



र.नं. ७६६२ दि. १९/१/२००० किंमत. १००

Ex-4

नांव मेहेराझाद पाब्लिक चॅरिटेबल ट्रस्ट
हस्त (श. वी. कळपुरी)

के. एम. आडकर मुद्रांक विक्रेता
कलेक्टर कचेरी कॅम्पाऊंड, अहमदनगर.

मेहेराझाद
शु. ज. विपुलगाव काळवी
M. B. Kalchuri

MEHERAZAD PUBLIC CHARITABLE TRUST

THIS INDENTURE is executed at Meherazad, At & Post Pimpalgaon - Malvi, Taluka Nagar, District Ahmednagar on Wednesday, 19th day of January 2000, by and between Mrs. Arnavaz Nariman Dadachanji, aged about 81 years, resident at Meherazad, Pimpalgaon - Malvi, Taluka Nagar, District Ahmednagar, M. S, hereinafter referred to as the "Settlor" (which expression shall, where the context or meaning so permits, include her heirs, executors, and administrator(s) of the One Part, AND (1) V. S. Kalchuri, (2) Dr. D. N. Kerawala, (3) Ali Ramjoo, (4) C. V. Natu, (5) Jal P. Dastoor, (6) J. M. Sukhadwala, (7) Adi P. Dubash, (8) J. K. Rangole, (9) F. J. Mistry, and (10) M. B. Kalchuri, hereinafter referred to as the "Trustees" (which expression shall, where the context or meaning so permits, include the survivors or survivor of them, the heirs, executors and administrators of the last survivor, their successors and assigns, and any other trustees or trustee for time being of these presents) of the Other Part,

WHEREAS the Settlor is a follower of Avatar Meher Baba and she has been leading a dedicated life to serve His cause;

WHEREAS the Settlor knows the importance of Meherazad as Pilgrimage Center where thousands and thousands of followers of Avatar Meher Baba from all over the world visit for their pilgrimage as this is the Home of Avatar Meher Baba.

WHEREAS it is necessary to make proper arrangements for the followers of Avatar Meher Baba and to create facilities for the poor people of surrounding areas without any distinction of caste, creed, religion, sex or nationality.

WHEREAS the Settlor is desirous of setting this Trust with the amount of Rs. 20,000/- which is more particularly described in the first Schedule hereunder written and which is referred to as the "Estate" upon the Trust hereinafter set out,

WHEREAS the present value of the Estate is Rs. Rs.20,000/- only;

WHEREAS the Settlor has handed over to the Trustees possession of the Estate mentioned in the first Schedule hereto; and

WHEREAS the parties hereto of the Other Part have agreed to act as the Trustees of these presents, and to hold the Estate, together with all cash and other property, movable and/or immovable or securities or investments, of any kind whatsoever, into which the same or any part thereof may be converted or which from time to time may be held or acquired by the Trustees or may come into their hands by virtue of these presents or by operation of law, donations, gifts, or otherwise howsoever in relation to these presents, and all interest or income derived therefrom from time to time and all accretions and additions thereto and other assets acquired separately or in substitution thereof or for any part thereof from time to time (hereinafter referred to, collectively, as the "Trust Property") in the Trust hereinafter set out, so as to provide for the benefit of the public irrespective of caste, creed, race, religion, sex or nationality;

NOW THESE PRESENTS WITNESS that in consideration of the premises and for effectuating the aforesaid desire of the Settlor, IT IS HEREBY AGREED AND DECLARED as follows:

- 1) The Trust shall be permanently styled as "Meherazad Public Charitable Trust", Pimpalgaon – Malvi, District Ahmednagar, M. S., and the main office of the Trust will be at Meher Nazar, King's Road, Ahmednagar 414 001, M. S.**
- 2) The Settlor does hereby transfer, convey, and assign unto the Trustees the Estate described in the first Schedule hereunder written TO HAVE AND TO HOLD the same unto the Trustees subject to the powers and provisions hereinafter declared and contained and concerning the same.**
- 3) The Trustees shall accept gifts in form of movable or immovable property hereinafter allowed to be received and in the next place pay thereout all the outgoing and the charges in respect of the Trust proper.**
- 4) The Trustees shall register the Trust under the Bombay Public Trusts Act, 1950, and under Section 12 (A) and Section 80 – G of the Income Tax Act, 1961, and then also under the Foreign Contribution Regulation Act, 1976, New Delhi. The Trustees shall administer the Trust so that at all times it shall be exempt from income tax under the provisions of Sections 11, 12, 12 –A and 13 of the Income Tax Act, 1961, as the same may be amended from time to time, and qualified to receive income tax – deductible contributions to the extent provided under Section 80 – G of the Income Tax Act, 1961, as the same may be amended from time to time, as a wholly public trust within the meaning of the Bombay Public Trusts Act, 1950, as the same may be amended from time to time (hereinafter, a "Wholly Public Charitable Trust").**
- 5) The Trustees shall utilize the corpus and/or the net income of the Trust Property as hereinafter mentioned, without any distinction of caste, creed, race, religion, sex or nationality, to benefit, perform the functions of or**

carry out any one or more of the public charitable purposes of AVATAR MEHER BABA PERPETUAL PUBLIC CHARITABLE TRUST, a perpetual public charitable trust created by AVATAR MEHER BABA under that certain Indenture dated April 6, 1959, as amended and restated from time to time (hereinafter "AMBPPCT"), by (a) facilitating visits by the public to places touched or visited by AVATAR MEHER BABA during His lifetime and during His Avataric Mission or Advent, enabling the study of and undertaking research in the various aspects of His work at the respective places, paying homage to the same and to the memorials, statues, and symbols kept or preserved thereat or therein for the benefit of the public; (b) providing service to and relief of the poor, indigent, illiterate, sick, disabled and blind, and education, medical relief, reliefs of all kinds and help and succor, and amelioration in times of distress, flood, famine, war, earthquake, fire or other calamity or havoc, and scarcity of different kinds to the afflicted; (c) advancing all objects of general public utility in a selfless and altruistic spirit and particularly promoting a sense of oneness of humanity, tolerance, and goodwill among humanity in consonance with the example of DIVINE LIMITLESS COMPASSION AND LOVE of which AVATAR MEHER BABA was unquestionably acknowledged and recognized all the world over as the embodiment and personification, and (d) furthering or carrying out any other purpose of a public charitable nature, including the making of donations inuring for the benefit of the public or a cross - section of the public, irrespective of caste, creed, race, religion, sex, or nationality, which the Trustees, from time to time, determine, in their sole discretion, to be appropriate and feasible, although not specifically described above.

6) In particular, the Trustees shall undertake, as necessary, desirable or appropriate in order to carry out or further the Trust's public charitable objects and purposes, in accordance with the availability of funds, and each without any distinction of caste, creed, race,

religion, sex, or nationality, the following projects, programs, activities, and services:

- a) The development, maintenance and upkeep of the Trust Property so as to provide: (i) water, by digging wells and/or obtaining independent water supply from available public sources; (ii) all-weather vehicular roads, in particular for access to the Trust Property and Meherazad; (iii) appropriate facilities, shelters, accommodations and other amenities for the visitors and pilgrims, as well as Sevaks and Sevikas and Spiritual Trainees required to reside temporarily or permanently on the Trust Property or at Meherazad as these individuals who lead dedicated lives for Avatar Meher Baba will reside there in order to serve His cause under the motto Mastery In Servitude given by Avatar Meher Baba ; (iv) health care facilities, such as dispensaries, hospitals, clinics, camps, and public gardens and parks for the residents, visitors and people of the surrounding villages (hereinafter, the "community"); (v) educational facilities, such as schools, playgrounds, libraries, cultural arts facilities, and community centers for the community; (vi) projects and programs to promote the education and physical, mental, and emotional health of the community; (vii) facilities of all kinds for training any persons so inclined in living a life of spiritual enlightenment and selfless service to the public in accordance with the universal teachings given and the high ideals set up by Avatar Meher Baba and other Great Ones for the upliftment of Humanity; and (viii) any other objects of public utility that the Trustees determine it is practical and appropriate to undertake for the benefit of all or any part of the community;

- b) The development and support of the following projects, programs and activities: (i) training of persons according to the life lived by AVATAR MEHER BABA and His Companions, particularly what was called "The New Life," exemplifying and practicing at all times renunciation, and detachment in the midst of the

ordinary worldly activities that is, "To be in the world and yet be not of it"; (ii) depicting and unfolding the life and words of AVATAR MEHER BABA through establishment of or helping in the establishment of museums, memorials, study-halls, libraries, fairs or exhibitions, or "melas" at such places as may be feasible from time to time, open to the public; (iii) assembling or producing and/or exhibiting films on the different aspects of the life and work of AVATAR MEHER BABA, such as His "New Life," the Poor programs, the Leper programs, Darshan to the masses and His other activities in the course of His mission, of sowing the seeds of "Divine Love" and "awakening the whole of Humanity to the Divinity in each one of them" and the building of a foundation or nucleus of the New Era or the New Humanity which will live in peace and cordiality eliminating all selfishness, greed and discord of all forms and will realize the ONENESS OF HUMANITY so that man's life may be devoted to the realization of the Godhood within each one; (iv) writing and producing plays based on the messages, discourses and sayings of AVATAR MEHER BABA for the benefit of the public; (v) writing, performing and recording music, songs, kirtans, Quawwalis, Bhajans (vocal and/or instrumental) disseminating the life and work the messages and dissertations of AVATAR MEHER BABA, for the benefit of the public; (vi) creating and reproducing works of visual arts, such as paintings, sculptures, engravings, etchings, printings, posters, drawings, and slides, depicting the various facets of the life and work and dissertations of AVATAR MEHER BABA, for the benefit of the public; (vii) writing books, tracts, booklets, journals, magazines, souvenirs, periodicals and other publications or literature on the different aspects of the life, messages, sayings, expositions and discourses of AVATAR MEHER BABA, and publishing and distributing such works among the public in such languages as may be feasible; and (viii) writing, presenting, recording and/or producing talks,

speeches, lectures, broadcasts, radio talks and television programs among the public or sections thereof at such places and times and occasions in such languages as may be feasible spreading and disseminating for the benefit of the public the universal messages and discourses of AVATAR MEHER BABA and His Mission and Avatarhood by those who lead a life of sacrifice, love and brotherhood, for the upliftment of Humanity as aforesaid in all spheres of life.

- 7) Initially there shall be ten (10) Trustees of the Trust (the "Board"). From time to time thereafter, the Board, by majority vote, may increase or decrease the number of Trustees according to the work and development of the Trust. At any time and from time to time, the trustees of AMBPPCT, by majority vote, may remove any Trustee and may appoint Trustees to fill any vacancies on the Board. At all times at least a majority of the Trustees shall also be serving as trustees of AMBPPCT. Each Trustee appointed shall be selected without any distinction of caste, creed, race, religion, sex or nationality. The Chairman of the Board shall be that individual who is serving as chairman of the board of trustees of AMBPPCT or, if he or she is unwilling so to act, the Chairman shall be such one of the Trustees who is also serving as a trustee of AMBPPCT, as the Board, by majority vote, shall select.
- 8) No part of the Trust Property shall inure to the benefit of or be distributable to any Trustee or other private individual or entity, except in furtherance of the Trust's charitable purposes, as payment of reasonable compensation for services rendered, or as payment or reimbursement of reasonable compensation for services rendered, or as payment or reimbursement of reasonable expenses necessary to carrying out the Trust's public charitable purposes. No substantial part of the activities of the Trust shall consist of the carrying on of propaganda, or otherwise attempting, to influence legislation, and the Trust shall not participate or intervene in (including the publication or distribution of statements) any political campaign on behalf of or in opposition to any candidate for public office.

Notwithstanding any other provision of this Indenture, the Trust shall not carry on any other activities not permitted to be carried on by a Wholly Public Charitable Trust.

- 9) The Trustees may distribute to the trustees of AMBPPCT any part or all of the Trust Property, at such times and in such amount or amounts as the Trustees of the Trust deem appropriate, to be held and administered by the trustees of AMBPPCT as part of the estate and property of AMBPPCT. If at any time the Trustees of the Trust determine that it is no longer necessary or desirable to administer the Trust as a separate trust, the Trustees shall amalgamate the Trust with AMBPPCT, if AMBPPCT is then in existence and a Wholly Public Charitable Trust and the trustees of AMBPPCT consent to such action, or, if not, the Trustees shall distribute the Trust Property remaining after payment or adequate provision for the lawful debts and obligations of the Trust and the expenses of its termination exclusively to such one or more other Wholly Public Charitable Trusts, in such proportions and for such of the Trust's public charitable purposes as the Trustees shall select and determine in the Trustee's sole and absolute discretion. If the Trust is ever terminated, no Trustee or other private individual or entity shall be entitled to any distribution or division of the remaining Trust Property, except as provided by law.
- 10) It is declared and confirmed that the Trust is irrevocable. The Trustees may, however, from time to time, frame schemes and rules and regulations or pass resolutions for more satisfactorily working out and administering the several objects and purposes enumerated herein, according to the availability of funds and also to modify such schemes, rules and regulations, but only in such manner that the WHOLLY PUBLIC CHARITABLE character of the same, irrespective of caste, creed, race, religion, sex or nationality, and the right of the trustees of AMBPPCT to remove and appoint the Trustees of the Trustees of the Trust, is never in any way impaired.

The First Schedule Above Referred To As Initial Trust Property

A sum of Rs. 20,000/- only (RS. TWENTY THOUSAND ONLY) donated by and settled upon this Trust by the Settlor of the Trust (Mrs. Amavaz Nariman Dadachanji) to be treated as the Corpus of the Trust Property or Fund and to be kept for the present in the Andhra Bank, Ahmednagar Branch, Ahmednagar.

IN WITNESS WHEREOF the parties abovenamed have signed this Deed at Meherazad, At & Post Pimpalgaon - Malvi, Tal. & Dist. Ahmednagar, M. S. this Wednesday, 19th day of January 2000 in the presence of under noted witnesses:

Signed sealed and delivered by the withinnamed Vir Singh Kalchuri in the presence of.....



(E. B. Jessawala) and

M. R. Irani.

(M. R. Irani)



(V. S. Kalchuri)

Trustee

Signed sealed and delivered by the withinnamed Dr. D. N. Kerawala in the presence of.....



(E. B. Jessawala) and

M. R. Irani.

(M. R. Irani)



(Dr. D. N. Kerawala)

Trustee

Signed sealed and delivered by the withinnamed Ali Ramjoo in the presence of.....



(E. B. Jessawala) and

M. R. Irani.

(M. R. Irani)

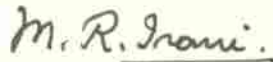


(Ali Ramjoo)

Trustee

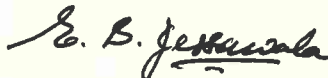
Signed sealed and delivered by the
withinnamed Chintaman Vishnu Natu in the
presence of.....

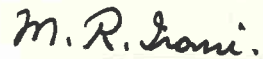

(E. B. Jessawala) and



(M. R. Irani)

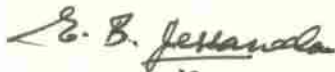
Signed sealed and delivered by the
withinnamed Jal P. Dastoor in the
presence of.....

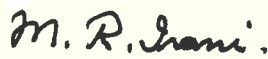

(E. B. Jessawala) and



(M. R. Irani)

Signed sealed and delivered by the
withinnamed Jehangir M. Sukhadwala in the
presence of.....

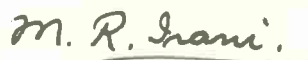

(E. B. Jessawala) and



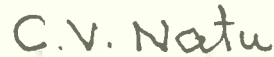
(M. R. Irani)

Signed sealed and delivered by the
withinnamed Adi P. Dubash in the
presence of.....


(E. B. Jessawala) and



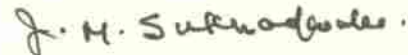
(M. R. Irani)



(C. V. Natu)
Trustee



(Jal P. Dastoor)
Trustee



(J. M. Sukhadwala)
Trustee



(Adi P. Dubash)
Trustee

Signed sealed and delivered by the
withinnamed Jagannath Keshav Rangole in the
presence of.....

E. B. Jessawala
(E. B. Jessawala) and

M. R. Irani.

(M. R. Irani)

Rangole
(J. K. Rangole)
Trustee

Signed sealed and delivered by the
withinnamed Framroze Jamshed Mistry in the
presence of.....

E. B. Jessawala
(E. B. Jessawala) and

M. R. Irani.

(M. R. Irani)

F. J. Mistry
(F. J. Mistry)
Trustee

Signed sealed and delivered by the
withinnamed Mehernath B. Kalchuri in the
presence of.....

E. B. Jessawala
(E. B. Jessawala) and

M. R. Irani.

(M. R. Irani)

M. B. Kalchuri
(M. B. Kalchuri)
Trustee

Mrs. Amavaz Nariman Dadachanji, devoted to the Beloved
Avatar Meher Baba's Cause, age 81 years, the Settlor.

- (1) Vir Singh Kalchuri, age 74, devoted to the Beloved Avatar
Meher Baba's Cause, residing at Meher Nazar, King's Road,
Ahmednagar, M. S.
- (2) Dr. D. N. Kerawala, age 72, retired professor, residing at
Meherabad, Dist. Ahmednagar, M. S.
- (3) Ali Ramjoo, age 70, retired from service, residing at 15/207
Lokmanyagar, Pune, M. S.
- (4) Chintaman Vishnu Natu, age 80, retired teacher, residing at
Meherazad, P.O. Pimpalgaon - Malvi, Dist. Ahmednagar, M.
S.

- (5) Jal P. Dastoor, age 69, retired businessman, residing at Meherabad, Dist. Ahmednagar, M. S.
- (6) Jehangir M. Sukhadwala, age 67, retired from service, residing at 841, Dastoor Meher Road, 2nd floor, Pune Camp, Pune, M. S.
- (7) Adi P. Dubash, age 81, retired businessman, residing at Meherabad, Dist. Ahmednagar, M. S.
- (8) Jagannath Keshav Rangole, age 73, retired from service, residing at Meher Nazar, King's Road, Ahmednagar, M. S.
- (9) Framroze Jamshed Mistry, age 47, devoted to the Beloved Avatar Meher Baba's Cause, residing at Meherazad, P. O. Pimpalgaon - Malvi, Dist. Ahmednagar, M. S.
- (10) Mehernath B. Kalchuri, age 45, advocate, residing at Meher Nazar, King's Road, Ahmednagar, M. S.

Nos. 1 to 10 the trustees, of the Meherazad Public Charitable Trust at Meherazad, P.O. Pimpalgaon - Malvi, Dist. Ahmednagar, M.S.

All executing parties admit execution and are personally known to me.

Signed sealed and delivered by the withinnamed Arnavaz Nariman Dadachanji in the presence of.....

E. B. Jeevawala
(E. B. Jeevawala) and

M. R. Irani
(M. R. Irani)

A. N. Dadachanji
(Mrs. Arnavaz N. Dadachanji)