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Fr. Jacob momas Secretary Calcutta Diocese, Bhilai(C.G.)

MEMORANDUM OF ASSOCIATION THE CALCUTTA ORTHODOX DIOCESAN COUNCIL

1. NAME OF THE COUNCIL

The name of the council shall be "THE CALCUTTA ORTHDOX DIOCESAN COUNCIL" or shortly known as "ORTHODOX COUNCIL".

The registered office of the Council shall be at the St. Thomas Ashram Kailash Nagar. बजाइन स्बीकृति दिनांक्री

3. OBJECTS OF THE COUNCIL

The objects for which the council is established are: -

a) To carry out in the Diocesan of Calcutta and the North religious, social, philanthropic, charitable and other activities of the Malankara Orthodox Syrian Church under the Catholicos of the East, His Holiness Moran Mar Baselios Marthoma Paulose II and his successors in office.

b) To provide and /or administer, churches, chapels, schools, institutes, academics, libraries, reading guilds, conference centers, hospitals, dispensaries, agricultural and /or industrial settlements or association, hostels, guest houses, monasteries, convents, retreat homes, missions, orphanages, foundling notices of risconvents, retreat homes, missions, orphanages, foundling notices of risconvents, retreat homes, missions, orphanages, foundling notices of risconvents convents, retreat homes, missions, orphanages, foundling notices of risconvents and the North of the said Church;

To establish, promote, manage or assist in establishing, promoting and managing, and to subscribe to or to become members of, any other association whose objects are similar to, or in past similar to, the objects of the Council, or the establishment and promotion of which may be beneficial to the Council;

- d) To administer or manage local or parochial funds of churches or parishes, directly or otherwise, and to administer, manage or control religious institutions and establishment;
 - e) To carry on the business of printers, book-binders and publishers, and also to print and publish any newspapers, periodicals, books or leaflets that the Council may think desirable for the promotion of its objects;
 - f) In pursuance of the above objects, the council shall have the powers: -

(i) To take over assets and liabilities of existing institutions;

Green Park, Joka Kolkata-700 104

Fr. Jacob Thomas Secretary Calcutta Diocese, Bhilai(C.G.)

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- (ii) To acquire, own, establish, manage and administer churches, chapels hospitals, dispensaries, schools and other allied institutions for th promotion of the objects of the Council;
- (iii) To acquire by purchase, lease, grant, gift, legacy, bequest a change or otherwise, and to hold and use any lands, buildings, easements, rights. for property, movable or immovable, which may be requisife for the purpose of, or conveniently used in connection with, any wasted bjects of the council, and to alienate by way of sale, mortgage, lease, exchange gift or demise, to rent out, or otherwise dispose of all or anystate of the properties of the Council or any portion thereof unless otherwise specified in a particular case by terms of will, legacy, bequest, grant, gift etc. under which such property has been received;
- (iv) To erect, expand and alter any churches, chapels, schools, hospitals, houses, staff quarters for employees of the Council, hostels, guest houses or any type of buildings or works, or to construct, demolish or reconstruct the same or any portion or portions thereof; which is necessary or convenient for the purpose of the Council;
- (v) To take or receive any gift whether money or property, moveable or immovable or immovable or any bequest or foundation, whether subject to any special trust or not, for any allied objects of the Council, and to accept the office of and to act as trustees, managers and administrators, whether solely or jointly with other or others for or in respect of any gift or any other property, whether vested in the Council or otherwise, and whether vested in the Council or otherwise, and whether subject to any trust, and not withstanding that the carrying out of such trust, management, administration would involve the exercise by the Council of powers not specifically mentioned un theses presents;
- (vi) To maintain, deal with and manage all the said movable and immovable properties of the Council;
- (vii) To acquire, take over, hold, apply and dispose of securities of the Government of India or any State or Local Government or public bodies, and stocks, shares and securities of any society or undertaking;
- To receive collect and recover government grants or allowances in (viii) connection with any property held by the council, or otherwise deal with the same according to the interest thereof;

(ix) To borrow or raise and to give securities for money by the issue of or upon bonds, debentures, bills of exchange, promissory notes or other obligations or securities of the Council or by mortgage or charge upon all or any part of the movable and /or immovable properties of the Council;

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Calcutta Diocese, Bhilai(C.G,

GREGORIOS SCHOOL Green Park, Joka Kolkata-700 104

Secretary

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- (x) To take such steps by personal appeals, public meetings or otherwise as from time to time be deemed expedient, for the purpose of procuring contributions to the funds of the Council, or of the funds in which the council is interests, in the shape of donations, annual subscriptions, or otherwise:
- (xi) To invest land or otherwise deal with the monies of the Council in such manner, as may from time to time be determined by the Council or its **Executive Committee:**
- (xii) To apply the monies and properties of the Council generally for the support and maintenance of priests and lay workers of the said Discese, and for religious, charitable and educational purposes:
- (xiii) To subscribe to any local or other charitable or religious or educational institutions or societies, and to grant donations for any public purpose and to provide a superannuation fund for the bishops, priests, workers and servants of the Council, or otherwise assist members of the Church or others.
- (xiv) To mange, administer and carry on any concern of whatever nature. having objects similar or allied to any of the objects of the Council; To hire and employ priests, managers, secretaries, clerks, doctors,
 - pensions etc.: (xvi) To acquire, own, establish, manage and administer Educational, professional, Vocational etc. Schools/colleges primarily for the benefit of the members of the minority Christian community all over India in

particular to the members of the Malankara Orthodox Syrian Church.

engineers, nurses, teachers, school masters, experts, advisers, servants and other categories of workers, and to pay salaries, wages, gratuities,

- 4. Patron: His Holiness Moran Mar Baselios Marthoma Paulose II Catholicos of the East or his successor in office, will be the patron of the Council ex-officio.
- 5. <u>Diocesan Metropolitan</u>: Wherever in this Memorandum, the term "Diocesan Metropolitan", is used, it shall mean the duly appointed Metropolitan of the Diocese of Calcutta and the North, of the Malankara Orthodox Syrian Church of India under the Catholicos of the East, His Holiness Moran Mar Baselios Marthoma Paulose II, or his successor in office. The Diocesan Metropolitan shall be President of the Council ex-officio.
- 6. RULES AND REGULATIONS OF THE COUNCIL: A copy of the Rules and Regulations of the Council is filled with this Memorandum of Association.

7. Management: - The names addresses, occupations and designations of the present members of the Council townom the management of the affairs of the

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Secretary

Calcutta Diocese, Bhilai(C.G.)

Diocese are entrusted as required under section 44 Sub-Section (3) of the Societies Registration Act of M.P. 1973 are as follows:

S.No.	<u>Name</u>		Address	<u>Designation</u>
01.	His Grace Stephanose Mar Theodosius		Bishop House St. Thomas Ashram Post Box – 24, Bhilai (M.P)	President
02.	Rev.Fr. Abraham Ipe		-do-	Secretary
03.	Rev. Fr. M. Varghese		-do-	Member
04.	Rev. Fr. O. Thomas		-do-	-do-
05.	Mr. K. V. Varghese		Qr. No. E-24,MPEB Colony Rampur, Jabalpur.	-do-
06.	Mr. C. A. Joy		Qr.No.18-A/11-B, Hospital Sector, Dalli Rajhara P.O, Dist.Dura (M.P)	-do- 20/7/7-
07.	Mr. P.V.Mathew	•	Dalli Rajhara P.O, Dist.Durg (M.P) Qr.No.491/N/3 A Sector, Govindpura, Bhopal (M.P)	वन स्वोकृति दिनांक
08,	Mr. P.C.Abraham		W.C.L, P.O, Dhanpuri Dist. Shahdol (M.P)	-do-

the members of the Council, whose names and addresses are subscribed below are desirous of forming an Association/Council in pursuance of the above said Memorandum of Association/ Council and have signed the Memorandum in the presence of the witnesses as shown below:

SI.No.	Name and addresses of subscribers	Signature	Witness	Signature
01.	His Grace Stephanose Mar Theodosius	sd/-	Mr. K.J.Varghese	sd/-
02. 03. 04. 05. 06. 07. 08.	Rev.Fr. Abraham Ipe Rev. Fr. M. Varghese Rev. Fr. O. Thomas Mr. K. V. Varghese Mr. C. A. Joy Mr. P.V.Mathew Mr. P.C.Abraham	sd/- sd/- sd/- sd/- sd/- sd/-	Mr. T.C.John Mr. M.Abraham Mr. V.Varghese Mr. A.Varghese Mr. K.I.Thomas Mr. Daniel T Mr. Iype Vengal	sd/- sd/- sd/- sd/- sd/- sd/-

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पूल दस्तावेज की प्रमाणित प्रति है।

Secretary णासी करने का दिनांक. ...\3.1.2.19

Calcutta Diocese, Bhilai(C.G.)

Fr. Jacob Thomas

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Kolkata-700 104

RULES AND REGULATIONS OF THE CALCUTTA ORTHODOX DIOCESAN COUNCIL

- 1. The Council is established for the purpose expressed in the Memorandum of Association.
- 2. <u>Membership</u>: Any person having the requisites to become a member of a Parish in the Malankara Orthodox Syrian Church under the Catholicos of the East, His Holiness Moran Mar Baselios Marthoma Paulose II, or his successors in office, in accordance with the Constitution of the said Church, shall be eligible for election to the membership of the Calcutta Orthodox Diocesan Council, here-in-aftering referred to as the Council.

3. Without derogating from the generally of Rule 2 above, the Council shall consist of the following members:

- a) The Metropolitan of the Diocesan of Calcutta of the Malanka of the Syrian Church under the Catholicos of the East, Moran Mar Baselios Marthoma Paulose II, or his successors in office, duly appointed as such Metropolitan on behalf of the Holy Episcopal Synod, by the said Catholicos or his successor in office shall be the Ex-office President of the Council.
- (b) The Secretary of the Diocesan Assembly elected according to the Constitution of the Church shall be the ex-officio Secretary of the Council.

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- (c) Not less than two priests and four laymen elected by the Diocesan Assembly according to the Constitution of the Malankara Orthodox Syrian Church shall be members of the Council.
- (d) Not more than five members may co-opted to the Council. Two of these may be nominated by the Diocesan Metropolitan and there by the Council.
- 4. The term office of the Secretary and the Members shall be five years, provided however any person leaving the Diocesan by transfer of residence or by ceasing to be a member in a parish of the Diocesan shall ipso facts cease to be member of the Council.
- 5. In case of vacancy occurring before the expiry of the term, the remaining members shall have the right to fill such vacancy by co-opting a suitable substitute, except in the case of members nominated by the diocesan Metropolitan in which case the substitute will be nominated by the Metropolitan.

Fr. Jacob Thomas Secretary

Calcutta Diocese, Bhilai(C.G.)

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- 6. The term of office of the elected members shall be for a period of 5 years or until such time as their successors are elected in accordance with the rules and regulations of the council.
- 7. Reaistration: The council is registered under the Societies Registration Act of M.P. 1973, and for the purpose of Registration, is declared to consist of an unlimited number.
- 8. Power of the Council: The Council shall have the right to exercise all the powers expressed in the Memorandum of Association.
- 9. Council Meeting: The Diocesan Council shall meet at least twice in a year, one which shall be the Annual Meeting.
- 10. The Diocesan Metropolitan shall convene the Council and shall preside over the भ मार्कित दियां रू... meeting.

11\The President and 3 members shall constitute a quorum.

#2/Unless otherwise provided, every question submitted to the Council shall be decided by a majority of those present and voting. Every Member shall have a single vote at all meetings, but the President shall have an additional, casting vote.

- 13. Notice of Council meetings shall be given to members at least seven days before the meeting. However, in circumstances where the President may seem fit to call an emergency meeting, it may be held at shorter notice.
- 14. Decisions involving expenditure of Diocesan only exceeding Rs. 500/- not already included in the budget shall require the approval of the Diocesan Council.
- 15. A declaration by the President, that a resolution has been carried or lost, as determined by the vote and an entry to that effect in the Minutes Book of the Council shall be conclusive evidence of the fact.
- 16. A resolution circulated to members of the council shall be considered to have passed if a majority of the Members of the Council give their assent to the same. A resolution thus passed by circulation shall have to same effect as one passed at a Meeting of the Council duly held and constituted. Veriplant.

Calcutta Diocese, Bhilai(C.G.)

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- 17. Proceedings of the Council shall be filly recorded in the Minutes Book kept for the purpose, and Minutes of all Meetings shall be circulated to members within three weeks.
- 18. <u>Executive Committee</u>: The Council shall, as soon as possible after the annual Meeting, appoint an Executive Committee. The following persons shall constitute the Executive Committee:
 - (a) The Metropolitan of the Diocesan of Calcutta of the Malankara Orthodox Syrian Church, duly appointed, as provided under Rule 3(a) shall be the Chairman of the Executive Committee;
 - (b) Two members elected by the Diocesan Council from among its members
- 19. Persons who are or would become members of the Executive Committee by virtue of Rule 19(a) and (b) above, shall automatically cease to be members of the Executive Committee on relinquishing their office or representative capacity and shall be replaced by those who succeed them un their respective office. Members appointed under Rulec19(c) shall cease to be members of the Executive Committee on their ceasing to be members of the Diocesan Council.
- 20. The Executive Committee shall meet as necessary, at such time and place, as the metropolitan may decide. Three members present shall constitute a quorum.
- 21. All Rules governing the proceedings of the Council meetings, with necessary changes, shall apply to the meetings of the executive Committee.
- 22. <u>Power and Duties of the Executive Committee</u>: The Power and duties of the Executive Council shall be:-
 - (a) To deal with all matters relating to the administration and acts of routine nature, and also to make recommendations to the Council or the President on all matters considered desirable;
 - (b) To carry out any task and assume responsibilities specially assigned to it by the Council or the Diocesan Assembly from time to time;
 - (c) To hold all properties, movable and immovable, vested in the Council, as Trustees and to use such properties in accordance with the directions and for the benefit of the Council;
 - (d) To examine and make recommendations on Budget, monthly Cash Account, Balance Sheet, Bye-laws, Negotiable Instruments and Documents, and on any other matter that may be referred to it by the Council or the President;

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Calcutta Diocese, Bhilai(C.G.)

Principal
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- (e) To appoint certain categories of staff and workers, as authorized by the Council from time to time, and to promote, suspend or remove them from service:
- (f) Subject to approval of the Council, to fill from among the members of Council, 'any Vacancy that may occur during the term of the Executive Committee;
- (g) To make decision or action on any urgent matter, not specifically provide in the clauses above; however, such decisions and actions shall be reported the Council at its next meeting for ratification.
- 23. <u>Duties of the Secretary</u>: The Secretary shall manage the day to day affairs of the Council and the Executive Committee, and under the directive of the President Council and the Executive Committee.
- 24. He shall act for and represent the Council in all transactions relating to the funds and properties of the Council before all courts public bodies and authorities or other and in all proceedings by or against the Council, For the purpose of section of Societies Registration Act of M.P. 1973, the person in whose name the Council may sue or be sued shall be the Secretary of the council.
- 25 The Secretary shall incur expenditure out of the funds of the Council only as provide in the Budget prepared by the Council. Any additional expenditure shall be incurred only with the approval of the Council. In the event of any urgency, the Secretary may, under the orders of the Metropolitan, spend an amount not exceeding Rs. 500/-. Any such expenditure incurred without the authority of the Council shall be reported to the Council at its next meeting.
- 26. The Secretary shall maintain proper accounts of all receipts and disbursements. Books of account shall be kept at the office of the council or at such place or places in charge of such person or persons as the Council may from time to time direct. The Books shall be open to inspection of the members of the Council subject to any reasonable restrictions as to the time and manner of inspecting the same that may be imposed by the council. For every financial year commencing on 1st April and ending on 31st march, he shall prepare a statement of income and expenditure, and also a Balance Sheet showing the assets and liabilities of the Council, which shall be laid before the annual General meeting of the Council along with the report of the Auditors. A copy of the balance Sheet including every document annexed or attached thereto which is to be laid before the annual meeting of the Council shall be sent to all members entitled to receive notice of General meetings not less than fourteen days before the day of the General meeting. The Statement of accounts and Balance Sheets thereafter be presented to the Diocesan assembly.

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Calcutta Diocese, Bhilairo

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- 27. Bank Accounts: Accounts of the Council shall be kept in Scheduled Banks. Cheques shall be draw signed and endorsed by any two of the following person
- 1. Metropolitan

- 3. One person duly authorized by the Council from time to time. 28. <u>Auditors</u>: Duly qualified auditors shall be appointed by the Countification. The auditors shall as soon as the Annual meeting. The auditors shall as soon as possible after the close of the financial year of the Council, audit the accounts of the Council and submit their report.
- 29. Authentication of documents: All contracts and assurances, creation of charges or obligations on the Council, or acquisition, alienation or transfer of Immovable property of, or vested in, the Council shall be done in accordance with the decisions of the Council by a resolution, and all documents creating such charges or obligations or relating to acquisition, alienation or transfer of movable properties of the Council shall be executed jointly by the President and the Secretary. All such documents shall bear the common seal of the Council, which will be in the custody of the Secretary.
 - Disciplinary Action: Any member of the Executive Committee or the Council shall be liable to be expelled from the Executive Committee and /or the Council on being declared insolvent, or for misconduct involving moral turpitude, or for having engaged in any activities detrimental to the interests of the Council or when excommunicated from the Church, However, before any such disciplinary action is taken against any members, the Council shall give such member reasonable opportunity of being heard in the matter.
- 31. Appeal: Appeal may be made to the Malankara Metropolitan against the decision of the Diocesan Council or the Diocesan Metropolitan and he shall bring such appeal before the Episcopal Synod for decision as per rules of the Malankara orthodox Syrian Church Constitution.
- 32. Application of Income: All income shall be utilized exclusively for the attainment of the objects of the Council.

33. Power to make Bye-laws: The Council shall have powers to frame, add to or alter Bye-laws in a manner not inconsistent with the Rules and Regulations of the Council and subject to ratification by the Diocesan Metropolitan,

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Fr. Jacob Thomas

Calcutta Diocese, BhilaifC.G.

Secretary

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- 34. Alteration to Rules & Regulations: These Rules and Regulations may be altered, added to or rescinded by a vote of a majority of the members present at a meeting of the Council, provided that two weeks' notice is given regarding the proposed amendment. The alterations will come into effect only on approval by, the Diocesan Metropolitan.
- 35. Dissolution/Disposal of Assets: the Council may be dissolved by the vote of threeOfifths of its members present at the meeting specially convened for the purpose, or when the Diocesan of Calcutta ceases to exist as such.
- 36. If, upon the dissolution of the Council, there shall remain, after satisfying all its legal liabilities, any property whatsoever, the same shall not be paid to or distributed among members of the Council or any of them, but shall be given or transferred to the said Catholicos of the East or to his Successors in office, to be used by other podies under him, to continue the objects and purposes of the Council.

All the provisions of the Societies Registration Act of M.P. 1973 shall also apply to ne Council, in the matter of dissolution and disposal of assets.

All provisions of the Societies Registration Act of M.P. 1973 will also apply to the Council.

39. A list of members of the Council to whom the management of the affairs of the Council are vested shall be filed with the Registrar of Societies every year.

Certified to be a correct copy of the Rules and Regulations of the Calcuffa Orthodox ocesan Council.101.5. Diocesan Council.

<u>Name</u>		Designation	Sighta
01.	His Grace Stephanose Mar Theodosius	President	sd/- a
02.	Rev.Fr. Abraham Ipe	Secretary	sd/-
03.	Rev. Fr. M. Varghese	Member	sd/-
04.	Rev. Fr. O. Thomas	-do-	sd/-
05.	Mr. K. V. Varghese	-do-	sd/-
06.	Mr. C. A. Joy	-do-	sd/-
07.	Mr. P.V.Mathew	-do-	sd/-
08.	Mr. P.C.Abraham	-do-	sd/-

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विनांक. 1910.5/84.दात पंजीकृत संस्था की

Secretary

Calcutta Diocese, Bhilai(C.G.)

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