103

संस्थाओं के निबंधन का प्रमाण-पत्र

(ऐक्ट 21, 1860)

संख्या - 187 वर्ष 1986-87

मैं इसके द्वारा प्रमाणित करता हूं कि सेक्रेड हार्ट सिस्टर्स सोसाईटी मोतीहारी ।

सोसाईटिज रजिस्ट्रेशन ऐक्ट 21, 1860 के अधीन आज यथावत निवन्धित हुआ/हुई ।

आज तारीख 03 मास जून वर्ष उन्नीस सौ छियासी को पटना में मेरे हस्ताक्षर से दिया गया ।

Assistant Inspector General
Registration
Bihar, Patna

For, I. G. Registration
बास्ते महानिरीक्षक, निबंधन, बिहार,
पटना ।

मिलान किया
Rishi
03/04/25

सत्यापित प्रति

बास्ते, निबंधन महानिरीक्षक
मद्य निषेध, उत्पाद एवं निबंधन विभाग,
बिहार, पटना ।

03/04/25

Nira Kumari
Secretary
Sacred Heart Sisters Society
Motihari

SACRED HEART SOCIETY, MOTIHARI

(A Society registered under Societies Registration Act, 1860)

MEMORANDUM OF ASSOCIATION

I. The NAME of the Society is SACRED HEART SOCIETY Motihari

II. The REGISTERED office of the Society shall be at Motihari, East Champaran.....

III. The OBJECTS for which the Society is established are :-

i) To perform works of Charity, social, moral, spiritual and corporal;

ii) To establish, maintain, run educational institutions, or training centres for the diffusion of knowledge, liberal, scientific, technical, agricultural, spiritual and social;

iii) To sponser, organise, promote and conduct social and education activities in women-folk.

iv) To achieve, cooperate, work with Government State or central, people and constructive organisation for the implementation of welfare oriented programmes.

v) To provide medical aid and relief to suffering people by aiding and establishing hospitals, maternity hospitals, dispensaries, nursing home, clinics, sanitorium and other institutions meant for medical relief to the people.

vi) To help people during natural calamities, such as floods, famine, earthquake, fire, cyclone and also during civil commotion and other disturbances.

vii) To print and publish periodicals, magazines, report, books and leaflets that the society may think desireable for the prómotion of its objects.

viii) To purchase, accept as gift or otherwise acquire and own or take on lease or hire temporarily or permanently any movable or immovable property necessary or convenient for the furtherance of the objects and activities of the society and to deal with the same in any manner whatsoever.

ix) To build, construct, maintain, repair, adopt, alter, improve or develop or furnish any buildings

x) To accept any aid, gifts, grant, donation, contribution or subscription for the promotion of the society and to issue appeals and applications for money and funds.

xi) To invest and deal with funds and money of the society for achieving the objects of the society.

xii) To borrow, raise or secure the payment of money in such manner as the Society shall deem proper or convenient for the furtherence of above object.

xiii) To start, organise and maintain permanent or temporary branches in other parts of the state of Bihar.

xiv) To undertake or accept the management of any funds or donations in furtherance of the objects of the society.

xv) To make and enforce Rules and to repeat, amend or alter the same from time to time.

4 GOVERNING Body

Same as in page 2.

Sl. No.	Name	Address	Occuation	Designation
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				

5. MEMBERS

We, the undersigned are desirous of being formed ourselves into a society in presence of the Memorandum of Association.

Sl. No.	Name	Address	Occuation.	Signature
1.				
2.				
3.				

Name	Signature & Date	Office	Occupation	Father's Name	Village	P.O.	Thana	District.
1	2	3	4	5	6	7	8	9
v. Mother Anselma		President	Superior general	Anthony Sha	Sacred Heart Con.	Sadaquate Ashram	Sadaquate Ashram	Patna
ster Elsita SSH		Secretary	Secretary	Mathew	D O	D O	D O	D O
ster Marcel SSH		Vice President & Treasurer	Administrator.	Barno Lal	Motihari Convent	Motihari Convent	Motihari	E. Champaran
ster Caroline SSH		Novice Mistress	Novice Mistress	Seraphin Osta	S.H.S.T.S	Bettiah	Bettiah	W. Champaran
ster Mariate SSH		Superior	Superior	Fidel Thakur	D O	D O	D O	D O
v. Mother Anselma		President	Superior General	Anthony Sha	Sacred Heart Con.	Sadaquate Ashram	Sadaquate Ashram	Patna
ster Elsita SSH		Secretary	Secretary	Mathew	D O	D O	D O	D O
ster Marcel SSH		Vice President & Treasurer	Administrator	Barno Lal	Motihari Convent	Motihari Convent	Motihari	E. Champaran
ster Caroline SSH		Novice Mistress	Novice Mistress	Seraphin Osta	S.H.S.T.S	Bettiah	Bettiah	W. Champaran
ster Mariate SSH		Superior	Superior	Fidel Thakur	D O	D O	D O	D O
ster Cyril SSH		Superior	Superior	Natal Osta	Vanhoeck	Bettiah	Bettiah	W. Champaran
. M. Crescense SSH		Councellor	Councellor	Seraphin	S. Heart Convent	Sadaquate Ashram	Sadaquate Ashram	Patna

RULES AND REGULATIONS

OF SACRED HEART SOCIETY, MOTIHARI

[redacted]

INTERPRETATIONS

In the interpretation of these articles, unless there is something inconsistent with the subject or context, words, terms, or expressions defined in the Societies Registration Act XXI of 1860 or in any statutory modification in force at the date at which these Rules and Regulations became binding on the Society, shall have the meaning so defined; and the singular shall include the plural and vice versa and importing persons shall include bodies corporate; and words terms or expressions having a religious or ecclesiastical bearing shall have the same meaning as attributed to them in the Law of the Catholic Church, particularly the following words or terms shall bear the meanings set opposite to them below :

1. MEMBERSHIP

   The number of members of the Society, including the governing body shall not exceed thirty nor be less than seven.

2. FEES:

   No subscription, fees, or contributions are paid by members, or assessable on the members of the Society as such.

3. PROPERTY

   All properties of the Society shall stand in the name of the Society.

4. VESTING

   All immoveable and movable properties of the Society shall vest in the Governing Body, for the time being, for the use of the said Governing Body in accordance with the Rules and Regulations of the Society and the Constitutions of the Society of Jesus.

All documents relating to and affecting the properties of the Society shall be exxcuted for and on behalf of the Society b the President of the said Society alone, or in his absence, b the treasurer and the Secretary jointly or his or their duly authorised Agent.

5. MANAGEMENT

The supreme control and management of the affairs and interests of the Society shall vest in the Governing Body.

6. GOVERNING BODY

The Governing Body of the Society shall consist of five members:

a) The President

b) The Treasurer

c) The Secretary

d) Two other members, for the time being, duly appointed by the President. The President, the Treasurer and the Secretary of the Governing Body shall be the only "ex officio" members of the Society.

They shall be bonafide members of the Society as soon as they have been appointed to these positions and will carry with them ex officio membership, even if they have not as yet signed the membership roll, provided that the initial Governing Body shall consist of those persons whose names are given in article No.4 of the Memorandum of the Society until such time as the Governing Bo dy shall decide otherwise.

e) The members of the Governing Body as such shall not receive any reward or remuneration whatsoever.

f) Should a vacancy occur in one or more positions in the Governing Body because of vacancies, for the time being, in those positions which carry with them "ex officio" positions in the Governing Body,all acts and deeds of the reduced Governing Body shall be as valid as if every such "ex officio" position were filled and the Governing body consisted of the regular number of five members.

7. THE PRESSDIDENT

The President shall excercise and assume all such powers, privileges, and discretions, and do all such lawful acts, matters, and things as may be

with and as applied to all departments of the institution, operating under or in connection with the Society. Without prejudice to the generally of the foregoing, the President shall be empowered and is hereby authorised to do, among others, the following:

a) To appoint, transfer and/or retire the personnel of the staff working under the Governing Body of the Society, and from among them to determine who shall be the Director, Heads of Departments and supervisors of jobs.

b) To authorise the acquisition or allienation of property whether movable or immovable, the purchase or sale of equipments and the expenditure or disposition of funds of the Society upto the value of one lakh (Rs. 1,00,000/-) only without calling a meeting of or consulting the Governing Body.

c) To summon and preside as Chairman of meetings of the Governing Body, or of the general body of the Society.

8. THE TREASURER

The treasurer shall be that person who has been duly appointed the Treasurer of Patna Province. He shall be empowered and is hereby authorise to exercise all such acts and matters as may be required for the proper conduct of the ordinary business administration of the money and properties, immovable and movable, of the Society under the supervision of the President and see that the records of the Bank Account of the Society and the finance in general are kept upto date.

9. THE SECRETARY

The Secretary shall be that person who has been duly appointed the director or manager of the Society by the President. The Secretary shall maintain a Composite Register containing the following sections:

a) The Membership Roll of the Society

b) The current list of the officers of the Governing Body, a copy of which must be sent to the Inspector General of Registration Bihar, New Secretariate Patna.

c) The minutes of all meetings, Ordinary, Emergent or General of the Society.

The Secretary is authorised to appear on behalf of the

and defend all actions, suits, proceedings, applications and appeals made by or against the President or the Society and for the said purpose to retain advocates, pleaders, attorneys, mukhtars or other legal practioners in such a manner as the said secretary shall think best.

d) To operate Bank Accounts of the Society

e) To approve bills for payments and to make payments by cash or cheque.

f) To maintain a petty cash voucher and issue cash for miscellaneous expences.

g) To receive payments due to the Society and give receipts for the same.

h) To invest funds of the Society not immediately needed for the works of the Society.

10. POWERS OF THE GOVERNING BODY

The Governing Body shall have full power and authority to do all lawful acts, matters, things and deeds which may be necessary or expedient for the purpose of the Society, either directly or through its duly appointed delegates, committies, agents or agent (without in any manner derogating from the generality of their powers under the Rules and Regulations or any other Rules and Regulations or otherwise) in particular the following:

a) To manage and supervise the management of the Institutionsx and properties of the Society.

b) To establish, maintain, close down or dispose of sections of the institutions and related establishments, and to carry out necessary repairs to any of the properties of the Society.

c) To engage and remove secretaries, accountants, clerks, servants, and workmen and others and to pay them salaries, honoraria, wages, gratuities and to do such other general work in connection with the staff of the Society as may be necessary.

d) To carry out the aforesaid or in furtherance thereof the Governing Body shall have the full power of the Society, subject to the Rules and Regulations of the Society, that is the Governing

these acts and things for which the Society has been formed and which are listed under the paragraph 3 "e" of the Memorandum of the Society.

11. MEETINGS OF THE GOVERNING BODY

The quorum necessary for the meetings of the Governing Body and for the transaction of the business of the Society may be fixed by the Governing body, and unless so fixed, shall be three members of the Governing Body, one of whom shall be the President or the Secretary provided that :

a) any meeting at which it is proposed to vote on a resolution involving the sale of property, or the expenditure of funds exceeding the value of ten thousand rupees (Rs.10,000/-) must be held under the chairmanship of the President, or his duly appointed proxy, and no such resolution can be validly passed unless the President shall have voted in favour of it.

b) any meeting at which it is proposed to vote on a resolution involving the sale of property, or the expenditure of funds, exceeding the value of rupees one lakh (Rs. 1,00,000/-) reqires the presence of all Members of the Governing Body, either in person or by proxy, and no such resolution can be validly passed unless the President shall have voted in its favour.

12. CHANGES IN GOVERNING BODY

Upon the appointment of a qualified person which carries with it an 'ex officio' position in the Governing Body of the Society, the said person shall 'ipso facto' assume all powers, duties, privileges, and responsibilities of the said position in the Governing Body as soon as the official notice of the said appointment shall have been received at the Registered Address of the Society even though the said person shall not as yet have signed the membership Roll of the Society, and by virtue of , and at the time of the said notice of the said appointment, the officer or member who is being replaced by the appointee shall cease to be such and shall lose all prerogatiyes and privileges attached to the said position in the Governing Body of the Society, but shall retain his membership in the Society.

13. VACANCIES IN GOVERNING BODY

In the event of a vacancy, occuring among the members of the Governing Body, such vacancy shall be filled at the time of and by the appointment to that position in the Institution which carries with it an 'ex officio' Membership in the Governing Body and within fourteen days succeeding the day on which a person becomes a member of the Governing Body, a list of the revised Governing Body shall be filed with the Inspector General of Registration of Bihar, New Secretariat, Patna.

14. OTHER VACANCIES

In the event of a vacancy occuring among the members of the Society other than those of the Governing Body a new member shall be appointed within a period of three months if necessary to bring the number of Members, including the Governing Body- up to a minimum number of seven. All new Members shall sign the membership roll and each such signature shall be counter initialed by the President.

15. RESOLUTIONS (SPECIAL)

The President may from time to time, issue a Presidential resolution in regard to any or all his ordinary powers, privileges and discretion granted to him in Regulation No.11 above and elsewhere in these present rules, and such Resolutions shall have the validity, effect, and full binding force of resolutions moved, seconded and passes at a meeting of the Governing Body/duly convened and constituted and such resolutions shall not be deemed invalid by reason of want of notice or for any other cuase whatsoever.

16. MEETINGS OF THE GOVERNING BODY

The members of the Governing Body may meet together for the despatch of the business of the Society, adjourn and otherwise regulate their meetings as they may think fit, observing however the following:

a) CHAIRMAN: The chairman of the Meetings of the Governing Body of the Society shall be the President. No Chairman shall be elected.

confirmation of proposition by signing the minutes of the Meeting containing the said resolution.

d) VOTES : All Members entitled to vote shall have one vote each whether on a show of hands or at a poll and whether present in person or by proxy.

e) VOTING : At any General Meeting of the Members of the Society or of a Committee thereof, a resolution put to the vote of the Meeting shall be decided upon a show of hands of the Members present in person or by a duly authorised proxy and entitled to vote, unless before the results of a show of hands, a poll be demanded by the Chairman of the Meeting of by a duly authorised proxy of the President or by at least two Members Present in person and entitled to vote, and unless a poll be so demanded, a declaration b the Chairman of the Meeting that a resolution has on a show of hands been carried by a particular number of votes, shall be conclusive proof of the number or proportion of votes cast in favour of or against such resolution.

f) COMPETENCY : A General Meeting of the Members of the Society duly summoned and constituted shall be competent to determine and to decide upon the division of the Society into two or more Societies, or on the dissolution of the Society wholly or partially, with another Society, and moreover, shall be competent to alter, extend, abridge, or repeal ny article of the Memorandum of Society or Rules and Regulations of the Society and to frame new articles or Regulations for the same in accordance with the provisions of the Societies' Regulation Act XXI of 1860, Provided that no proposition shall be carried into effect unless a written or printed report of the Governing Body proposing the proposition shall have been delivered in person or sent by post to every Member of the Society at least ten days previous to the convening of the General Meeting for the consideration thereof, nor unless such proposition shall have been assented to by the votes of a t least three-fifths of the Members delivered in person or by proxy, and confirmed by the votes of at least three-fifths of the Members

f) COMPETENCY: A meeting of the Members of the Governing Body for the time being, at which a quorum is present, shall be competent to excercise all authority, powers, and discretions by or under the Regulations of the Society for the time being vested in the Governing Body generally.

27. MEETINGS(GENERAL)

The General meetings of the Members of the Society shall be convened for the handling of such matters as are required to be determined by a General Meeting of the Society and such meetings shall be called and otherwise regulated by the Governing Body, observing, however, the following;

a) CHAIRMAN : The Chairman of the General Meeting of the Society shall be the President, provided that when the President is not able to be present, for any reason, at the Annual General Meeting of the Society, the Members present shall elect a Chairman of the said Annual General Meeting, but a Chairman may not be elected for other General Mee tings of the Society.

b) QUORUM : The Quorum necessary for the Annual General Meetings of the Society shall be those Members present at the Registered Address of the Society on the date set for such meetings. The quorum, however, required for an extraordinary General Meeting for the alteration, amendment, addition to or renovation of any of the Article of the Memorandum of the Society or of the Rules and Regulations of the Society, or for the amalgamation of the Society with aother Society, for the division of the Society, shall not be less than three-fifths of the Members present in person or by proxy at such extraordinary General Meeting.

c) ASSENT : The assent of at least three-fifths of the members present in person or by proxy shall be required in order to pass validly a resolution proposed at any General Meeting of the Members of the Society, provided that no resolution of a General Meeting or of a Committee appointed thereby be deemed to have carried or to have any validity or effect whatsoever, if the President being absnet from the said meeting, shall have subsequently approved such

Society may be fixed by the Governing Body, and unless so fixed shall be three members of the Governing Body, one of whom shall be the President, provided that a resolution in writing or any document of whatsoever nature signed by a quorum of the Governing Body in accordance with the provisions of these presents shall be as valid and effectual as a resolution passed at a meeting of the Governing Body duly convened and constituted and such resolutions shall not be deemed invalid by reason of want of notice, or vacancies for the time being in the Governing Bo dy or for any other cause whatsoever.

c) MAJORITY : Questions arising at a meeting shall be decided by manority of votes whether on a show of hands or at a poll, but in the case of an equality of votes the Chairman shall have a second or casting vote, provided, however that no resolution of the Governing Body of a Committee appointed thereby which pertains to the ordinary powers of the President as conferred by Resolution No.11 or elsewhere in these present rules shall be deemed to have carried or to have validity or effect whatsoever if the President shall have voted against it and no matter which pertains to the President's powers referred to above, shall be taken up or put to a vote in any meeting at which the President is not present in person or proxy.

d) VOTES : At all meetings of the Governing Body or of a Committee thereof, every member of the Governing Body or Committee whether present personally or by proxy and whether on a show of hands or at a poll shall have one vote only.

e) VOTING: At any meeting of the Governing Body or of a committee appointed thereby, a resolution put to the vote of the meeting shall be decided on a show of hands of the Members present in person or by duly authorised proxy and entitle to vote unless before the result of a show of hands a poll be demanded by the chairman of the Meeting or by a duly authorised proxy of the President or by at least two Members present in person and entitled to vote and unless a poll be so demanded, a declaration by the Chairman of the Meeting that a resolution has on the show of hand been carried by a particular manority, shall be conclusive proof of the number or proportion of the

present in person or by proxy at a second General Meeting convened at an interval of one month after the former General Meeting.

18. MEETINGS (ANNUAL): One every year, during the month of August or near thereto as possible, there shall be summoned an Annual General Meeting of the Members of the Society to receive the Annual Report of the preceding year's accomplishments or failures and to take up such matters currently affecting the affairs and interests of the Society as are allowed by the Chairman, but no matters shall be put to the vote of a General Meeting which pertain to the ordinary powers of the President, as detailed in Regulation No.11, or of the Governing Body, as detailed in Regulation No.14 above.

19. NOTICES : Notice of Meetings of the Members of the Governing Body or General Meetings of the Society may be given to members thereof respectively in such manner as may be determined from time to time by the Governing Body except as provided in Regulation No.21/f above.

20. LAW SUITS : The Society may sue or be sued in the name of the Presient, the Secretary or such person as shall be appointed from time to time by the Governing Body.

20. SEAL : There shall be a common Seal of the Society which shall be affixed at the discretion of the Governing Body to such deeds, contracts, agreements and official letters, documents, or statements of whatsoever nature as may require the sanction of the Governing Body. The composition of the said seal may be altered from time to time by a resolution of the Governing Body.

21. DEFECTS : All acts done by any Member or by any meeting of the Governing Body of the Society or by any General Meeting of the Society or of a Committee or by any person noting as "Bona Fide" Member of the Governing Body, shall, not withstanding that it be discovered afterwards that there was some defect in the appointment of such Members as aforesaid, or that they or any of them were disqualified, be as valid as if every such member had been duly appointed and qualified.

22. ACCOUNTS : The account of the Society shall be properly maintained and shall be audited every year by the Chartered Accountant appointed

23. ANNUAL REPORT: On or before the fourthenth day succeeding the day on which the Annual General Meeting of the Society is held, an audited copy of the current list of the Members of the Governing Body as constituted on the day of the said meeting, giving the names, offices (if any) occupations and addresses of the Members of the Governing Body then entrusted with the management of the affairs of the Society, shall be sent to the Inspector General of Registration of Bihar, Patna State of Bihar, alongwith the Annual Report of the activities and other reports of the Society.

24. RECORDS AND DOCUMENTS: The official documents, records, certificates of registration and filing will be held at the Registered office of the Society and will be open for inspection to any one upon the payment of a fee of rupee one for each inspection.

25. DISSOLUTION : If there should be a dissolution of the Society and if at that time any property or assets whatsoever should remain over after the satisfaction of the debts and liabilities of the Society, the same shall not be paid to or distributed among the Members of the Society, or to or among any of them, but shall be given to some other Society of the Catholic Church whether incorporated or unincorporated and whether registered or unregistered, and the said Society shall be determined by the votes of not less than three-fifths of the members of the Society present personally or by proxy at a general meeting convened for the consideration thereof, in accordance with the provisions of the Societies Registration Act XXI of 1860.

WE, MEMBERS OF THE GOVERNING BODY OF THE SOCIETY DO HEREBY CERTIFY THAT THE ABOVE ARTICLES COMPRISE A TRUE COPY OF THE RULES AND REGULATIONS OF THE SOCIETY, N , AND IN TESTIMONY THEREOF DO HEREBY SUBSCRIBE OUR SIGNATURES ON THE DATES RESPECTIVELY GIVEN BELOW :

Sl.No.	Name	Signature & Date.	Office	Occupation	Address

CERTIFIED THAT THE ABOVE PERSONS HAVE WRITTEN THEIR SIGNATURES IN OUR PRESENCE RESPECTIVELY ON THE DATES CORRESPONDING TO THE DATES GIVEN BELOW :-

WITNESSES

Sl. No.	Name	Signature and Date.	Occupation	Address

SACRED HEART SISTERS SOCIETY,MOTIHARI

RESOLVED that the Memorandum of Association and Bye-laws of SACRED HEART HEART SISTERS SOCIETY,MOTIHARI were placed and discussed. It was unanimously passed and approved.

Further Resolved that SACRED HEART SISTERS SOCIETY ,MOTIHARI be registered under Societies Registration Act ,1860.

C H A I R M A N