



GOVT OF ASSAM
ADDL DEPUTY COMMISSIONER
DARRANG MANGALDAI

**GOVT OF ASSAM
OFFICE OF THE DEPUTY COMMISSIONER
DARRANG : MANGALDAI**

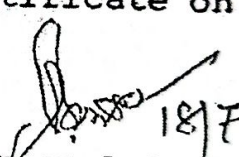
From: -Dr. D. Barman, M.A., LL.B., Ph.D.
Assam Civil Service.

TO WHOM IT MAY CONCERN

Certified that the TRUST DEED of DOWN TOWN CHARITY TRUST, Guwahati, Assam (Photostat copy enclosed) was registered in the office of the Sub-Registrar, Guwahati, Assam, Vide Regd. Deed No. 6756, dated 29-12-97.

This is also certified that there is no Govt. Schedule Form for issuing certificate on such matter by the concerned authority.

Date-18-7-1999.


(Dr. D. Barman, A.C.S.)

Addl. Deputy Commissioner,
Darrang, Mangaldoi; Assam.
Camp:-Guwahati.

Dr. D. Barman ACS
ADC Mangaldoi





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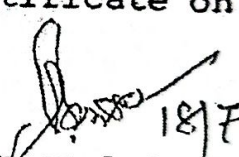
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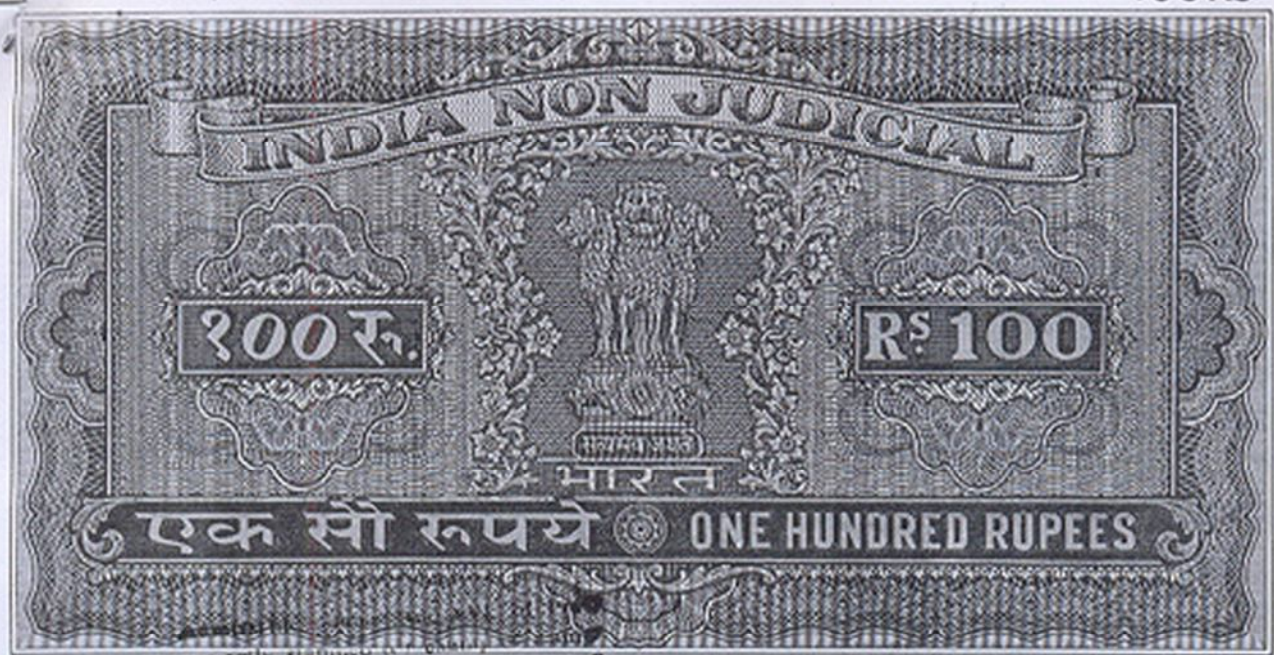
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(Dr. D. Barman, A.C.S.)

Addl. Deputy Commissioner,
Darrang, Mangaldoi; Assam.
Camp:-Guwahati.

Dr. D. Barman ACS
ADC Mangaldoi





correctly stamped under the Indian stamp Act 1899 (Act 17 of 1899) (Assam Amendment) Act. 1984. No. 64

Free paid
A 85000.00
M(a) 50.00
CH 30.00
R 5.00
85,085.00

Sub-Registrar, Guwahati 29/12/97

DEED OF TRUST

THIS DEED OF TRUST executed on the 29th day of December One Thousand Nine Hundred and Ninety Seven

By DOWN TOWN HOSPITAL LTD.; having its registered office at Guha Lodge, Panbazar, Guwahati - 781 001, represented by its Chairman & Managing Director Dr. Narendra Nath Dutta (hereinafter referred to as the 'SETTLOR' which expression shall, whenever the context so requires or admits, mean and include its heirs, executors, administrators and assigns) of the One Part:

A N D

1. Dr. Narendra Nath Dutta, son of Late Sabhanath Dutta, residing at present at Guwahati in the district of Kamrup in Assam.
2. Smt. Bandana Dutta, wife of Sri Narendra Nath Dutta, residing at present at Guwahati in the district of Kamrup in Assam.

64
A 85000.00
M(a) 50.00
CH 30.00
R 5.00
85,085.00

Dr Narendra Nath Dutta

3. Sri Ghanashyam Dutta Mazumdar, son of Late Amrit Chandra Mazumdar residing at present at Guwahati in the district of Kamrup in Assam.
4. Sri Friday Lyngdoh, son of Late B. Gympad residing at present at Shillong in the state of Meghalaya.
5. Sri Biswa Dutta, son of Sri Rajat Chandra Dutta, residing at present at Guwahati in the district of Kamrup in Assam.
6. Dr. Bolin Kumar Gogoi, son of Sri Shiva Nath Gogoi, residing at present at Guwahati in the district of Kamrup in Assam.
7. Dr. Sarat Chandra Dutta, son of Late Dhaneswar Dutta, residing at present at Guwahati in the district of Kamrup in Assam.
8. Dr. (Mrs.) Alaka Goswami, wife of Sri Anil Kumar Goswami, residing at present at Guwahati in the district of Kamrup in Assam.
9. Dr. Atiqul Hussain, son of Dr. Mohammed Gulam Hussain, residing at present at Guwahati in the district of Kamrup in Assam.
10. Dr. Kanak Chandra Baruah, son of Late Gopal Chandra Baruah, residing at present at Guwahati in the district of Kamrup in Assam.
11. Dr. Umesh Chandra Sarma, son of Late Dr. Gopal Sarma, residing at present at Guwahati in the district of Kamrup in Assam.

(hereinafter referred to as the 'TRUSTEES' which expression shall, whenever the context so requires or admits, mean and include their respective successors in office) of the
Other Part:

WHEREAS the SETTLOR in implementation and furtherance of its desire of creating a Trust with such sums of money or properties which may be given by it or others from time to time, an endowment, to be held by the Trustees for the purposes of the trust and upon the terms and conditions hereinafter mentioned.

Dr Nasirud Din Durrani

I. CREATION OF TRUST:

The SETTLOR above named hereby create a Trust by the name of "DOWN TOWN CHARITY TRUST". It shall be a public charitable Trust. Its Headquarters shall be at Guwahati.

II. OBJECTS OF TRUST:

The Object of the trust shall be the following among others :

- a) of founding and maintaining hospitals, medical investigation and research establishments of institutions, in India for affording facilities of medical relief to the poor, the sick and the suffering;
- b) of establishing institutions and colleges for imparting education in medicine and other allied subjects.
- c) of dissemination of useful knowledge in medicine and with this object in view to assist deserving persons with opportunities for furthering their studies either in India or abroad by awarding Scholarships, Fellowships or other financial assistance.

- d) of creating facilities of working in co-ordination, collaboration and co-operation with the institutions or colleges, funds, bodies or authorities constituted or founded for purposes similar to this Trust.
- e) of expanding of the activities of the Trust in providing further avenues in matters of advanced studies and research in medicine and other allied subjects.
- f) of publication of literature on all aspects of health, medicine and other allied subjects on no profit basis.

It is hereby made clear that the benefits of this Trust shall ensure to all sections of the public in India without any distinction of religion, caste, creed, sex or other such consideration.

III. BENEFICIARIES:

The Beneficiaries of this Trust are the public at large of India.

IV. TRUSTEES:

The Trustees of the Trust shall be 11 (Eleven) in number. The present Trustees are :

1. Dr. Narendra Nath Dutta,
2. Smt. Bandana Dutta,
3. Sri Ghanashyam Dutta Mazumdar,
4. Sri Friday Lyngdoh,
5. Sri Biswa Dutta,
6. Dr. Bolin Kumar Gogoi,
7. Dr. Sarat Chandra Dutta
8. Dr. (Mrs) Alaka Goswami,

Dr. Narendra Nath Dutta

9. Dr. Atiqul Hussain,
10. Dr. Kanak Chandra Baruah,
11. Dr. Umesh Chandra Sarma,

The Trustees collectively shall be deemed to constitute the Board of Trustees.

V. TERMS OF OFFICE OF TRUSTEES:

Dr. Narendra Nath Dutta, the Chairman & Managing Director of Down Town Hospital Ltd., shall hold the office of Trustee for life or until he resigns. He shall also be the permanent Chairman & Managing Trustee of the Trust as long as he continues to be a Trustee. All the other Trustees shall hold office for a period of two years from the date of becoming trustees. Retiring Trustees shall be eligible for re-appointment. Out of the aforesaid 11 (Eleven) Trustees, 6 (Six) Trustees shall be nominees of Down Town Hospital Ltd., Guwahati, the settlor, duly authorised by its Board of Directors. The Chairman & Managing Director of Down Town Hospital Ltd. shall be a trustee for life unless he or she resigns and shall also be the permanent Chairman & Managing Trustee of the Trust unless the Board of Directors of ^{the} Settlor Company unanimously decides otherwise.

VI. VACANCIES:

Vacancies occurring in the office of the Trustees shall be filled by the remaining Trustees. Subject to Clause V above, the trustees appointed in the vacancies shall hold office for a period of TWO YEARS or such shorter term as may be fixed while appointing them as trustees.

VII. VACANCY NOT TO INVALIDATE:

No vacancy in the Board of Trustees shall invalidate any act or decision of the other Trustees constituting the Board of Trustees.

Dr Narendra Nath Dutta

VIII. ALTERNATE TRUSTEES:

It shall be lawful for any of the Trustees who may be absent from India for more than three months, to appoint any other person of his choice as alternate Trustee, to function as such Trustee during his absence or for such term as the absent Trustee determines.

IX. PROPERTIES AND FUNDS OF THE TRUST:

The properties and funds of the Trust shall be and consists of :

- a) a sum of Rs. 10,00,000/- (Rupees Ten lakhs only) endowed by the SETTLER;
- b) the income of the various institutions and establishments derivable in pursuance of and under the Trust;
- c) contribution from the public for the general purposes of the Trust;
- d) contributions, grants, aids and the like recurring and non-recurring from Governments, States and Union, International, Medical and Educational Foundations in India and abroad, and other charitable foundations and institutions made to the Trust from time to time;
- e) contributions by and grants from local bodies and authorities;
- f) Such other income, resources, receipts and whatsoever received for the furtherance and advancement of the objects and purposes of the Trust; AND
- g) accretions to and income from the Trust properties, movable and immovable.

All powers of administration control and authority in respect of the Trust properties and funds shall be vest in the Board of Trustees for the benefit of and achievement of the objects and purposes of the Trust.

The Trustees shall not apply, divert or transfer any of the properties, assets, funds etc. of the trust for any purpose or objects other than those setout in this DEED.

X. POWERS OF THE BOARD OF TRUSTEES:

Without prejudice to all such powers, rights, liberties and authorities, express or implied, necessary for, incidental to or consistent with the powers of implementation and effec-tuation of the purpose of this Trust, the trustees shall have power:

- a) to acquire, hold and invest all or part of the assets of the Trust and to decide all matters arising therefrom;
- b) to decide all matters relating to the scope, objects and purposes of the Trust;
- c) to decide all matters touching relations and co-operation with other institutions, Government bodies Universities, local authorities, as also to decide question of affiliation of institutions created under the Trust to Universities and other Corporate bodies;
- d) to sell, mortgage, raise monies on the security of or otherwise encumber any of the properties, whether movable or immov able of the trust;

contd...8

Dr Narendra Nath Bhatt

- e) to open and operate on accounts with Bank or banks whether at credit or debit;
- f) to determine, sanction and allot recurring and non-recurring expenditure of the institutions created under the trust and to direct and approve capital and other expenditure. The Board of Trustees shall form such rules for the conduct of their business and of the proceedings of their meetings as they may consider proper, and the same may from time to time be amended, altered or added to as the case may be by them;
- g) the Board of Trustees may, if they so decide upon, be advised and assisted by a governing body in respect of the governance and administration of each of the institutions, hospitals, establishments and the like created under the Trust and shall consist of such members and shall have powers and functions as may be prescribed by rules framed in that behalf from time to time by the Board of Trustees. The Trustees shall have powers to constitute governing bodies for the day-to-day administration of the Institutions created under this Trust and delegate to such governing bodies all or any of their powers and the function under the DEED, and to make rules from time-to-time determining the powers and functions for the conduct and proceedings of the governing bodies created for the said purposes and the day-to-day administration of the Institution and establishments created under the Trust;

Dr. Narender Nath Datta

- h) The Trustees shall ordinarily meet once in three months after clear seven days of notice, issued by the Chairman or by such other person duly authorised by the Chairman on this behalf;
- i) The Trustees shall have power to appoint such staff assistant and employees on such remuneration as they may deem fit in the administration of the Trust;
- j) All powers vested in and exercisable by the Board of Trustees shall be capable of being performed or exercised by the majority among the members of the Board of Trustees from time to time and action or decision of such majority shall be as valid and effective as if done by the Board of Trustees;
- k) The Board of Trustees shall have the power to constitute committees consisting of the SETTLER or DONORS for such period as the Board of Trustees may from time to time decide upon for obtaining aid and advice, in carrying out the objects of the of the Trust;
- l) The Trustees shall have the power to negotiate, conclude, and effectuate such agreements with the State or Union Governments, local bodies, Associations of Persons, authorities or other individual for purposes of obtaining financial or technical aid or assistance on such terms and in such form as they deem fit for the furtherance of the purpose and objects of the Trust.

Dr. Narendra Nath Gupta

Notwithstanding anything contained in these presents, the Trustees shall have the power to alter, amend or to add to, any clauses to this documents consistent with the objects of the Trust including the power to increase the number of Trustees referred to in Clause IV, on such term as to appointment as may be determined.

Dr. Narasimha Nooka Datta

XI. TRANSACTION OF BUSINESS BY TRUSTEES:

1. The Board of Trustees shall appoint a Secretary and a Treasurer of the Trust from among the trustees representing Down Town Hospital Ltd. The term of the Secretary and Treasurer shall be two years or such shorter period as the Board may decide. A Retiring Treasurer or Secretary shall be eligible for re-appointment.

2. The Trustees may meet as often as may be necessary for the conduct of the business of the Trust. The Chairman of the Trust shall preside at the meeting of the Trust. In the absence of the Chairman, one of the remaining Trustees may preside at the meeting of the Trust as may be decided upon by them.

3. The business of the Trust may be transacted by circulation of papers.

4. All decisions of the Trustees may be taken by a simple majority. In the event of equality of votes at a meeting, the Chairman of the meeting shall have a casting vote.

XII. ACCOUNTS AND MINUTES:

The Trustees shall maintain a true and correct accounts of all receipts and expenses and disposals of the funds and properties of the Trust and correct minutes of their deliberations and meetings. They shall arrange for audit of the accounts of the Trust for every financial year. The Secretary shall be responsible for maintaining the minutes of the meetings and the Treasurer shall be responsible for maintaining accounts and get the same audited.

XIII. INDEMNITY:

The Trustees shall be kept fully indemnified and harmless against any claim, demand or liability arising against them for anything done by them in good faith, pursuant to the power and authority vested in them by these presents.

XIV. IRREVOCABILITY:

The Trust hereby created is irrevocable.

XV. FAILURE OF TRUST:

If for any reason, this Trust should fail, the Trust properties and funds shall devolve upon the Trustees at the time of the failure of the Trust and they shall transfer the properties and funds to any other Trust having similar objects and satisfying the conditions laid down in Section 80-G of the Income Tax Act, 1961, if a resolution to that effect is passed by the Trustees unanimously.

Dr. Navendra Nath Dutt

TESTIMONIUM AND ATTESTATION

IN WITNESS WHEREOF I Dr. Narendra Nath Dutta,
Chairman & Managing Director of Down Town Hospital Ltd.,
Guwahati have executed these presents on the day, month
and year first above written.

DOWN TOWN HOSPITAL LTD.

Dr. Narendra Nath Dutta
.....
(SETTLOR)
(Dr. Narendra Nath Dutta)

SIGNED, SEALED AND DELIVERED By the said SETTLOR represented
by Dr. Narendra Nath Dutta at Guwahati in the presence of :

(1) Sri/Smt G. HANNA SHYAM RUTIA MOZUMDAR (WITNESS NO.1)

(2) Sri/Smt. KHAGENDRA NATH DUTTA (WITNESS NO.2)

who have signed below :

[Signature]
.....
(WITNESS NO.1)

[Signature] 29.12.97
.....
(WITNESS NO.2)

Presented for registration
at 9:30 AM of the
to 29/12/97
to G. W. Bhatia S.M. (M.A.)
Office of J. R.
Bhadracharya (M.A.)

29/12

Narendra Nath
Dutta

By P. C. C.
Sub-Registrar, Guwahati

29/12/97 S/o L.

Dr. Narendra Nath Dutta. Sabhanath

Dutta
Panbazar
Guwahati

presented at Panbazar
Clinic.
Identified by... Khagendra Nath Dutta
Son of L. Pratab Ch. Dutta
Village... Mouza...
P.S. Dispur... Dist...
by profession... Sarumetoria

Execution is
admitted

By P. C. C.
Sub-Registrar, Guwahati

29/12/97 to me above

Dr. Narendra Nath Dutta. Dr. Narendra

Nath Dutta as
Chairman and Director

of Down Town
Hospital Ltd.
Guwahati

Chairman of
S/o Late Pratab Ch. Dutta
Dispur, Sarumetoria

and is
authorised
signature for all
L.T. is dispensed
with P. C. C. Other members of this Trust
29/12/97

10765

2

2730



150
NO 50

असम ASSAM

B 571030

DEED OF RECTIFICATION



This Deed of Rectification of the Trust Deed No. 6756, duly registered on 29.12.1997 before the Senior Sub-Registrar, Kamrup, Guwahati (hereinafter referred to as the original trust deed) is executed by the Settlor, represented by Dr. Narendra Nath Dutta, S/o Late Sabhanath Dutta, resident of Guwahati, in the district of Kamrup and who also represents the Down Town Charity Trust, on this 30th day of June 2015 at Guwahati.



Shri Friday Lyngdoh having resigned from the Directorship of down town hospital limited and the same having being accepted by the Board of Directors of the company, in terms of Clause - V of the original trust deed, the name of Shri Friday Lyngdoh as was enumerated in Clause IV of the original trust deed is hereby substituted by Shri Joutishman Dutta, Director of down town hospital limited, who shall from this date onwards, be inducted as a Trustee of the down town Charity Trust and shall have all the powers and duties of a trustee as enumerated in the said original trust deed no. 6756 dated 29.12.1997 as well as the Deed of Rectification No. 3657 dated 27.9.2000, Deed of Rectification No. 1594 dated 10.5.2010 and Deed of Rectification No. 3921 dated 29.09.2010.

Admissible under Act XVI of 1908 Correctly Stamped (or exempted from stamp duty) under the Indian Stamp Act, 1899 (Act II of 1899) (Assam Amendment) Act 2004 Schedule No. IV Fees Paid 40

Chowdhury
Sr. Sub-Registrar
Kamrup Metro., Guwahati
3.7.2015

Gaurias Dutta
Dr. Narendra Nath Dutta
Dr. Friday Lyngdoh
Dr. Joutishman Dutta
B. et al.

Presented for Registration
 at... .. A, M (or P.M.)
 on the... .. day of... .. 20
 in the Guwahati at Sub Registrar
 office (or elsewhere) by
 applicant (claimant)

Chowdhury
 Sr. Sub Registrar
 Kamrup (Metro) Guwahati
 3.7.2015

190
 2/2/15

Dr. Narendra Nath Datta

Identified by Manjit Chetia
 Son of.....
 Village Achocete
 P.S. Sky District.....
 Profession.....

Chowdhury
 Sr. Sub-Registrar
 Kamrup Metro., Guwahati
 3.7.2015

Executions admitted by

- ① Narendra Nath Datta
- ② Bandana Datta
- ③ Dr. Alaka Goswami
- ④ Ghanashyam Datta Mazumdar
- ⑤ Manoj Mishra 3.7.15
- ⑥ Biswa Datta
- ⑦ Dr. Bolen Kr Gogoi
- ⑧ Mayra Kishi Datta 3.7.15
- ⑨ Gariasi Datta 3.7.15
- ⑩
- ⑪

Dr. Narendra Nath Datta

Manoj Mishra



Gariasi Datta

Dr. M. Mazumdar

Biswa

Biswa Datta

Bandana Datta

Dr. Alaka Goswami

Identified by
 Manjit Chetia
 Advocate
 25/6/15



That on and from the date of the present deed of rectification, Clause – V of the original deed of trust 29.12.1997 is hereby rectified to the extent that Dr. Narendra Nath Dutta shall be the permanent Chairman of the Trust for life, unless he, on his own volition resigns from the said post and Shri Joutishman Dutta shall be the permanent Managing Trustee of the down town Charity trust for life, unless he decides to resign or unless the Board of Directors of down town hospital limited unanimously decides otherwise. The other terms and conditions of the various Clauses of the Trust Deed dated 29.12.1997 as well as the Deed of Rectification No. 3657 dated 27.9.2000, Deed of Rectification No. 1594 dated 10.5.2010 and the Deed of Rectification No. 3921 dated 29.09.2010 shall remain unchanged except to the extent as modified by the present deed of rectification.

On the demise of Shri Ramendra Narayan Dutta Baruah, he shall automatically cease to be a trustee of the down town Charity Trust and his name shall automatically stand deleted from the list of trustees.

This deed of rectification shall form a part of the original trust deed no. 6756 dated 29.12.1997, the Deed of Rectification No. 3657 dated 27.9.2000, Deed of Rectification No. 1594 dated 10.5.2010 and the Deed of Rectification No. 3921 dated 29.09.2010 and shall be read alongwith the aforesaid deeds.

IN WITNESS WHEREOF I, Dr. Narendra Nath Dutta, Chairman cum Managing Director of down town hospital limited, the Settlor and being duly authorised by the Board of Trustees of the down town Charity Trust have executed these presents on this day of 2015 and first above written.

Dr. Narendra Nath Dutta
SIGNATURE OF SETTLOR

Signed sealed and delivered by the said Settlor represented by Dr. Narendra Nath Dutta, in presence of the witnesses.

WITNESSES

1. Dutta (Joutishman Dutta)
 s/o Dr. Narendra Nath Dutta
 House No 2, Bye Lane 3, S.K. Barua Rd, Despur
2. Santam Dutta (Gayatri Dutta)
 B/O. Sri Mohan Dutta
3. H/M-4, Uzan Bazar, Lohali Ghat
 Guwahati - 781001

May nabali Gaurasi Ditta
 Dr. Alaka Goswami
 Bpati.
 Dr. M. Bishu
 Bishu Dutta
 Dr. Narendra Nath Dutta
 Bishu Dutta
 Dr. Narendra Nath Dutta

SIGNATURE OF THE TRUSTEES FOR THEIR ACCEPTANCE

1. Dr. Narendra Nath Dutta *Dr. Narendra Nath Dutta*

2. Mr Ghanshyam Dutta Mazumdar *Mazumdar*

3. Mrs Bandana Dutta *Bandana Dutta*

4. Mr Biswa Datta *(Biswa Datta)*

5. Dr. Balin Kumar Gogoi *B. Gogoi*

6. Dr (Mrs) Alaka Goswami *Dr Alaka Goswami*

7. Dr. Manoj Mirdha *Dr. M. Mirdha*

8. Ms Mayurakshi Dutta *Mayurakshi*

9. Ms Gariasi Dutta *Gariasi Dutta*



✓ 3.7.2015