



MEMORANDUM OF ASSOCIATION

and

RULES AND REGULATIONS

of

BIKASH BHARATI WELFARE SOCIETY

(AS AMENDED UPTO 31 DECEMBER 1997)



Registration under the Societies Act.

Act XXVI of 1961

BIKASH BHARATI WELFARE SOCIETY

Memorandum of Association

1. The name of the Society shall be “**BIKASH BHARATI WELFARE SOCIETY**”.
2. The registered Office shall be situated in Calcutta in the State of West Bengal and for the present at 20/1B, Lal Bazar Street, Calcutta - 700 001.
3. The objects for which the Society is established are as follows :
 - a) To start and run all types of schools (Primary. K.G., S.F., H.S.), college, students’ homes, Hostels, Orphanages, Hospital and Charitable Dispensary for Students, Teachers & Technical Schools at any place in Indian Union for both boys and girls under the management of the Society and to start colony for Journalists and Educationists.
 - b) To promote the cause of education through rights-based approaches among the boys and girls generally with special reference to the needs of the society they live in and to develop the Indian Ideal of life in them by establishing Schools, Colleges, University, Seminaries, Libraries, Reading Rooms, Coaching Classes, Night Schools, Playgrounds and arranging extension lectures. Outdoor and Indoor games and social functions for physical, moral and spiritual welfare

including stage performance of dramas, dance dramas or musical dramas to be performed by the Society.

- c) To impart instruction on and training in domestic hygiene, domestic economy, music, agriculture, carpentry, clay modelling, basket weaving, cane works spinning, bamboo work, tailoring and other cottage industries and to start Production-cum-Training Centre in different trade.
- d) To publish newspapers, pamphlets, books, articles, leaflets, booklets and to organise public lectures, debates and to educate public opinion in favour of the objectives for which the Society has been established.
- e) To be affiliated and establish communication with other Institutions having similar objects and to help them if necessary.
- f) To receive and sell all property movable and immovable at any time given or bequeathed or in any way entrusted to the Society and to collect all money or other valuables intended or promised by any person as subscription or donation to the Society.
- g) To amalgamate with or take up the assets and liabilities or other Institutions having similar objects or almost to the Society.
- h) To advertise or issue circulars, leaflets hand bills, from time to time in furtherance of the object of the Society as may be considered necessary.
- i) To frame, amend, modify or alter the Rules, Regulations and Bye-laws of the Society as may be found necessary.
- j) To purchase, sell, take or lease or exchange or hire or otherwise acquire property movable or immovable and any rights, privileges

which may be deemed necessary or convenient for the purpose of the Society and to improve, develop, manage, sell, lease, mortgage, dispose of or otherwise deal with all or any part of the property and / or assets of the Society.

- k) To construct or take on lease or rental basis, maintain, repair, alter any house, buildings or works necessary or convenient for the purposes of the Society.
- l) To enter into any arrangement with the Government or any Municipal or Local Bodies or foreign for securing grants and to take such steps as may be deemed expedient for the purpose of procuring contribution to the funds of the Society in the shape of donations, subscriptions or otherwise.
- m) To borrow and raise money for the purpose of the Society on Bonds, Mortgage, Deposit of Deeds, Promissory Notes, Hundies, Lotteries or in such other manner as the Managing Committee of the Society may think fit.
- n) To accept any gifts of property whether subject or not to any special trusts or conditions in favour or in furtherance of any of the objects of the Society.
- o) To invest the money of the Society not immediately required upon such securities and in such manner as may from time to time be determined.
- p) To draw, accept, make and to endorse and execute Cheques, Drafts, Promissory Notes, Bills of Exchange, and other negotiable instruments for the purpose of the Society.
- q) To do all such other things as are incidental or conducive to the attainment of the above objects or any of them.

- r) To provide for the management of the affairs of the Society in such manner as the Society think fit and in particular to appoint salaried or non-salaried men and women as the Society shall think fit on such terms as to their remuneration or honorarium and with such power and authorities as the Society shall deem fit and to dismiss, suspend or punish any such men or women.
- s) To promote Technical, Medical Engineering, Cultural Education and Higher Education and Higher Educational Institutions.
- t) To organise and start Charity Shows, Raffle (lotteries) for raising funds for the Society and for other humanitarian causes which the Managing Committee thinks proper and fit.
- u) To establish Children Sanatorium and Hospital.
- v) Establishment of Counselling Centre at one or more places as may be deemed proper by the Society to prevent abuse of drugs and to caution the people of the dangerous effect on one's life and consequently the society at large as also to advise the effective measures to be taken by the afflicted persons and / or his / her guardians.
- w) Organisation of Campaigns against user of drugs of various categories which afflict the health, both mental and physical, of persons addicted to such drugs.
- x) Organisation of strong campaign amongst people to make them aware of atrocities on women by educating them suitably on the issues.
- y) Creation of awareness amongst people including elites and non-elites about the dangerous ill effects of pollution of all types including environmental, atmospheric, smoke, water, sound to name a few only on the health of the society at large and to advise them how to control the pollution by adopting different types of accepted ways and means both present and future.
- z) Undertaking welfare works amongst street children who are living in object condition by imparting basic education covering literacy, moral and health education in order to make them respectable and responsible citizen.
- z1) Organising welfare programme for disabled people and to enthuse them to gain the courage of depending on one's own capability.
- z2) Organising welfare programmes of all varieties for disabled children, both mental and physical, by imparting training either literacy or vocational so that such children can mainstream in the society.
- z3) Setting up of homes for old people of either sex who are living alone or have none to look them after and who at the same time are eager to remain engaged mentally and physically by serving the society in their own way by exploiting their own experience and education acquired during past active life and who are also eager to spend money for securing a quiet worry free accommodation in clean environmental situation for rest part of their respective lives.
- z4) Preventive education both men and women about the high risk sexual behaviour and their disastrous effect contacting various sexual diseases including HIV/AIDS and other known conventional diseases as also preventive intervention among of sex workers and drug users.
- z5) Encouraging people to plant trees in and develop eco-friendly environment so that atmospheric pollution is kept at bay and in order to achieve these- organise Seminars, Discourses, Lectures.
- z6) Organising meetings, seminars, workshop lectures and discourses and bringing awareness amongst the members of public about bad effect

of use of Child Labour in dangerous industries and industries at large, which is prohibited by United Nations Organisations.

- z7) Participating in Immunisation Programme for children under the guidance of Government Health Department
- z8) To undertake rural and urban development work like construction of low cost latrines, arrangements for supply of drinking water, low cost houses ect., for weaker section of people.
- z9) To adopt schemes for promotion of self-employment for unemployed Youth of the society as the Government may entrust from time to time.
- Z10) To do Advocacy with the Administration, the Law Enforcing Agencies and the Judiciary, as well as Networking with other non-government organizations to ensure the Rights of children, the Persons with disability are preserved, Simultaneously the stigma and discrimination for the People and Families affected due to drug use, TB occurrence and HIV/AIDS infection are removed from the Society.
- z11) To do all other welfare activities which are not covered by aforesaid clauses and which may need to be covered in future arising out of exigencies demanding attention to serve the people and society generally.

5. The names, present address and occupation of the Members of the first Managing Committee are as follows :

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|-----------------------|--|
| 1. Sri C. R. Roy | 200V, S. P. Mukherjee Road,
Calcutta. |
| 2. Sri N. C. Sengupta | 20/1, Lalbazar Street, Calcutta. |
| 3. Sri N.M. Deb | Jhargram, Midnapur. |

Raja Bahadur

- | | |
|-----------------------|--|
| 4. Sri U. N. Gupta | 20/1, Lalbazar Street, Calcutta. |
| 5. Sri S.K. Das Gupta | 20/1, Lalbazar Street, Calcutta. |
| 6. Sri L.N. Padhi | 20/1, Lalbazar Street, Calcutta.
Cuttack (Orissa) |

6. A copy of the Rules, Regulations and Bye-Laws of the said Society filed with this Memorandum of Association and the Undersigned being the members of the said Managing Committee, do hereby certify that the said copy of the Rules, Regulations and Bye-Laws is a correct copy of the Rules, Regulations and Bye-Laws of the Bikash Bharati Welfare Society.

We, the several persons whose names, addressesw and occupation are subscribed hereunder, and desirous of being formed into a Society in pursuance of the Memorandum of Association.

<u>Name in Full</u>	<u>Present Address</u>	<u>Occupation</u>
1. Sri N.M. Deb Raja Bahadur	Jhargram	Zamindar
2. Sri Naresh Ch. Sengupta	20/1, Lalbazar Street, Calcutta - 1	Business
3. Sri Chitta Ranjan Roy	200V, S.P. Mukherjee Road, Calcutta - 26	Business
4. Sri Upendra Nath Gupta	20/1, Lalbazar Street, Calcutta - 1	Advocate
5. Sri S.K. Das Gupta	20/1, Lalbazar Street, Calcutta - 1	Business
6. Sri L.N. Padhi	Cuttack (Orissa)	Business.

RULES AND REGULATIONS
OF
BIKASH BHARATI WELFARE SOCIETY
AS AMENDED UP TO 30 JUNE 1993

1. **Membership :-**

- A) The membership of the Society shall be open to all adult citizens of Indian Union who subscribe to the objects of the Society and approved by the Managing Committee.
- B) There shall be following classes of members.
- i) Person interested in Education.
 - ii) Founder Member.
 - iii) Life Member.
 - iv) Donor Member.

Membership Fee

- i) The Managing Committee shall have power to fix fees whether monthly, quarterly, half yearly or annually, on any category of members and to determine the rates of fees as may be deemed proper by them considering the need of the Society to meet its expenditure and commitments. The rates of fees may be varied by the Managing Committee from time to time as the circumstances will demand in view of escalating expenditure.
- ii) Any person who contributes a substantial amount either in cash or in kind at the time of establishment of the Society shall be called as Founder Member. The amount shall not be less than Rs. 10,000/- either in cash or in kind or partly

in cash or partly in kind. The Founder member shall also be Life-Member and shall not require to pay any amount of fee. Sri N. C. Sengupta who has donated a substantial property of a plot of land measuring about 30 bighas at Garshalboni, Jhargram and a sum or Rs. 10,000/- towards the establishment of the Society shall be the Founder Member and a permanent member of the Managing Committee till his death.

- iii) Any person paying not less than Rs. 10,000/- at a time in cash shall become a Life Member of the Society during his life time and shall enjoy the right to be opted for the single sent in the Manging Committee when there is only one Life Member from amongst all who seek to be elected to the Managing Committee will be chosen by poll.
- iv) The Managing Committee may from time to time appoint any eminent educationist as member of the society, such persons shall not be required to pay any fees but they shall have to do honorary work for the cause of the best interest of the Society.
- v) At least one member shall be elected from each category of members to the Managing Committee.

II. A member shall at the option of Managing Committee be deemed to be disqualified if :-

- a) He fails to pay subscriptions for a period of three months after the same become due.
- b) He has interested prejudicial to the aims and objects of the Society.

The Managing Committee by a resolution, of which due previous notice has been given and passed at its meeting by a two-third of the members present in the meeting, may remove any member from membership of which the Managing Committee shall be the sole judge, if it considers it desirable to do so.

III. Privileges of Members :-

A member of this Society shall be entitled to attend, speak and vote at any meeting of the Society on any matter which may be submitted for its consideration, provided no arrears of subscriptions for more than three months are outstanding against him.

IV. Office bearers of the Society :-

1. There shall be held once in every year a meeting of the members of the Society which will be called "The Annual General Meeting" to transact the following business :-

- a) To receive and adopt the Annual Report of the Managing Committee and the accounts of the Society.
- b) To elect members of the Managing Committee for the next three years.
- c) To transact such other business which under these rules ought to be transacted at any Annual General Meeting. The Managing Committee may for the adequate reasons extend the period for holding the Annual General Meeting.

2. **SPECIAL MEETING**

The Managing Committee may whenever it thinks fit and shall on the requisition of at least 1/3rd members forthwith proceed to convene a special meeting of the members provided that in the

case of such requisition, the requisitionists shall have given at least one month's notice (written) to the Honorary Secretary, specifying the objects and reasons for which the proposed special meeting is to be called.

3. **NOTICE**

A meeting of the Society, whether Annual or Special may be called by not less than 15 days notice in writing calculated from the date of posting of the notice.

4. **SERVICE OF NOTICE**

A notice of meeting of the Society whether Annual or Special specifying the place, day and hour with a statement of the business to be transacted at meeting shall be sent to every member in such manner as may, from time to time be decided by the Managing Committee.

5. **OMMISSION TO GIVE NOTICE**

The accidental omission to give notice to or the non-receipt of notice by any member shall not invalidate the proceedings at any such meeting.

6. **CHAIRMAN OF THE MEETING**

The Chairman of the Society shall preside at all the meetings. If at any meeting the Chairman be not present then the Vice-Chairman shall preside at the said meeting. If at any meeting neither the Chairman or the Vice-Chairman be present, the members present, the members present shall choose one from amongst themselves to be the Chairman of such meeting.

7. **QUORUM**

One-fourth of the total members of five members whichever is less, present in person, shall be a quorum for the meeting of the members, whether Annual or Special.

- g) To appoint any committee for such period and on such terms as it deems fit and to dissolve any of them.
 - h) To generally do all such other acts and things as may be necessary or incidental to carry out all or any of the objects of the Society.
 - i) To establish any branch of the Society.
 - j) To manage all educational institutions of the Society should be under special constitution.
2. The Managing Committee shall have power to act notwithstanding any vacancy in its body.
 3. Every member of the Managing Committee shall retire at the end of his terms of office but shall continue in office till his successor is appointed. The retiring members shall be eligible for re-election. The Managing Committee for the time being shall function as such till its successor is formed.
 4. The Managing Committee shall have the power to appoint paid Office Secretary on such remuneration as it may deem proper and prescribe his duties and functions.
 5. The Managing Committee shall frame its own rules for the purpose of regulating its proceedings which may be amended, altered or revised as and when required.
 6. The Managing Committee shall meet at least six times a year and also as often as it is necessary to consider matters which may be on the agenda.
 7. The Managing Committee shall have the power to make rules regarding :-
 - a) Funds of the Society and its Bankers.
 - b) Annual reports, accounts and audit.
 - c) Maintenance of seal of the Society.
 - d) Service considerations of the employees or the Society.
 - e) Custody and disbursement of the Society's Fund.
 - f) Withdrawals of funds and sanction of expenditure.
 - g) To take and advance loans.
 - h) To establish branches of the Society in various parts of the state for furtherance of the objects of the Society.
- VII. All suits and other legal proceedings for and against the Society shall be in name of the Secretary.
- VIII. **Functions of the Office-bearers :**
- a) Subject to powers conferred on the Managing Committee the Chairman shall be the overall incharge of the Society and shall be responsible for proper carrying out of the Society or the Managing Committee from time to time as also such other activities as may be conducive to the fulfilment of any or all of the objects of the Society. To preside over the meeting of the Managing Committee as well as the General or Special meeting of the Society and to conduct the meetings and regulate its proceedings.
 - b) The Chairman may delegate any or all of his power under these rules to the Vice-Chairman.
 - c) The Treasurer shall be responsible for the funds and to see economy and proper maintenance of accounts.
 - d) The Secretary shall be the Chief Executive Authority of the Society for the practical implementations of all resolutions and other activities of the Society.
 - e) In absence of the Secretary, the Managing Committee may authorise any member of the committee to perform his duty.

f) The Chairman and Office-bearers shall be the ex-officio members of the Sub-committee that may be appointed from time to time by the Society or the Managing Committee.

IX. AUDITORS

The Managing Committee shall have the power to appoint auditor or auditors to perform the duties as may be assigned to him or them.

X. Financial year of this Society for the purpose of accounts shall begin on the 1st of April of every year and end on 31st March of the following year.

XI. ACCOUNTS AND AUDIT

True accounts of the receipts and payments of the society must be maintained and the Managing Committee shall make due provisions for the Audits of its Accounts by a qualified Auditor or Auditors. Such Account shall be open to inspection to the member on requisition, during the usual office hours.

XII. BORROWING POWER

The Managing Committee may, from time to time raise or borrow any sum or sums of money in such manner and on such terms and conditions as they think fit and proper and may secure the payment of such money in such manner as they think fit and proper.

XIII. POWER TO APPOINT SUB-COMMITTEE AND TO DELEGATE :-

Without prejudice to the power and authorities conferred upon the Managing Committee by these rules, the Society may delegate any of its powers to any sub-committee, any such sub-committee so formed shall in the exercise of the power so delegated, conform to bye-laws that may from time to time be made by the Society.

XIV. REGISTER

The Secretary shall maintain a Register of the members of the Society in which names of every member with his full address shall be stated which shall be open to inspection during the usual office hours, by the member by seven days previous notice in writing.

XV. CHANGE OF RULES

The rules can be changed or amended at a meeting of the general meeting only. The proposed change or amendment or rules should be passed by the Managing Committee in regular meeting.

XVI. CHANGE OF ADDRESS

The Managing Committee is competent to change the address whenever necessary.

XVII. REMOVAL OF MANAGING COMMITTEE MEMBER

If any member of the Managing Committee failed to attend three consecutive meetings of the Committee, he shall cease to be a member of the Committee.

XVIII. INDEMNITY

Every member of the Managing Committee, Chairman, Secretary, Office, shall be indemnified out of the funds of the Society against all suits and other proceedings.

Certified to be true
Copy of the Rules & Regulations of
BIKASH BHARATI WELFARE SOCIETY

<i>Name in Full</i>	<i>Present Address</i>	<i>Occupation</i>
1. Sri S.K. Das Gupta	20/1, Lalbazar Street, Calcutta - 1	Business
2. Sri Naresh Ch. Sengupta	20/1, Lalbazar Street, Calcutta - 1	Business
3. Sri Chitta Ranjan Roy	200V, S.P. Mukherjee Road, Calcutta - 26	Business
4. Sri Upendra Nath Gupta	20/1, Lalbazar Street, Calcutta - 1	Advocate

TRUE COPY

Certificate of registration of Societies
West Bengal Act XXVI of 1961

No. S/9948 of 1969-70

I hereby certify that Bikash Bharati Welfare Society has this
day been registered under the West Bengal Societies Registration Act,
1961.

Given under my hand at Calcutta
This **Thirty First** day of **October**
One thousand nine hundred and **Sixty Nine**

Sd/- B. K. SOM
Registrar of Firms, Societies &
Non Trading Corporation.
West Bengal.