

*Mr. Mehta  
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*Records for Mr. Mehta  
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23/12/13*

**CHILD EDUCATION SOCIETY (REGD.)**

**MEMORANDUM OF ASSOCIATION  
AND  
RULES AND REGULATIONS (Amended)**

**Office :  
BAL BHARATI PUBLIC SCHOOL  
GANGA RAM HOSPITAL MARG  
NEW DELHI -110060**

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*1/1/14*

for Child Education Society

*[Signature]*  
Joint Secretary



MEMORANDUM OF ASSOCIATION  
OF  
CHILD EDUCATION SOCIETY

1. The name of the Society shall be "CHILD EDUCATION SOCIETY".

2. The office of the Society shall be situated at Delhi.

3. The objects for which the Society is established are :-

A. MAIN OBJECTS:

The Society shall exist solely for educational purposes and not for the purpose of profit.

B. OTHER OBJECTS :

- a) To advance, promote, impart, cultivate, improve, help, disseminate and encourage generally amongst students of the Indian Community throughout the world, the study of and education in all kinds of subjects including literary, commercial, physical, moral, scientific, technical, industrial & cultural subjects and also fine arts and in such subjects which will help or promote diffusion of useful knowledge.



- |     |                |                              |                                     |
|-----|----------------|------------------------------|-------------------------------------|
| 2 - | Mr. L.N.Birla  | Banker                       | 8, Royal Exchange Place<br>Calcutta |
| 3   | Mr. K.K.Birla  | Banker                       | 8, Royal Exchange Place<br>Calcutta |
| 4   | Mr. Charat Ram | Director & Managing<br>Agent | DCM Limited, Delhi                  |

6. We the several persons, whose names and addresses are given below are desirous of being formed into a Society with the Governing Body of the Society as stated in para 5 above.

S. NO.	NAME	ADDRESS
1	Sh. Hansraj Gupta	20, Barakhamba Road, New Delhi
2	Sh. Sanwal Das Gupta	Iron Merchant Bazar, Sirkiwalan, Delhi
3	Sh. Ram Chandra Sharma	20, Faiz Bazar, Delhi
4	Sh. R.K.Khadarji	Director, Child Education Society, Karol Bagh, New Delhi
5	Sh. S.N. Jauhar	Prop. S.N. Sunderson & Co. Connaught Circus, New Delhi
6	Sh. Bishen Das Bosil	Sher Singh Block, Connaught Circus, New Delhi
7	Sh. M.K. Sadyani	Merchant, 5 Park Road, Karol Bagh, New Delhi



- b) To co-operate with Universities and Educational or other Institutions in any part of the world having objects wholly or partly similar to those of the Society by inviting and sending out teachers, scholars and generally in such manner as may be conducive to their common objectives.
- c) No income of the Society shall be applied outside India without the approval of the Government of India.
4. For and in connection with the furtherance of its objects or any of them the Society shall have power:-
- a) To establish acquire, take over, carry on and maintain in affiliation or otherwise colleges, schools, classes and teaching or training institutions of any description literary, scientific or technical, peripatetic or permanently located definitely or for a limited period and to dissolve, give up, disaffiliate or cease to carry on all or any of them.
- b) To hold examinations and to grant certificates of proficiency and other academic distinctions or titles to persons who comply with the conditions laid down in the regulations or bye-laws of the Society.
- c) To institute and appoint persons to Professorship, Readership, Lecturership, Fellowship and Chairs on posts of any description.
- d) To invest the funds of the Society in any securities including deposits in banks and other institutions and to call in or vary such investments from time to time.
- e) To accept gifts, donations, benefactions or to borrow or otherwise raise money with or without security or by mortgage or any of the properties of the Society or otherwise or by the issue of bonds debentures or credit instruments of any description for achieving the educational purposes of the Society.
- f) To purchase, take on lease or otherwise acquire and to construct buildings for housing educational institutions and hostels for students.
- g) To provide facilities for giving residential accommodations and boarding houses for teachers, staff and students and other persons engaged in carrying out any of the objects of the Society.
- h) To give scholarship, stipends, prizes and medals and also to make any other arrangement of the education of needy and deserving students.
- i) To found and or maintain libraries or reading rooms for general use among the members of public museums and galleries of painting and other works of art, collections of natural history, mechanical inventions, instruments or designs.
- j) To frame schemes, regulations or bye-laws and alter, modify or rescind the same.
- k) To alter, vary, change or modify the objects of the Society if sanctioned by a meeting of the members of the Society.
- l) To do all such things as may be incidental or conducive to the attainment of the objects of all Society or any of them.
5. The following persons shall constitute the First Board of Trustees for the Management of the affairs of the Society :-

<u>SL. NO.</u>	<u>NAME</u>	<u>OCCUPATIONS</u>	<u>ADDRESS</u>
1	Lala Hansraj Gupta	Banker	20, Barakhamba Road, New Delhi



- 5 If any member is found involved in any serious misappropriation of funds of the Society.
- 6 If any ordinary member is a defaulter in making payment of the membership fee within a reasonable period of time.
- 7. If the general body by 3/4<sup>th</sup> majority are of the opinion that it will be harmful to the Society to keep any particular person as a member.

8. Management –Board of Management:-

All properties of the Society movable and immovable shall remain vested in the Board of Management and the government of Society shall be conducted, controlled and supervised by the Board of Management who shall have full power to do all that may be necessary or desirable to give effect to the objects of the Society and generally to exercise all its powers except in regard such powers and functions as are required by these regulations to be otherwise exercised.

Board of Management will consist of President, Vice-President, Secretary and minimum three members, who will be elected by the General Body from amongst the Founder Members, Life Members and Ordinary Members for a period of three years. Joint Secretary, if any when coopted will also be a member of the Board.

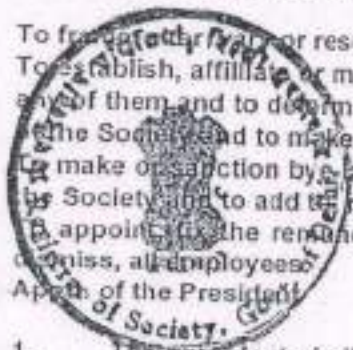
Term of Office of the Board of Management:

The term of office on the Board of Management shall be for a period of three years.

In addition to and without restricting the generality of the powers provided in the Memorandum of Association it shall have powers:-

- a) To amend, alter or rescind these regulations.
- b) To establish, affiliate or maintain or dissolve educational institutions(s) or any of them and to determine from time to time the educational programme of the Society and to make all necessary steps to give effect thereto.
- c) To make or sanction by-laws for the guidance of any of the institutions of the Society and to add to, rescind or alter any such bye-laws.
- d) To appoint, for the remuneration of, give or withhold leave, to suspend or dismiss, all employees of the Society.
- e) To appoint the President of the Society.

1. The president shall be elected by the Board of Management from amongst the Founder Members of the Board for a term of three years.
2. The Hony. Secretary of the Board of Management shall be elected from amongst the members of the Board of Management for a period of three years. The Board of Management can also decide to provide payment or remuneration to the Secretary for his services.



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RULES AND REGULATIONS  
OF  
CHILD EDUCATION SOCIETY  
MEMBERSHIP

1. Members may belong to any of the following classes:- Founder members, Life members, Ordinary members and Honorary members.
2. Any Indian citizen not being minor is eligible Founder Membership by paying Rs. 2 lacs or more provided his name is sponsored by minimum two existing Founder members and minimum 3/4<sup>th</sup> majority of the existing Founder Members Support and approved it. In case of death or voluntary retirement of any Founder member eldest amongst his heirs/legal representative shall be eligible for Founder Member on a payment of Rs. 10,000.
3. Any Indian citizen not being a minor is eligible for Life Membership by paying Rs.25000/- or more provided his/her name is sponsored by minimum two existing Founder/Life members and minimum 3/4<sup>th</sup> majority of the Existing Members (Founder/Life) support and approve it. Life Member shall hold office for his/her life only. Any life member shall be subject to removal from his/her office, by the decision of the majority of other members of the Society.
4. Any Indian citizen not being a minor can apply for ordinary membership by paying Rs. 10,000/- or more provide his/her name is sponsored by minimum two existing Founder/Life members and ordinary members and minimum 3/4<sup>th</sup> majority of the existing members,(life, founder and Ordinary) support and approve it. Any ordinary member shall hold the office for a period of three years and his Membership can be renewed on year to year basis on payment of Annual subscription of Rs.1000/-
5. Any person who has rendered eminent service to the Society or who on account of his education or position or for any other reason is in a position to render valuable help and advice and whose affiliation with the Society is considered to be desirable or beneficial may be co-opted as an Honorary member of the Society for a period of three years.
6. A person intending to become a member of the Society shall make an application to the Society on the prescribed form. It shall be accompanied by the lumpsum payment as aforesaid which shall be returned if the application is not accepted by the Board of Management.
7. The membership may terminate  
  1. To enter into any other transaction authorized by the Memorandum and Rules and Regulations of Society for effectively running the educational institutions and to recover any fee or other sums due from any person either by suit or otherwise.
  2. If he is found a lunatic by a competent court or becomes of unsound mind.
  3. If he is convicted on any offence involving moral turpitude and punishable under Indian Penal Code or any other law.
  4. If he resigns his office by giving two months notice addressed to President unless such notice is withdrawn in writing prior to the date of which such notice is to take effect.

  
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### Power & Functions of President

1. President shall be the presiding Officer and shall preside at all the meetings.
2. He shall be an Ex-officio Member of any Committee or Sub-Committee Constituted for any person by the Child Education Society.
3. He shall have the power for a casting vote in case of equality of vote on any issue.

### Vice President

The Vice-President shall be elected from amongst the Founder Members on the Board of Management for a term of three years .

### Powers & Functions of Vice President

1. Vice President will preside all the meetings of the Board of Management in the absence of President.
2. He will also perform all the other duties of the President in his absence.

### Powers & Functions of Secretary

1. He will act as Chief Executive of the Society.
2. He will sign contracts ,agreements and any other legal documents on behalf of the Society.
3. He will call the General Body Meeting and the Managing Committee Meeting and present Accounts, Reports of the Society.
4. He shall be the Ex-officio Member of any Committee or Sub Committee constituted by the Child Education Society for any specific purpose.

### Joint Secretary

The Joint Secretary shall be a co-opted member who will hold the office as a Joint Secretary for a term of three years.

### Powers and Functions of Joint Secretary:

The main function of the Joint Secretary to assist the Secretary.

### Quorum

1/3<sup>rd</sup> or the members of the Board of Management or three whichever is less.

- g. To enter into any co-operative arrangement or concerted action and to refer any matter of arbitration.
- h. To make any investments in accordance with the powers of the Society and recall or vary the same irrespective of restrictions imposed as to investment by Section 20 of the Indian Trusts Act of 1982.
- i. To incur all necessary expenditure.
- j. To enter into any other transaction authorized by the Memorandum and Rules and Regulations of Society for effectively running the educational institutions and to recover any fee or other sums due from any person either by suit or otherwise.

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- k. To raise and borrow money in accordance with the powers of the Society and to mortgage or hypothecate a property, movable for the purpose thereof.
- l. To accept benefactions on such terms and conditions as it may think it fit.
- m. To delegate all or any of its powers to persons, boards or councils composed of its own members or other members of the Society.
- n. To open an account or accounts in any bank or Banks in the name of the Society or of any of its members and to authorise any two or more of the members to operate such accounts and endorse sign, draw and deal with securities, hundies, bills and other documents.
- o. To appoint or make provision for the appointment of any person (including all or any of the members) as Governor or Committee men or otherwise for the purpose of discharging such objects in connection with Society of the Management of the fund belonging to the society or otherwise in relation to the carrying out of the object to such regulations as the Board of Management may from time to time prescribe.
- p. To appoint or provide for the appointment of separate members to hold any hereditaments or properties acquired or any building fund or endowment fund formed or any other properties, investments or funds at any time subject to such rules and regulations or powers and in such manner as the Board of Management may from time to time frame of confer and to delegate to one or more of such members or to anybody or governors or to any committee or separate members any of the powers vested in the Board of Management.
- q. To make provision for the management and control of any of the institutions, schools or colleges connected with society and also to appoint and make provisions for the appointment of any persons (including all or any of the members) as committee men or Governing Body or Inspecting Body or otherwise for the purpose of managing the said institution, school or colleges or the affairs thereof in such manner and subject to such rules and regulations as may be prescribed.
- r. To make or frame and from time to time repeal, vary, alter or amend schemes, rules and regulations as to the management and affairs of any institution, college or school connected with the Society and as to the conduct of business by any Committee or Sub-Committee or as to any manner connected therewith.
- s. To invest and keep invested money belonging to the Society in or upon any stock, shares, debentures or upon any mortgage of property or in the purchase of any property.
- t. To expand the funds of the Society in such manner as they shall consider most beneficial for the purposes of the Society or in the name of the members such part thereof as they deem fit or not immediately required for the purposes of the Society or in the name of the members such part thereof as they deem fit or not immediately required for the purposes of the Society and to direct the sale or transposition of any such investment and to expand the proceeds of such sale for the purposes of the Society.
- u. To acquire in the name of the Society or in the name of members, build upon, pull down, rebuild and to alter, repair, improve, sell or dispose of or otherwise deal with any land, buildings or premises for the use of society.
- 9. The number of members on the Board of Management shall not at any time be more than 14. The following shall constitute the First Members, namely:-

1. Lala Hansraj Gupta, BANKER, 20, Barakhamba Road, New Delhi.
2. Mr. L.N. Birla, Banker, 8 Royal Exchange Place, Calcutta.
3. Mr. K.K. Birla, Banker, 8, Royal Exchange Place, Calcutta.

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10. The First members shall hold office for one year from the date of registration of the Society under Act xxi of 1860. Before the expiry of the said period a new Board of members shall be constituted at the annual general meeting as follows :-

- i) The Founder members shall from amongst themselves by a majority elect five members if their total number is less than one hundred. They shall nominate seven members if their number is more than one hundred.
- ii) The Life members shall from amongst themselves by a majority nominate four members if their total number less than one hundred. They shall nominate four members if their number is more than one hundred.
- iii) The ordinary members shall from amongst themselves by a majority nominate one member if their total number is less than one hundred and fifty. They shall nominate two trustees if their number is more than one hundred and fifty.
- iv) The members nominated as aforesaid shall have power by majority to co-opt further two members irrespective of their being members of the Society or not for a period of three years.

The terms of the office of the new Board of members shall commence from the date of expiry of the terms of office of the first members. Thereafter a new Board of members shall be constituted in the like manner as aforesaid at every third Annual General Meeting and on the constitution of the new Board the old board of members shall retire.

A retiring member shall be eligible for renomination and shall act as a member throughout the meeting as the result of which he retired.

11. The members shall hold a general meeting atleast every year.
12. No person convicted under the Indian Penal Code or Under other law of any offence involving moral turpitude shall be eligible to be appointed as a member.
13. The office of a member shall ipso facto be vacated:-

- a. If he is adjudged insolvent or suspends payments or compounds with his creditors.
- b. If he is found Lunatic by a Competent court or becomes of unsound mind.
- c. If he is convicted of any offence involving moral turpitude and punishable under the Indian Code or any other Law.
- d. If he resigns his office by giving two months notice in writing addressed to the other Trustees unless such notice is withdrawn in writing prior to the date on which such notice is to take effect.

14. The vacancy in the office of a member caused by death, retirement or otherwise shall be filled up by the continuing members. The member or members so elected shall be deemed to have been a member or members as if originally appointed.
15. No person who have been adjudicated an insolvent and has not obtained his personal discharge shall be eligible to be appointed as a Trustee.



- 16. The President or any two members may at any time summon a special meeting for any cause that seems to him or them to be sufficient.
- 17. The continuing members may act notwithstanding any vacancy in their body, provided that if the number falls below three the members shall not act except for the purpose of filling up the vacancy.
- 18. The members shall receive no remuneration of any kind or receive any money from the Society and or the trust estate directly or indirectly by way of remuneration or profit except when appointed as a paid Secretary. Any member may however be paid travelling and halting allowance if so resolved upon by the members. Provided nevertheless that if any member is called upon to render or perform professional services he shall be entitled to be remunerated accordingly.
- 19. Every member shall be answerable for his own acts and defaults only and not for those of any of his co-members or of any agent or manager appointed under the power their contained nor for any banker with whom money or securities may be deposited nor for any other loss unless the same is caused by his own wilful act, omission or default.
- 20. The members shall cause to be kept proper books on accounts with respect to all moneys received and expended by them and of the matters in respect of which such receipts and expenditure take place and of the assets, credits and liabilities of the Society.
- 21. The members shall be entitled to frame bye-laws for regulations of their own procedures and business provided that 2 members shall form a quorum and that a member may be represented by a proxy.

22. ANNUAL GENERAL MEETING

- The Annual General Meeting of the Society shall be held every year at such time and place as the Board of management may decide, but atleast within fifteen months from the date of last Annual General Meeting.
- 23. Atleast one month before the Annual General Meeting at which the members are to be elected the Secretary of the Society shall send intimation to the members of the Society inviting nominations to the Board of Management, and for appointment of Auditors for the next ensuing year.
  - 24. Each nomination should reach the Secretary of the Society atleast 10 days before the Annual General Meeting. No proposal which reaches the Secretary after the time aforesaid will be considered by the Board of Management or by the Annual General Meeting. Every nomination must be duly proposed and seconded.
  - 25. Notices of the Annual and other General Meeting shall be given to the members atleast fifteen days before such meetings.
  - 26. One third of the total number of Founder Members, Life members and ordinary members or 10 which ever is less present in person at a General Meeting shall form a quorum.
  - 27. If there be no quorum until the expiry of twenty minutes from the time for which the meeting has been called General Meeting shall be adjourned meeting, then the members present will form a quorum.
  - 28. The President of the Board of Management and in his absence any one of the members will preside over the General Meeting of the Society. In the absence of all of them the members present shall elect from amongst themselves a President for such meeting.

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29. The following business will be transacted at the Annual General Meeting of Society:-
- To pass the annual report and the audited accounts.
  - To pass the budget if any for the next year.
  - To elect the members and to appoint the auditors for the next year, and
  - To consider such matters as may be deemed necessary to be brought forward before the meeting.
30. Every member of the Society present in person at the Annual General Meeting or any other General Meeting of the Society will have one vote. In case of an equality of votes, the President of the meeting will have a second or casting vote.
31. Every matter or proposal brought forward before the meeting for consideration will be decided by a majority of the members present at such meeting and decision of the President of the meeting as to whether a resolution has been passed or lost unanimously or by a particular majority shall be final.
32. One-fourth of total number of members of the Society or 25 members, whichever be less, will be entitled to send a requisition to the Secretary to call a General Meeting specifying the objects for the consideration of which the said meeting is to be called. On receipt of such requisition the Secretary shall call a General meeting within a fortnight from the date of the receipt of such requisition. If the Secretary fails to call a meeting within the time aforesaid, the requisitionists will be entitled to call within a month from the date on which the meeting should have been convened a General Meeting at such time and place as they may consider proper notice whereof shall be given to the members of the Society atleast seven days before the date of such meeting.
33. In such extra ordinary General Meetings only such matters will be considered of which notice has been given.
33. a) The following additions have been made by utilizing the Powers granted to Board of Management under Clause 8(a) as Rules & Regulations.
- One member from the Office of the Joint Director would be included in the Managing Committee of Bal Bharati Public School, Sector-21, Noida.
  - 10 % seats would be reserved for SC/St and these children would be charged concessional fee.
  - Bal Bharati Public School, Noida shall not claim any aid whatsoever from the Government of Uttar Pradesh.
  - & v) The staff employed by Bal Bharati Public School, Noida would be given scale of pay, allowances and benefits as are applicable to Central Government employees.
  - Any order received from time to time from the State Government would be duly implemented within the framework of law.
  - The school is maintaining and shall maintain the records properly.
34. ALTERATIONS OF RULES  
The general Rules and Regulations of the Society can be altered in any General Meeting of the Society by a majority of atleast 2/3<sup>rd</sup> (two third) of the members present at such meeting.
35. NOTICE :  
Any accidental omission to send any notice or non-receipt of any notice by any member shall not invalidate the proceedings of any meeting.

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It. Secretary



36 WINDING UP

The income and property of the Society shall be applied solely towards the promotion of the objects of the Society. If any donor limits his donation or contribution to any particular object or objects or earmarks the same, it shall be spent towards the promotion of that particular object or objects only.

37. If upon the winding up or dissolution of the Society there remains, after the satisfaction of all the debts and liabilities, any property whatsoever, the same shall not be paid to or distributed amongst the members of the Society but shall be given or transferred to some other Institution or Institutions having objects of the Society to be determined by the members of the Society at or before the time of the winding up, or dissolve in accordance with the provisions of the Societies Registration Act, 1860.

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*11/11/2000*

For, Child Education Society

*[Signature]*  
Joint Secretary

*[Signature]*



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*20/9/2000*

Additional District & Sessions Judge  
Delhi

