMBERSHIP AND TRUSTEESHIP:

The Members and the Trustees to these presents for the trustees

appointed as herein above shall cease to be the member and

trustee, if he/she -

a) Leaves Rotary Club or membership is terminated by Rotary Club, Osmanabad.

b) Dies.

c) Desires to be discharged.

d) Refuses to act as a trustee.

e) Becomes incapable or incompetent to act as a trustee.

f) Is absent from India for a period of four months or more without obtaining leave from the board.

g) Is adjudicated insolvent.

h) Is convicted of any criminal offence involving moral turpitude.

i) Become otherwise unfit to hold the office of the trustees by operation of any law or act.

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j) Is otherwise removed by the Board of trustee by a decision of majority if in the opinion of the Board of trustee the continuation of such of trustee is not conducive for any reason, what so ever for, the object of the trust.

K) Such vacancies arising in the trustees, shall be filled in by 2/3 rd majority of the remaining trustees, for the remaining period of five years, as per the criteria laid down for trustee ship at para 6 in the constitution.

L) If any of the ex officio members is nominated amongst the five members for five years term, then for that particular replacement, additional trustee shall be nominated by the General body of Rotary Club Osmanabad for that particular year.

M) The nominated body of trustees shall be at liberty to invite two or three past trustee members or subject expert members from Rotary club of Osmanabad, as *invitees to the regular meetings* of the trust. Such members shall however have no voting rights in any matter that needs decision

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making by the trust.

8. TENURE OF BOARD OF TRUSTEES & THEIR STRENGTH :

The board of trustees shall consist of total nine members. The following four office bearers will become trustees in their ex officio capacity in Rotary club of Osmanabad.

1) Immediate Past President.

2) President of the Current Year.

3) Secretary of the Current Year.

4) President Elect for the Club for the next year.

The remaining five (5) trustees shall be appointed by the General Body of the Rotary Club Osmanabad from among the members of club satisfying following criteria

a) The person offering himself for trusteeship should have completed active membership of **minimum twelve years unbroken duration,** in the rotary club of Osmanabad, prior to holding the trusteeship and must have attained the Paul Harris Fellow honor by donating $1000 to the rotary Foundation.

b) Person-offering himself for trusteeship shall have

no arrears of any dues payable to Rotary Club, Osmanabad For the purpose of deciding arrears in fees, the fees due on 1 July of the year will become overdue or in arrears after 90 days i.e. after 30th sep. of the same year. Similarly for fees due in January of the year, it shall become overdue or in arrears if not paid on or before 31st March of the same year.

c) The person offering himself for trusteeship should have served on the board of directors of the Rotary club of Osmanabad at least for a period of three rotary years, and should also have served as either president or secretary of the club for one year, for being eligible for nomination as trustee in the trust.

d) All nine trustees shall pay donation of Rs.1100/- per annum.

e) The Club members, who have earlier served as trustee for the term of five years, shall be eligible for re-nomination, if the general body of the club approves their names.

f) For the procedure of the election /nomination of five trustees for five years following procedure is prescribed.

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01. The president of the trust shall appoint a senior Rotarian member of the club as Election officer, with the approval of general body in regular meeting of the club.

02. The election officer shall conduct the election/ nomination procedure step by step.

03. He will prepare a list of all eligible members from the club, who satisfy the criteria of nomination for trustee, after reading and evaluating all qualification norms laid down in this trust deed.

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04. He will circulate the list of all eligible members, to all club members asking them to nominate any five members from the list whom they propose to trustee ship, within 15 days of notification to be issued.

05. After collecting the recommendations of all members, he will finalize the top five members nominated as per the votes given and satisfy himself that they are satisfying the eligibility criteria laid down in the trust deed.

06. He will then request President of the club to convene club general body meeting on a given date with due notice to all members either in writing or on mobile

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messages. The meeting may be a zoom meeting or normal meeting. The names of the five nominated members will be declared and their consent will be obtained for working as trustee. If any nominated trustee refuses to accept trustee ship, then next member with highest votes after five members will be offered this post. The same procedure will be followed until five trustees are nominated.

07. The President of the club on approval of the five trustee members ,shall record minutes of the meeting and convey through President to the trustees at present.

08. The trustees at present, shall conduct a meeting, shall approve the nominated members as trustee and shall start proceedings to hand over the charge to new trustees.

09. The change report of all nine trustee names including four ex officio members and nine nominated/ elected members shall be submitted to the Assistant Charity commissioner office for approval of the same.

9. FORMATION OF BOARD OF TRUSTEES:

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The 4 (four) Ex-Official members of the trust and (5) five elected trust member from the club shall together elect their office bearers in the first meeting to be held before 15th July for the declaration of office bearers for duration of five years.

Office bearer to be elected shall be the secretary of the trust and Executive trustee cum treasurer of the trust. They will be elected from among the five nominated trustees for five years duration. The president of the club for current year will be the president of the trust for current year. This will be ex officio post for the trust.

The Term of five (5) elected trustees from the club shall be for a period of five years from their appointments, the appointment shall cease at the end of 30 June of fifth Rotary Year. They will be eligible for reelection if the General Body of Rotary club of Osmanabad reelects them for further tenure.

The term of Ex- Officio trustee shall be for a period of 1 year from 1st July to 30 June of the subsequent year. Ex-Officio trustees for the next year shall be elected before end of May of the earlier

Rotary Year.

10. FULFILLMENT OF VACANCIES ARISES:

If any vacancies arise in board of trustees the vacancies will be fulfilled as per the provisions of the proposed scheme at point No. 7(K) above.

11. POWERS AND RESPONSIBILITY OF THE BOARD OF TRUSTEES:

The Board shall have full powers and authorities to do all acts, matters, things and deeds, which may be necessary (or expedient) for the purpose of the trust.

The trustee board shall have the authority to delegate any powers and authorities to the **secretary and Executive Trustee cum Treasurer, jointly,** as the trustees may deem fit, without in any manner deviating from the generality of their powers under the provisions of these presents or otherwise the following powers and authorities are hereby expressly conferred on them, that is to say,

a) To acquire, receive, accept, exchange in the name of the trust, by way of gift, purchase, exchange, lease or hire or otherwise any buildings, lands, land with

building, easements, rights of common privileges for the general benefit of the trust and in particular for the advancement of objects of the trust.

b) To acquire, receive, accept any gifts, donations, contributions, subscriptions of Movable property (including money) from the settlor or any other person or persons, firm or company for the furtherance of the objects of the Trust or for any one or more of them upon such terms and conditions as they may in their absolute discretion think fit but not inconsistent with the objects of the Trust.

c) To build, construct, develop, improve, maintain, alter modify, houses and /or other buildings including any existing and /or future buildings of the trust and provide, install, improve, equip them, with light, water, drainage, furniture, fittings, instruments, appliances and all other things as are necessary for proper and beneficial enjoyment of the building for the purpose/s of the trust.

d) To construct, develop, layout, improve, manage, maintain gardens and parks in the existing properties of the trust and /or future properties that

may be acquired, received, accepted by the trust.

e) To carry out supervise, or contract for, necessary repairs, alternations to any of the properties of the trust.

f) To sell, exchange, lease, surrender, mortgage, dispose, accept, manage or deal with all or any part of moveable and immoveable property and rights of the trust including shares and securities and such other investments as to keep the funds of the trust invested and /or employed with the object of earning interest, dividend or profit by appreciations of the prices for the general benefit of the Trust and in particular for the advancement of the objects of the trust.

However, the power of disposal of any immoveable assets of the trust will be deemed to have delegated to the trustees subject to approval of such proposal by majority of General body of Rotary club, Osmanabad.

g) To alter, improve, modify or undertake repairs of any of the properties of the trust.

h) To pay all rent, rates and taxes and charges for the properties of the Trust.

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i) To fix, collect, receive, increase or decrease the rents and charges of any of the properties belonging to the trust and or its institutions.

j) To obtain, collect and receive any gifts, donations contributions, affiliations fees, subscriptions, legacies, grants or any other moveable property or immoveable property either with or without conditions. Any conditions may provide for the name of any person associated permanently with the Trust, but not so as to change the name of the trust as a whole.

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k) To borrow or raise any funds required for the purpose of the Trust in such manner and subject to such terms and conditions and securities as may be determined by the board, including mortgage or charge on any of the properties of the Trust if necessary.

1) To accept from central and /or State Government, Semi-Government authorities, world bodies and other organizations grants or other aid or assistance in any manner for the establishment and conduct of the trust and its objects or any of them on

such terms and conditions as may be determined.

m) To appoint, select, nominate, such number of employees and on such posts, terms and conditions as the board may think fit and proper to fill vacancies, direct transfers, give increments, grant honorarium, leave, extension of service, reduce salaries and to award punishments or to dispense with the services of any employee under the trust and to such other general work in connection with the staff of the Trust as may be necessary.

n) To make and from time to time repeal or alter bylaws as pertaining to the management of its institutions of the trust and affairs thereof and of management of its institutions and as to the duties of any officers, employees or servants, of the trust and as to the conduct of the business of any subcommittee appointed by the board or as to any matters or things within the powers or the control of the Board provided that, the same shall not be inconsistent with these presents as well as with the provisions of Maharashtra Public Trusts Act, 1950 or any other law for the time being in force.

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o) To engage the services of lawyers, bankers, architect, brokers, chartered accountants or any other experts, technical or otherwise on such terms and conditions as the trustees may think fit and proper.

p) To print, publish and exhibit and or subsidies and /or support book, pamphlets, posters diagrams and or other matters that maybe considered desirable for the general benefit of the trust and in particular for the advancement of the object of the trust and also for promotion of social activities of Rotary International and to use its logo.

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q) In view of the responsibility of management of the trust and trust run business/ charitable activities bestowed upon the Executive trustee cum Treasurer and Secretary of the trust, these trustees shall be eligible to claim management consultancy charges at the rate to be fixed by the trustee board from time to time, based on the gross accruals of income/ donations etc of the trust every year. The decision of the trustee board shall be final in this regard and shall be applicable for the term of five years. The

payments shall be subject to prevailing rules of income tax, related deductions etc.

12. RIGHT OF PROPERTY :

The enjoyment of right and ownership of the trust property is under the control of Board of trustees of said Trust.

13. MEETINGS :

a) The trustees shall hold at least one meeting every two 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 and special meetings will be held at such time and place as the President may determine and shall be called by the President.

b) **Notice of meetings:**

Notice of any trust meeting shall be delivered or sent by post to each member of the Board at this last known address at least 3 days before the meeting. The notice of the meeting shall also be deemed to have been served if given through electronic media like email, message or on Whats-App on a special group of trustees created for this

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purpose.

c) **Quorum :** There shall be a quorum of at least 4 (four) trustees present at any meeting of the trustees if there is no quorum within half an hour after the time appointed for the meeting, the meeting shall stand adjourned for half and hour and shall be conducted at the same date after half an hour and in such case no quorum shall be required.

d) **Trustees have one vote :** No trustees shall have more than one Vote at any of the meetings of the Board. However a trustee may or may not vote on any matter.

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e) **Decision at the meeting:** All the decisions at the meeting of the Board shall be taken by majority.

f) President will conduct all meetings. In the absence of President, members present at the meeting shall elect president from amongst them for that meeting only.

Casting Vote : The person who chairs the meeting shall be entitled for one casting vote in case of the tie.

g) The secretary shall keep or cause to be kept proper minutes of the proceeding of all the meeting of the

Board, the resolutions passed at all the meetings of the trust as also to those passed by a subcommittees appointed if any by the board.

h) **Circular Resolution:** A resolution shall be valid and effectual as if it had been passed at a meeting of the board duly called and convened if a draft thereof in writing is circulated to all the members of the board and has been. approved and evidenced under the signature of all the members of the Board. Such resolution however, shall be ratified by the Board within one month in its immediately following meeting,

i) **Powers and Duties of Office bearers**

1) ***President :*** The President shall preside and conduct and regulate all meetings of the board. His rulings on any point, order and decision as to the results of voting shall be conclusive and final. The president shall have the authority to interpret the rules for the purpose of conducting and regulating the meeting and deciding the question of meeting.

2) ***Secretary :*** To issue the notices of General Body meeting as well as the meeting of Board of Trustee to

the members and to maintain the proper record and minutes of the meetings, accept donations and to give receipts of its.

3) ***Executive Trustee cum Treasurer:*** The executive trustee cum treasurer shall maintain the proper accounts of the trust and the executive trustee cum treasurer is responsible for the accounts of the trust. The executive trustee cum treasurer have power to accept donations. To administrate regular business affairs of the trust and its projects.

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15. THE BANK ACCOUNT :

The Board may open Bank account or accounts for the purpose of keeping and / or investing funds of the trust, in any Nationalized or scheduled banks such accounts or accounts shall be opened strictly in the name of the trust. The account should be operated by joint signature of executive trustee cum treasurer and chairman or secretary of the trust, the signature of the executive trustee cum treasurer is compulsory.

A) The Income / Grants / Fees / Subscription earned by trust shall be used for public benefits and

public utility. If the same is not used for the aforementioned objects the same shall be invested in Bank Accounts.

16. ACCOUNTS AND AUDITS :

The Board shall keep or caused to be kept proper books of the account in which all receipts and expenditures relation to the Trust shall be entered and such shall be kept at the office of the trust as per prescribed proforma by Government, soon after the end of accounting year. The board shall cause to be made and prepared all proper accounts of income and expenditure in connection with the management of the trust for the expenditure and such accounts shall be audited by qualified auditor/ auditors to be appointed from time to time by the Board and they shall be paid the remuneration from the Trust Fund.

17. INVESTMENT :

The Board shall be entitled to and is hereby expressly authorized to invest trust funds subject to the provisions of the Bombay Public Trust, Act 1950 and Income Tax Act 1961 and these presents in any securities or investments shall be made strictly in the

name of the trust and shall be held by any two or more trustees as may be decided by the Board.

18. POWER TO PURCHASE AND SALE THE PROPERTIES:

The Board of Trustees have the Power to purchase the moveable and immoveable properties in the name of the Rotary Seva Trust, Osmanabad from funds of the said Trust. Moreover the Trustees have power to sale the properties of the trust as per the provisions of B.P.T. Act 1950 prior approval of the Hon'ble Joint Charity Commissioner, Latur.

19. ACCOUNTING YEAR :

The accounting year begins from April 1st to March 31st.

20. LANGUAGE :

The business of the trust may be English, Marathi, or Hindi.

21. AMENDMENTS :

The trustees shall be entitled to propose and to modify any other clauses of this scheme as and when required. However, the modification so made shall be

with prior approval of General Body of Rotary Seva Trust Osmanabad. Such amendments shall forward and get approved from the Assistant Charity Commissioner, Osmanabad, Region Osmanabad.

22. The trust hereby formed shall be irrevocable.

23. In the event of trustees coming to the conclusion of winding of the trust, the property, fixed assets & Bank account balances will be the property of General body of Rotary Club of Osmanabad. Any decision about disposal of assets by general body of Rotary *(Seva) Club *(Trust) of Osmanabad shall be final & binding upon all members. * मा.स.ध.आ. यांचे कि.अ.क्र. 185/25 मधील दि.28/04/25 रोजीच्या आदेशान्वये दुरुस्ती केली. 28.04.2025 A.C.

24. If any dispute arises about the Interpretation or construction of any of the clause or provisions of this Scheme, the matter will be referred to the Charity Commissioner, Maharashtra State, Mumbai whose decision shall be final and conclusive.

CERTIFIED TO BE TRUE COPY

Date :-11/03/2025.
Place:-Dharashiv

11-03-2025

04/5/25
Superintendent
Public Trust Registration Office
Dharashiv Region, Dharashiv.

[Smt. Rupalee R. Kore]
Assistant Charity Commissioner
Dharashiv Region, Dharashiv.

ASSISTANT CHARITY COMMISSIONER * DHARASHIV REGION, DHARASHIV *

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