

मा. क्र. 249 कला
प्रभाराचे नंबर :-
अंत शाठ
जो अर्ज आला तो दिनाक
नक्कल तयार दि. :-
नक्कल दिली तो दि.

२०२१ का दिनांक

२३/१२/२१

Assistant Charity Commissioner - 4
Change Report No. 3426 /2021
SUHEDULE III
(Vide Rule 13(1))

EW 3.9

Report of changes that have occurred or are desired in the particulars recorded in The
Register of Public Trust.

प्राजनिक न्यास नंदीपुर कार्यालय
पुणे विभाग
Name of the Trust :- "SHREE NARAYAN GURU EDUCATIONAL
FOUNDATION PUNE"

Trust Address :- Ishaan Exotica Apartment Condominium Flat no. 101,
Plot no. 221, Sector no. 4, Pimpri Chinchwad New Township Development
Authority (PCNTDA) Village Moshi, Tal. Haveli, Dist. Pune.

Regd No. :- F-24202/Pune, Mh-1482/Pune
Ph No. :- 9834212301, 9922948383



Nature of Change	Reasons for the Change	Remarks, if any
Delete the following address trust from the trust registrar Old Address- Ishaan Exotica Apartment Condominium Flat no. 101, Plot no. 221, Sector no. 4, Pimpri Chinchwad New Township Development Authority (PCNTDA) Village Moshi, Tal. Haveli, Dist. Pune.	That on 29/10/2021 meeting of was held and since old address being not suitable it was decided to change the address of the Trust.	Members Meeting Notice dated 16/07/2021 Resolution dated 31/07/2021 General Body Meeting Notice dated 29/08/2021 Resolution dated 14/09/2021 Extra Ordinary General Body Meeting Notice dated 14/10/2021 Resolution dated 29/10/2021 2. Vakalatnama 3. Rules & Regulation copy
Nature of Change Add the following address of trust in trust registrar New Address- Sree Narayanguru Educational Foundation, Sr. no. 125/2B/13/1, Sadguru Nagar, Bhosari, Pune-411039.		

Place : Pune

Date :

Reporting Trustee
Mr. Sivadasan Thakappan Panickar



In present proceeding object
 file to file evidence official
 new court proceed without
 evidence of object. keep for
 being
 13-10-23

issue notice v/p 700 on 12
 also issue notice to Cawal 11
 Cawal application No. 41/2 on
 13-10-23

VERIFICATION

I Mr. Sivadasan Thakappan Panickar, Age - 56, Occ. - Business, R/At. Near Eaton Company, Flat no. 101, L-Wing, Belmonte-2, Mahindra Royale Ajmera, Pimpri, Pune-411018. of the above mentioned trust do hereby declare that the above information is true and correct to the best of my knowledge and belief.

Place : Pune

Date : 07 DEC 2021

Reporting Trustee

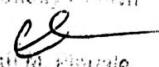
Mr. Sivadasan Thakappan Panickar



Verification

Solemnly Affirmed Before Me
that the facts mentioned in
application are true to the
best of this informed and belief

by Sivadasan Thakappan Panickar
who is known to me
by S. D. D. Shah
whom I personally know


S. D. D. Shah
Notary
GOVT. OF M.P.



1
BEFORE THE ASSISTANT CHARITY COMMISSIONER-IV, PUNE

(Presided by : P. P. Chavan)

CHANGE REPORT NO.3426/2021

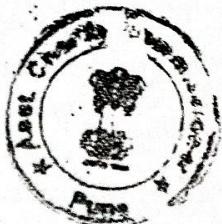
With

Misc. Application No. 343/2021

In the matter of :

Shree Narayan Guru Educational
Foundation, Pune.

P.T.R. No. F/24202/Pune.



1. Mr. Sivadasan Thakappan Panickar (.. Applicant/Reporting
Age : Adult, Occ. Business)(Trustee.
R/at. Near Eaton Company, Flat No. 101,)(
L Wing, Belmonte-2, Pimpri, Pune.)(

Versus

1. Shri. Rajeev Banu Panikar)(
Age: 52 years, Occ. Educationist)(
R/at. F.L. 39/B/10, Indrayaninagar, Bhosari)(
Pune.
2. Shri. Ramanjanuyalu K.)(.. Objectors/Caveators.
Age: 52 years, Occ, Business)(
R/at. Sakarappa K. Raje, Shivanijagar)(
Sect. 16, Chinchwad, Pune)(



JUDGMENT AND ORDER

(Delivered On:03.01.2024)

01. The reporting trustee has filed present change report for recording change occurred in the registered address of the trust, as per section 22 of the M. P. T. Act, 1950 along-with Misc. Application as per section 12 and 12(A) of

the S. R. Act, 1860. Both these applications are filed for similar purpose; both the applications are decided commonly.

02. It is the case of reporting trustee that, meeting of members of the trust was held on 31.07.2021 and in the said meeting it was decided to change the registered address of the trust. Thereafter meeting of managing committee was held on 14.09.2021 and in the said meeting said change in the address of the trust was sanctioned by the members of managing committee. In pursuance thereof extra ordinary general meeting was called on 29.10.2021 wherein said change came to be approved and confirmed by the members of the trust. Hence present change report is filed for recording said change in the record of the trust.
03. In support of change report, reporting trustee has filed on record copies of notices, service of notices, attendance and copies of proceedings of respective meetings at Exh. 2 to 13; amended constitution at Exh.14, comparative table at Exh. 15, copy of constitution, copy of light bill as address proof and evidence affidavit (Ex. 33).
04. The objectors appeared in the matter by filing caveat application (Ex.17). They were allowed to file written objection. However, thereafter none of the objectors appeared in the matter and proceed with the matter, though notices were issued to the objectors (Ex. 23 & 26). They have also failed to file their evidence. Therefore, taking into long standing pendency of the matter applicant prayed for passing no evidence order against the objectors. Accordingly no evidence order is passed against the objectors and matter is proceeded without evidence of the objectors.
05. Public notice as per rule 7(A) of the M.P.T. Rules, 1951 was issued on 4.9.2023 (Ex.29). Said notice was published by affixing on this office notice board (Ex. 30). Notice is also published by affixing on Pimpri Chinchwad Municipal Corporation (Ex.31) and trust property (Ex. 32). Notice is also published in local newspaper namely 'Kesari' dated 7.9.2023 (Ex. 27). In spite of publication of notice, nobody objected the present matter except caveators.
06. In view of pleadings of the reporting trustee and documentary evidence filed on record, following points arise for my determination and I have recorded my findings with reasons thereto as follows :-

S.No.	POINTS	FINDINGS
(1)	Whether reported change appears to be legal and valid one?	In the affirmative.
(2)	What order?	As per final order.

REASONS FOR FINDINGS

07. It is the case of reporting trustee that, meeting of members of the trust was held on 31.07.2021 and in the said meeting it was decided to change the registered address of the trust. Thereafter meeting of managing committee was held on 14.09.2021 and in the said meeting said change in the address of the trust was sanctioned by the members of managing committee. In pursuance thereof extra ordinary general meeting was called on 29.10.2021 wherein said change came to be approved and confirmed by the members of the trust. In support of said contentions reporting trustee has filed on record documents such as copies of notices, service of notices, attendance and copies of proceedings of respective meetings at Exh. 2 to 13; amended constitution at Exh.14, comparative table at Exh. 15, copy of constitution, copy of light bill as address proof and evidence affidavit (Ex. 33). So also, objectors failed to file rebuttal evidence; therefore contentions of the applicants remained unchallenged.

08. Taking into consideration documentary evidence produced on record it appears that, report change is as per constitution of the trust. Therefore change report appears to be legal and valid one. Hence I pass following order:-

ORDER

01. Change report No. 3426-2021 and Misc. Application No.343/2021 are allowed.
02. There are two copies of this judgment, one is kept with change report No. 3426/2021 and another with Misc. Application No.343/2021.
03. No order as to costs.

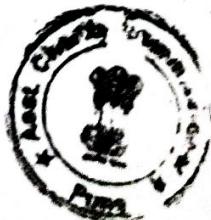
Date: 03/01/2024
Place : Pune.



(P. P. Chavan)
Assistant Charity Commissioner-4,
Pune.

मही शिक्षकाची खरी नक्कल

मी नक्कल तयार केली
मी वाचली
मी रुजवात केली



मार्वजनिक न्याय नॉटरी कार्यालय
पुणे विधान, पुणे.
(अधिकारी) 01/01/2024

मंज. क्र. 249 कलम
अर्जदाराचे नाव :- अर्जुन १११२४
कलनेचा अर्ज आला तो दिनांक १११२४
नक्कल तयार दि. :- १११२४

SCHEDULE "C" नक्कल दिली तो दि. १११२४

NEW RULES AND REGULATION

Name of the Trust :- "SREE NARAYANA GURU EDUCATIONAL FOUNDATION PUNE"

New Address : Sree Narayanguru Educational Foundation, Sr. no. 125/2B/13/1, Sadguru Nagar, Bhosari, Pune-411039.

Regd No. :- F-24202/Pune, Mh-1482/Pune

Phone no. : 9834212301, 9922948383

सार्वजनिक न्यास नोंदणी कायांलय
पुणे विभाग, पुणे.



✓
सहायक धर्मदर्शक आयुक्त
पुणे विभाग, पुणे

1. Name of the Society: The name of the Society shall be 'SREE NARAYANA GURU EDUCATIONAL FOUNDATION

2. Registered office of the Society: The Registered and the principal office of the Society for the time being shall be situated at Clo M T Ramachandran, S No. 11/9/1, Vikas Colony, Chirangu Nivas, Landewadi, Bhosari, Pune 411039 or at any other place as the Governing Council shall decide from time to time

3. In these rules and regulations unless there is anything repugnant in the subject or context the following expressions shall have the following meanings.



(a) "Society" means SREE NARAYANA GURU EDUCATIONAL FOUNDATION

(b) The "Governing Council" means the Governing Council of SREE NARAYANA GURU EDUCATIONAL FOUNDATION,

(c) "Act" means the Societies Registration Act, 1860.

(d) "Year" means the period commencing from 14 April and ending on 31st March

President

Secretary

Treasurer

(e) Masculine gender and singular number respectively include the feminine gender and plural number and vice versa.

(f) "Rules. Means rules now registered or as amended from time to time by General Body.



(g) "General Body means body comprising members of all categories

(h) "Office bearers means President, Vice President, General Secretary, Joint Secretary, Treasurer and Joint Treasurer holding office from time to time.

(i) "Member" means those persons who are on the register of the society notwithstanding the particular category of the membership to which they belong.

(j) There will be only one category of Members viz.

(i) A person paying a sum of Rs. 10000 in Lump sum with an Entrance fee of Rs. 100.

(j) Eligibility of members shall as above as to couch No Member can resign within a period of 6 years from becoming

No member can resign within a period of 5 years from becoming the Member.



4.1 (D) APPLICATION FOR MEMBERSHIP

Application for membership must be made on the prescribed form and submitted to the society duly signed by the Applicant. Any person desirous of becoming a member of the Society shall be proposed by one member and seconded by another. Every application for membership shall be subject to the acceptance of the Governing Council.

President

Secretary

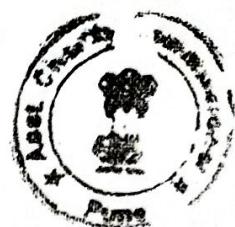
Treasurer

Consequent on the acceptance of a person as a Member the fact shall be notified to them in writing on the prescribed form. In case of non acceptance of a person as an Member, same shall also be informed and no reason may be assigned.

4.2 CESSATION OF MEMBERSHIP:

Any Member from all categories shall cease to be a member of the Society on the following ground

- a) Resignation,
- b) Death
- c) Being declared insolvent,
- d) Being convicted by a Court of Law of any offence.
- e) On failure to pay annual subscription within 1 month on which it become due.
- f) Acts or behaves against the interest of the society. On being removed by the Governing Council, provided however that the Governing Council shall give the opportunity to such member of being heard.



DUTIES, RIGHTS AND PRIVILEGES OF MEMBERS

Every member shall have a right to attend and participate in the meeting of the General Body and to vote at such meeting.

5. GENERAL BODY MEETING, ITS NOTICE & QUORUM

The Annual General Meeting of the society shall be held within 6 months from the close of every accounting year to transact the following business:

President

Secretary

Treasurer

- a) To discuss and approve the Annual Report and Statement of Accounts for the year concerned and the Budget for the ensuing year.
- b) To arrange to elect the members of the Governing Council of the society.
- c) To consider amendments if any to rules and regulations.
- d) To appoint auditor of the society and fix their remuneration,
- e) A special Annual General Meeting may be called for specific items of work by the President by giving notice as required by rules.
- f) To do such other business as may be allowed by the President.



5.1 NOTICE OF THE MEETING.

At least 14 days and 7 days clear notice shall be respectively given for the Annual and Special Meetings of the members of the society

The notice shall state the date, time and place and the Agenda of the meeting. The notice shall be sent either by post or in any other manner deemed fit by the Governing Council. Non-receipt of the notice by any member shall not invalidate the proceeding of the meeting.



5.2 QUORUM

3/5th of the total number of Members of the society shall form a quorum of the meeting of General Body. If there be no quorum the meeting shall be adjourned for half an hour. The adjourned meeting shall be held after half an hour. No quorum shall be Inquired at such adjourned meetings. No resolution shall be passed in any such adjourned meetings unless it relates to an item which is specifically mentioned in the agenda of the meeting.

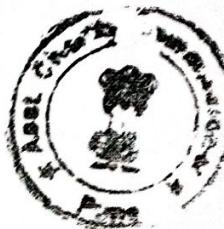
President

Secretary

Treasurer

All meetings of the General Body shall be presided over by the President of the Society or in his absence by a member of Governing Council being elected as President for that particular meeting by the members present in the meeting.

All question before the General Body, shall be decided by the majority of the vote of the member present and in the case of an equality of votes, the President of the meeting shall have the casting vote.

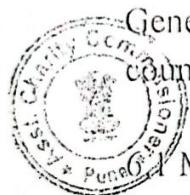


6. GOVERNING COUNCIL:

The Governing Council shall consist of not less than 7 and not more than 21 Members

The term of office of the first Governing Council shall be five years. The Governing Council shall have powers to co-opt members provided the total number does not exceed 21.

The election of the Governing Council shall be held at the Annual General Body Meeting, The terms of subsequent elected 11 governing council shall be the years.



MEETING OF GOVERNING COUNCIL:

The Governing Council shall hold at least 4 (four) ordinary meetings with a gap of three months every year and hold additional meetings if necessary.

6.2 NOTICE OF MEETING:

At least 7 days notice in advance shall be sent either by post or in any other manner deemed fit by the Governing Council to each member. In special circumstance the President is authorized to hold the meeting with notice of not less than 24 hours to each member.

President

Secretary

Treasurer

6.3 QUORUM:

Three fifth of the total number of members of the Governing Council or 12 whichever be more shall be a Quorum. If at the time of the meeting there is no sufficient quorum, the meeting shall be adjourned for half an hour and if at such adjourned meeting the quorum is not present then the meeting shall be conducted with the members present.

6.4 Every question shall be decided by the majority votes of the members of the Governing Council present and voting. In the case of equality the President or the person presiding over the meeting shall have a casting vote.

6.5 The proceeding of the meeting shall be entered in a separate Minute Book and same shall be read and confirmed in the next ensuing meeting and signed by the President.

6.6 POWERS AND DUTIES OF GOVERNING COUNCIL:

The Governing Council shall have full power and absolute authority to do all acts, matters, things and deeds which may be necessary to carry out the objects of the society and in addition following specific powers viz.

a) To consider application for membership of society to sanction them and without assigning any reason to reject them.

b) To collect contributions, donations on such terms and conditions which are not inconsistent with the objects of the society.

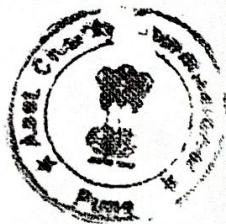
c) Raise loans, overdrafts and to sell, exchange, mortgage, dispose of any property of the Society, by following prescribed legal procedure in this respect.

d) To hold and possess property of the Society.

President

Secretary

Treasurer



- c) To spend money for carrying out the objects of the Society
- f) To look after supervise and mange the properties of the society.
- g) To get the Annual Report and Statement of Accounts prepared and approve them within prescribed time limit and thereafter to submit the same to the concerned authorities.
- h) To purchase, take on lease or in exchange, or otherwise acquire any property, moveable or immovable, which can be conveniently used in connection with any objects of the Society
- i) To hire and employ secretaries, clerks, managers, directors, servants and workmen and to pay them and to other persons in return of the services rendered to the society by them.
- j) To institute, defend or compromise suit or legal proceedings on behalf of or against the Society.
- k) To appoint committee or committees from time to time on such terms and for such period as it deems necessary for its smooth working. The decision of the said committee shall be recommendatory.
- l) To consider any suggestion made in writing by any members of the society.
- m) To perform any duty assigned to it by the General Body.
- n) To take any steps considered necessary in the interest of the society.

7. EXTRA ORDINARY GENERAL BODY MEETING:

7[a] In case the Governing Council has to place any important matter before the General Body or in case of special occasions with the consent of President Extra Ordinary General Body Meeting can be called.

President

Secretary

(Signature)
Treasurer



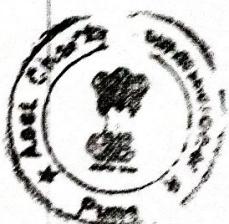
7[b] The President shall convey a special meeting of the General Body on the written requisition of not less than 3/5 th of the number of the members of the society, within one month of the receipt by the President of the said written requisition

7[e] At that time all the rules in connection with the Annual General Body Meeting will be observed.

8. OFFICE BEARERS OF THE GOVERNING COUNCIL:

The office bearers of the Governing Council shall be:

1. President, Vice President, General Secretary, Joint Secretary, Treasurer, Joint Treasurer and Member



8A) PRESIDENT:

a) The President will be in the Chair of the Annual General Meeting as well as the meeting of the Governing Council and he will carry out the work of such meetings.

b) In case of equality of votes on any proposition before the meeting the President shall be entitled to an additional casting vote.

c) It will be the responsibility of the President to keep supervision and control over the total working of the society.



B) VICE PRESIDENT:

a) In the absence of the President his duties will be performed by the Vice President.

8.C) SECRETARY

a) The Secretary will be elected by the members of the Governing Council by the majority of votes for a period of 5 years

President

Secretary

✓
Treasurer

- b) To attend to the daily working of the Society as per the aims and objects and as per the directions and instructions of the Governing Council.
- c) To carry out the correspondence on behalf of the society and maintain and preserve the records of the society.
- d) To call in time the meeting of the Governing Council as well as that of the Annual General Meeting by obtaining consent of the President and to maintain report of the same.
- d) To act between the Governing Council and the employees of the Society as a mediator and to keep supervision and to act an legal representative of the Society.



8.D) JOINT SECRETARY

- a) In the absence of the Secretary his duties will be performed by the Joint Secretary.

8.E) TREASURER:

- a) The Treasurer will be elected by the members of the Governing Council by the majority of votes for a period of 5 years



- b) To maintain the daily, monthly and annual accounts of the Society.

- c) To accept subscription of the members, donations and to collect interest on investment and dues and to make payment after getting approval from the President.

- d) To prepare monthly and annual budget and to place them before the Governing Council.

President

Secretary

Treasurer

e) It will be responsibility of the treasurer to maintain and preserve all the books of accounts: receipt books, Cheque Books, Bank Books and Bank Pass Books etc.

f) To do the entire bank work in connection with the bank accounts of the Society and to operate the bank account along with the President.

g) The Treasurer will be entitled to maintain cash of Rs.5000/- (Rupees Five Thousand only) with the society.

8.F] JOINT TREASURER:



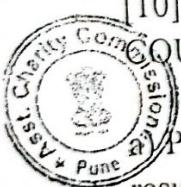
a) In the absence of the Treasurer his duties will be performed by the Joint Treasurer.

9. METHOD OF FILLING UP VACANCY ON THE GOVERNING

COUNCIL:

If any vacancy arises on account of death, resignation, or due to any other reason in respect of the member of the Governing Council, then the remaining members will be entitled to fill the vacancy within three months and make necessary report the Assistant Charity Commissioner, Pune and such member shall hold office till the next election.

[10] RULES REGARDING THE ELECTION OF THE GOVERNING COUNCIL



a) President of the society will act as the Election officer and declare the results of the election.

b) When the elections are due, in the notice of the Annual General Meeting of that year, specific mention will be made and applications from the candidates (member) will be called for.

President

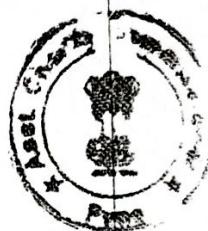
Secretary

Treasurer

c) The election of the Governing Council will be made from the members present at the Annual General Meeting by way of Secret Ballot.

[11] FUNDS OF THE SOCIETY AND ITS UTILIZATION

For the objects of the Society, funds can be collected for and on behalf of the Society. Similarly, by observing the legal ways and means the funds can be collected from the Government, Semi- Government or by way of private grants. Subscription of the members will also be a source of collecting funds.



Donations or helps can be accepted on such condition, which are acceptable to the Governing Council. The utilization of the fund of the Society will be made for the objects of Society.

[12] PROVISIONS FOR LOANS AND DEPOSITS:

The Society will be entitled to raise loans by following legal procedures. However the previous sanction of the Charity Commissioner will be obtained wherever required.

[13] PROVISION REGARDING PURCHASE OF IMMOVABLE PROPERTY

If it is thought it fit, then the Society will be entitled to purchase immovable property. However if the sale Lease, Gift, Exchange of immovable property has to be effected then in that case previous sanction of the Charity Commissioner will be necessary

[14] BANK ACCOUNTS AND OPERATIONS:

The funds of the Society will be deposited in the bank account in the name of the Society in any Nationalized or Scheduled Bank. The Bank account will be operated jointly by the President, Secretary and Treasurer.

President

Secretary

Treasurer

[15] LIST OF MEMBERS:

The list of Members of the Society will be maintained as per the prescribed rules.

[16] CHANGES IN RULES AND REGULATIONS:

If any changes are to be carried out in the present rules and regulations of the Society, then a resolution to that effect will have be passed in the Annual General Meeting by 3/5 majority of the members present in that meeting. However in case of change in the constitution it will be necessary to send along with the notice the preform of the proposed change.



[17] CHANGES IN THE NAME OR OBJECTS:

In case any change is to be carried out in the name or objects of the Society or in case amalgamation is to be carried out in respect of two societies then the procedure given in clause 12 or 12A of the Societies Registration Act 1860 will be observed.

[18] PROVISION FOR OBJECTIVE WISE EXPENSES:

The expenses on the objects will be carried out as authorized by the Governing Council.

[19] DISSOLUTION:

If the Society is to be dissolved then the provisions of clause 13 and 14 of the Societies Registration Act 1860 will be observed.

सही शिक्षणाची खरी नवकल



[20] This is to certify that this is the true copy of the Rules and Regulations of SREE NARAYANA GURU EDUCATIONAL FOUNDATION.



President

Secretary

Treasurer

मध्यकाळीका
पुणे विभाग, पुणे.

सार्वजनिक न्यास नोंदणी कार्यालय
पुणे विभाग, पुणे.

सहाय्यक धर्मदाता आयुक्त
पुणे विभाग, पुणे

मी नवकल नयार केली
मी वाचली
मी रुजवात केली

(2)
Exh. 1

2.4.9. BEFORE THE HON'BLE ASST. CHARITY COMMISSIONER'

PUNE AT PUNE

Misapplication No. - 343/2021

In respect "SHREE NARAYAN GURU
EDUCATIONAL FOUNDATION PUNE"

Ishaan Exotica Apartment Condominium Flat
no. 101, Plot no. 221, Sector no. 4, Pimpri
Chinchwad New Township Development
Authority (PCNTDA) Village Moshi, Tal.
Haveli, Dist. Pune.

Reg. No. F-24202/Pune, Mh-1482/Pune

सार्वजनिक स्पास नादपी कार्यालय
पुणे विभाग, पुणे Mr. Sivadasan Thakappan Panicker

Age - Adult, Occ. - Business,
R/At. - Near Eaton Company, Flat
no. 101, L-Wing, Belmonte-2, Mahindra
Royale Ajmera, Pimpri, Pune-411018.

...Applicant

V/S

Nil



That application on behalf of applicant is as follows:

1. That applicant has given application for change in name of the trust before this Hon'ble authority.
2. That meeting of the members was held on 31/07/2021 & meeting of managing committee on 14/09/2021 respect to change in the address and Memorandum & Rules & Regulation from and Address from "Ishaan Exotica Apartment Condominium Flat no. 101, Plot no. 221, Sector no. 4, Pimpri Chinchwad New Township Development Authority (PCNTDA) Village Moshi, Tal. Haveli, Dist. Pune." to "Sree Narayanguru Educational Foundation, Sr. no. 125/2B/13/1, Sadguru Nagar, Bhosari, Pune-411039." further it was also decided to change the Memorandum and Rules & Regulation in the said members and managing committee meeting and they said was put before Extra-Ordinary General Body meeting it was approved by majority held on 29/10/2021.
3. That change report in respect to change in the name has been submitted and misapplication which is required as per society registration Act 1860 section 12 & 13.

4. That all the relevant document so required is submitted in the change report and along with this application.

It is prayed

1. To Grant the application and the misapplication so submitted may kindly be consider.

2. Any other order in equity and justice may kindly be pass.

Place Pune

Date 07 DEC 2021

15

Applicant
Mr. Sivadasan Thakappan Panickar



Verification

I Mr. Sivadasan Thakappan Panickar, Age - Adult, Occ. - Business, R/At. Near Eaton Company, Flat no. 101, L-Wing, Belmonte-2, Mahindra Royale Ajmera, Pimpri, Pune-411018. Do Solemnly affirm that whatever above is true and correct to the best of my knowledge and belief.

Mr. Sivadasan Thakappan Panicker



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Solemnly Affirmed Before Me
that the facts mentioned in
application are true to the
best of this informer's knowledge.

by Sivadasan Thukappan
who is identified before me
by Dr. D. R. Shah.
whom I personally know.

Satish M. Pingale
Naray
CITY OF INDIA

07 DEC 2021

BEFORE THE ASSISTANT CHARITY COMMISSIONER-IV, PUNE.

(Presided by : P. P. Chavan)

CHANGE REPORT NO.3426/2021

With

Misc. Application No. 343/2021

In the matter of :

Shree Narayan Guru Educational
Foundation, Pune.

P.T.R. No. F/24202/Punc.



1. Mr. Sivadasan Thakappan Panickar)(.. Applicant/Reporting
Age : Adult, Occ. Business) (Trustee.
R/at. Near Eaton Company, Flat No. 101,) (.
L Wing, Belmonte-2, Pimpri, Pune.) (

Versus

1. Shri. Rajeev Banu Panikar) (.
Age: 52 years, Occ. Educationist) (.
R/at. F.L. 39/B/10, Indrayaninagar, Bhosari) (.
Pune.
2. Shri. Ramanjanuyalu K.) (.. Objectors/Caveators
Age: 52 years, Occ, Business) (.
R/at. Sakarappa K. Raje, Shivanijagar) (.
Sect. 16, Chinchwad, Pune) (

JUDGMENT AND ORDER

(Delivered On:03.01.2024)

01. The reporting trustee has filed present change report for recording change occurred in the registered address of the trust, as per section 22 of the M. P. T. Act, 1950 along-with Misc. Application as per section 12 and 12(A) of



the S. R. Act, 1860. Both these applications are filed for similar purpose; both the applications are decided commonly.

02. It is the case of reporting trustee that, meeting of members of the trust was held on 31.07.2021 and in the said meeting it was decided to change the registered address of the trust. Thereafter meeting of managing committee was held on 14.09.2021 and in the said meeting said change in the address of the trust was sanctioned by the members of managing committee. In pursuance thereof extra ordinary general meeting was called on 29.10.2021 wherein said change came to be approved and confirmed by the members of the trust. Hence present change report is filed for recording said change in the record of the trust.

03. In support of change report, reporting trustee has filed on record copies of notices, service of notices, attendance and copies of proceedings of respective meetings at Exh. 2 to 13, amended constitution at Exh.14, comparative table at Exh. 15, copy of constitution, copy of light bill as address proof and evidence affidavit (Ex. 33).

04. The objectors appeared in the matter by filing caveat application (Ex.17). They were allowed to file written objection. However, thereafter none of the objectors appeared in the matter and proceed with the matter, though notices were issued to the objectors (Ex. 23 & 26). They have also failed to file their evidence. Therefore, taking into long standing pendency of the matter applicant prayed for passing no evidence order against the objectors. Accordingly no evidence order is passed against the objectors and matter is proceeded without evidence of the objectors.

05. Public notice as per rule 7(A) of the M.P.T. Rules, 1951 was issued on 4.9.2023 (Ex.29). Said notice was published by affixing on this office notice board (Ex. 30). Notice is also published by affixing on Pimpri Chinchwad Municipal Corporation (Ex.31) and trust property (Ex. 32). Notice is also published in local newspaper namely 'Kesari' dated 7.9.2023 (Ex. 27). In spite of publication of notice, nobody objected the present matter except caveators.

06. In view of pleadings of the reporting trustee and documentary evidence filed on record, following points arise for my determination and I have recorded my findings with reasons thereto as follows :-

S.No.	POINTS	FINDINGS
(1)	Whether reported change appears to be legal and valid one?	In the affirmative.
(2)	What order?	As per final order.

REASONS FOR FINDINGS

07. It is the case of reporting trustee that, meeting of members of the trust was held on 31.07.2021 and in the said meeting it was decided to change the registered address of the trust. Thereafter meeting of managing committee was held on 14.09.2021 and in the said meeting said change in the address of the trust was sanctioned by the members of managing committee. In pursuance thereof extra ordinary general meeting was called on 29.10.2021 wherein said change came to be approved and confirmed by the members of the trust. In support of said contentions reporting trustee has filed on record documents such as copies of notices, service of notices, attendance and copies of proceedings of respective meetings at Exh. 2 to 13, amended constitution at Exh.14, comparative table at Exh. 15, copy of constitution, copy of light bill as address proof and evidence affidavit (Ex. 33). So also, objectors failed to file rebuttal evidence; therefore contentions of the applicants remained unchallenged.

08. Taking into consideration documentary evidence produced on record it appears that, report change is as per constitution of the trust. Therefore change report appears to be legal and valid one. Hence I pass following order:-

ORDER

01. Change report No. 3426-2021 and Misc. Application No.343/2021 are allowed.
02. There are two copies of this judgment, one is kept with change report No. 3426/2021 and another with Misc. Application No.343/2021.
03. No order as to costs.

(P. P. Chavan)

Assistant Charity Commissioner-4,
Pune.

Date: 03/01/2024
Place : Pune.

सही शिक्षणाची खारी नकल

मी नकल नपार कला
मी वाचली
मी रुजवात केला



सार्वजनिक न्यास नोंदणी कार्यालय
पुणे विभाग, पुणे.

अधिकारक 11.11.2023