



# VENUTAI YASHWANTRAO CHAVAN HOMOEOPATHIC MEDICAL COLLEGE & HOSPITAL, KOLHAPUR

POWERED BY - SUNRAJAS INDIA PRIVATE LIMITED

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And Affiliated to Maharashtra University of Health Sciences, Nashik

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Date :

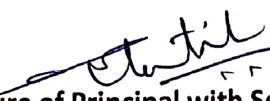
ANNEXURE- II

## Maharashtra University of Health Sciences, Nashik Homoeopathy Faculty

Trust Deed / Bylaws/ Registration Certificate  
(Trust / Hospital (Bombay Nursing Act))

Name of College/Institute: Venutai Yashwantrao Chavan Homoeopathic Medical Collge & Hospital, Kolhapur  
College Code: 4208

Sr. No.	Name of Trust / Society	Details
1.	Registration Certificate	Trust / Society :- Shree Shahu Chh. Shikshan Sanstha  Hospital (Bombay Nursing Act) :- 507
2.	Name of the College / Institute	: Venutai Yashwantrao Chavan Homoeopathic Medical Collge & Hospital, Kolhapur
3.	Address with Pincode	: 2968, 'C' ward, Dasara chowk, Kolhapur - 416002
4.	Email ID	: vychmc44@gmail.com
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Signature of Principal with Seal

PRINCIPAL

Venutai Yashwantrao Chavan  
Homoeopathic Medical College  
Dasara Chowk, Kolhapur.

A free translation of Marathi Constitution of the Parent Sanstha into English

SHRI SHAHU CHHATRAPATI SHIKSHAN SANSTHA, KOLHAPUR  
:: CONSTITUTION ::

(14<sup>th</sup> August, 1973)

As per Bombay Public Trust Act Rules 1950 under  
Clause 50 A (3)  
the scheme corrected on 30/08/1990

As per decision given on 14<sup>th</sup> August, 1973 by the  
Hon. Charity Commissioner, Maharashtra State, Mumbai

- (1) The Shri Shahu Chhatrapati Maratha Shikshan Sanstha and The Shri Shahu Chhatrapati Maratha Vidyarthi Vastigraha and 2) The Rajaram Chhatrapati Memorial have been amalgamated and the new Public Trust the Shri Shahu Chhatrapati Shikshan Sanstha has come into existence as per the Registration No. A-10 (Kolhapur). Shri Shahu Chhatrapati Maratha Shikshan Sanstha and Shri Shahu Chhatrapati Maratha Vidyarthi Vastigraha Public Trust Registration No. A-10 (Kolhapur) and Shri Rajaram Chhatrapati Memorial, Kolhapur Registration No. H-45 (Kolhapur).

The Joint Constitution for the administration and management of the amalgamated trust is as below.

THE NAME AND REGISTRATION NO. OF THE PUBLIC TRUST

The name of the Public Trust shall be Shri Shahu Chhatrapati Shikshan Sanstha, Kolhapur and henceforth this Trust will be recognised by the same name. In this joint constitution this trust is termed as "Sanstha". It will be presumed that this trust is registered under Bombay Public Trust Act, 1950 in the Public Trust Registration Office, Kolhapur Region under Registration No. A-10 (Kolhapur). It shall be also presumed that the registration of Shri Rajaram Chhatrapati Memorial, Kolhapur Public Trust Registration No. H-45 (Kolhapur) stands cancelled due to amalgamation under this joint constitution.

OFFICE

- (2) The Office of the Sanstha shall be at Dasara Chowk, Kolhapur.

THE PROPERTIES OF THE SANSTHA

- (3) The movable and immovable properties of the Sanstha are shown in the Schedule 'A' and 'B' annexed to this constitution. These properties and those belonging to Sanstha but remained to be included in these schedules through oversight and the properties including donations that shall be acquired by the Sanstha hereforth shall be the properties of the Sanstha.

POSSESSION OF THE SANSTHA'S PROPERTY

- (4) The properties of the Sanstha shall vest in the name and possession of the Governing Body in power and the said Governing Body shall take care as per provisions of this constitution.

TRUE COPY





### AIMS AND OBJECTIVES OF THE SANSTHA

- (5) A) To provide mass education, boarding facilities, freeships, scholarships, loan scholarships and other such aids to the economically backward students and the students from the masses. In addition to this to institute scholarships, offer concessions in educational loans and donations to the students who will have to go outside Kolhapur for seeking higher education which is not available in Kolhapur.
- B) To inculcate a sense of patriotism, social commitment, self-respect, independence and service to mankind in the minds of the students of the Sanstha and among those students of the various branches of the Sanstha.
- C) To prepare and publish the literature required for accomplishment of the objectives.
- D) To establish appropriate memorials, such as Statues, to publish biographies of the uplifter of the masses His Highness Shri Rajarshi Shahu Chh. Maharaj and admirer of education His Highness Shri Rajaram Maharaj.
- E) For the social and cultural activities a monument be built and taken care of in the name of His Highness Shri Chh. Rajaram Maharaj.

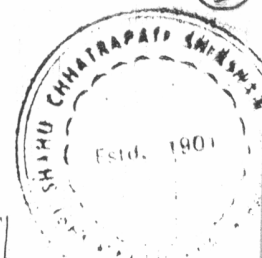
In order to achieve the above mentioned aims and objectives, the Sanstha would undertake the following activities.

- 1) To build hostels for students and maintain them.
- 2) To establish educational institutions (secondary schools, colleges etc.) keep them in working.
- 3) To publish the biographies and memories of the eminent and intellectual personalities from the community of Maratha and also from the masses including those from the economically and socially backward communities having an outstanding performance in different fields, such as social service, education, literature etc.

### INCOME SOURCES AND POWER TO UTILISE

- (6) To meet the above objectives of the Sanstha, donations and subscriptions be collected and funds be created. Out of these funds created, the proceeds be utilised for the sanstha expenditure purpose. The funds and other aid shall be obtained from any or all of following sources for meeting the expenditure of the Sanstha.
- 1) Income from the Sanstha's property.
  - 2) Donations in money and kind.
  - 3) Subscriptions.
  - 4) Arrangement of entertainment programmes.

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- 3
- 19
- A) To construct buildings on the Sanstha's land for utility as well as for collection of rents by giving them on rental basis.
  - B) For the Sanstha's activities either to purchase immovable properties or to take on rental basis.
  - C) For the welfare of the Sanstha, Sanstha's property to be sold or given on rent etc.
  - D) To take loans on the Sanstha's properties, issue debentures or transact in any other manner.

NOTE :- The Governing Body of the Sanstha shall implement the above mentioned powers within the provision of Bombay Public Trust Act of 1950.

#### THE SANSTHA'S GOVERNING BODY

- (7) The General Body means General Meeting and Governing Body of the Sanstha.

#### GENERAL BODY

- (1) Chief Patron, (2) Vice-Patron, (3) Patron, (4) Life Members, (5) General Members.

#### MEMBERSHIP

- (8) A) Any person above 21 years and well-wisher of the Sanstha can apply in the specified format for the membership as (1) Vice-Patron, (2) Patron, (3) Life Member and General Member. Such application should be addressed to the Chairman of the Sanstha and on the Governing Body approving it with majority, he shall become member.
- B) All the existing Registered Members on the day on which this constitution come into force shall be deemed to have become members under this constitution.
- C) The Governing Body through its Secretary should keep the records of the members up-to-date.
- D) The person becoming the member of the Sanstha at least before a month of any meeting of the Sanstha should be given a right to vote.

#### DEFINITION

- (9) 1) CHIEF PATRON :-

His Highness Chh. Maharaja of Kolhapur shall be the Chief Patron by inheritance and the ex-officio President.

- 2) VICE-PATRON :-

The person/persons donating Rs. 5,000/- or more or the property of such amount or any other donation will be treated as Vice-Patron.





3) PATRON :-

Those persons donating Rs. 1,000/- or the property of that amount to the Sanstha shall be treated as Patron.

4) LIFE MEMBERS :-

Those persons donating Rs. 300/- or more in instalments within 3 years shall be treated as the Life Members. But before becoming a Life Member, the person must deposit Rs. 51/-.

5) GENERAL MEMBERS :-

Those persons giving the subscription of Rs. 12/- annually shall be treated as General Members.

CANCELLATION OF MEMBERSHIP

- (10) The membership shall be deemed to be cancelled if the subscription is overdue from him for a period of 3 consecutive years.

NOTE :- A member who has paid the subscription amount of his class if desires to change the class has to pay the subscription amount of that class. However, the amount already paid by him shall be deemed to have been paid for the proposed class.

ANNUAL GENERAL MEETING & EXTRA-ORDINARY GENERAL MEETING

- (11) 1) The working year of the Sanstha shall be from 1<sup>st</sup> April to 31<sup>st</sup> March.

- 2) If necessary an extra-ordinary General Meeting may be called as per resolution passed by the Governing Body or notice by the President or 1/4<sup>th</sup> of the total members or 25 members whichever is less. On written notice the Secretary shall call an extra-ordinary General Meeting within a month from receipt of such notice.

- 3) Those members who wish to ask questions either in the General Meeting or in the Extra-ordinary General Meeting must send their questions to the Secretary before seven days in written form. These suggestions and questions shall be discussed in the meeting of the Governing Body and then be brought for discussion in the General Meeting.

- 4) At the time of meeting and with the permission of the President of the meeting any member can ask a question or make a suggestion. But it must not be hostile to the basic aims and objectives of the Sanstha. Any amendment in the bye-laws and the cancellation of membership shall not be demanded. Without being present in the meeting any member can't suggest any question and he will have no right to vote.

- 5) The Governing Body shall decide the day, date, time and venue of the Annual Meeting and get published on the notice board as well as in the local newspaper at least 15 days before the date of meeting. And in the case of Extra-ordinary General Meeting 7 days before the date of meeting. The notices of both these meetings must be sent to the every members. If a member doesn't receive the notice of the meeting, it shall not be treated illegal.



- 6) Generally the President of the Sanstha shall chair any meeting. In his absence, the person who has been elected by the members shall chair that meeting only.
- 7) The Resolution of the General Meeting cannot be either changed or cancelled before the period of 3 months. However, if a General Body is held and the 2/3 majority of the members consent the change or the cancellation this shall not be binding.
- 8) The Resolutions shall be passed on the items in the agenda by majority of the members present. In the case of the dilemma of equal voting for a Resolution, the President of the meeting has right to give 'Casting Vote' other than his own vote.
- 9) Generally the members shall cast their votes by raising their hands to show their support. However, according to the demand of President or the members, the secret voting shall be conducted.
- 10) The President of the meeting shall cast his vote on the demand of atleast 5 or more members from the members present for the meeting.
- 11) A member shall have no right to cast his vote unless he is the member for one continuous year before the date of meeting.
- 12) If any member's conduct is bringing disgrace to the Sanstha's Governing Body, with the signature of the Chairman of the Governing Body shall issue a notice to the member concerned and this matter should be brought to the notice of the General Body and with 2/3 majority of the members, the membership of such member be cancelled.
- 13) Any Resolution without seconded by the member shall not be either considered or cast for voting.

#### THE FUNCTIONS & POWERS OF THE ANNUAL GENERAL MEETING AND THE EXTRA-ORDINARY GENERAL MEETING

- (12) The function and powers of the Annual General Meeting and Extra-ordinary General Meeting are as follows :-
  - 1) The last year's report with Balance-Sheet be considered and an appropriate decision be taken.
  - 2) To read the Audit Report and to consider the suggestions of the members.
  - 3) Next year's Budget submitted by the Governing Body be considered and to give sanction.
  - 4) To elect Governing Body and appoint Auditor.
  - 5) To consider the resolutions suggested by the Governing Body and to take appropriate decision.



6) To consider and decide over the amendments suggested in this constitution and rules and regulations of the Sanstha.

7) The powers mentioned in the Clause No. 6 mentioned above regarding properties shall be executed as and when necessary.

#### THE QUORUM OF THE GENERAL AND EXTRA-ORDINARY GENERAL MEETING

(13) The 1/5 or 20 eligible members whichever is less and present for the General Meeting should be treated as the full quorum of the meeting and the proceeding of the meeting should be done. If the quorum is not full, the meeting shall be postponed for a week and after a week the General Body shall be conducted at the same place and there is no need of the quorum. And the notice of such a meeting shall be displayed on the notice board of the Sanstha only.

#### GOVERNING BODY

(14) The Governing Body shall be elected from the members of the Sanstha after every 5 years.

1) The minimum number of the Governing Body shall be 11 whereas the maximum shall be 15.

2) His Highness Chhatrapati of Kolhapur or his successor will nominate two members to the Governing Body as the ex-officio members.

3) Other members will be elected in the General Meeting of the Sanstha.

4) For the benefit of the Sanstha's different activities, the experts from different walks of life be co-opted. They will advise the Sanstha.

5) The Governing Body shall elect one Chairman, one Vice-Chairman, one Treasurer, one Secretary, one Hon. Joint Secretary and one Internal Auditor among themselves.

6) A member is not eligible to be elected as the member of the Governing Body if he is not the member of the Sanstha for at least 1 year before the election of the Governing Body.

7) Any employee besides being a member of the Sanstha cannot become the member of the Governing Body. The Governing Body shall execute the power except those withheld by the General Meeting.

8) An employee can appeal in the General Meeting of the members against the resolution passed by the Governing Body.



### THE FIRST GOVERNING BODY

- (15) As per this constitution the existing Governing Body of Shri Shahu Chhatrapati Shikshan Sanstha shall be the first Governing Body and shall remain in power upto 31/03/1974.

- (16) Such Governing Body shall have power to exercise the working of the Sanstha as per this constitution. As and when the new Governing Body come into existence the old Governing Body will hand over the charge.

### THE MEETINGS OF THE GOVERNING BODY

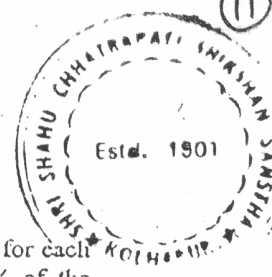
- (17) 1) The meeting of the Governing Body shall be held at least once in a month. In the case of an emergency or urgent work the Secretary with the permission of the Chairman shall take a decision on the issue by inviting the opinions of all members by circular. However, the work should be transacted unanimously by all the members and business so transacted shall be incorporated in the proceeding books of the Sanstha.
- 2) Without written permission of the Chairman of the Governing Body if any member remains absent for 3 consecutive meetings, his absence be treated as his resignation or for any other reason the membership is vacant, it should be filled before the next annual General Meeting.
- 3) The quorum for conducting the working of the Governing Body meeting shall be at least five members.
- 4) If the quorum for the meeting is not full till the time specified, the meeting be adjourned for half an hour. And during this extended time, if the quorum is not again full, the Chairman shall decide next date of the meeting and taking note the meeting shall be concluded. Under these circumstances if the Chairman is not present the Secretary with the consent of the present member will fix the date of next meeting and shall inform to the remaining members and the Chairman by issuing circular.
- 5) Before conducting the business of the present meeting, the proceeding of the previous/last meeting shall be read and confirmed and be signed by the Chairman. The business in the meeting of the Governing Body shall be mentioned in the Proceeding Book and be signed by the Chairman. The proceeding shall also include the names of the members present, the resolutions passed and the other decisions taken.
- 6) The Chairman of the Governing Body should chair the meeting of the Governing Body. In his absence the present members shall appoint one of the members as Chairman only for that meeting.
- 7) All Resolutions of the Governing Body shall be passed by majority.



### POWERS AND DUTIES OF THE GOVERNING BODY

- (18) The powers and duties of Governing Body shall be as under.
- 1) To execute the power to collect funds as mentioned in Clause 6 above.
  - 2) To consider the applications for membership.
  - 3) To manage and run the various educational institutions and hostels as per provision of the Bombay Public Trust Act, 1950.
  - 4) To maintain the accounts of the Sanstha, to get the sanction for the expenditure and to submit the Accounting Statements to the Assistant Charity Commissioner, Kolhapur.
  - 5) To keep surveillance over the internal functioning of the Sanstha.
  - 6) To appoint, to suspend, to penalise, to dismiss the employees of the Sanstha.
  - 7) As per the Article 35 of the Bombay Public Trust Act of 1950 to decide in which bank or the Credit Society the cash of the Sanstha should be deposited.
  - 8) As per the powers on behalf of the Sanstha to make contracts, to make changes in the contracts or to cancel the contract or to carry out them.
  - 9) To make provisions in respect of the Sanstha's properties and to give powers to the Secretary to implement.
  - 10) To appoint different committees for the Sanstha's different work and to frame rules and regulations for them and for their smooth and disciplined functioning, the Chairman and the Secretary will be the Ex-Officio members of the committees. These committees will be responsible to the Governing Body.
  - 11) To examine and verify annual accounts, Balance-Sheet and registers of the Sanstha.
  - 12) The Governing Body shall exercise control over the employees of the Sanstha, the day-to-day work shall be distributed by the Secretary. The employees working in different branches of the Sanstha shall be under control of the heads of respective branches. Necessary changes in this regard shall be made by the Governing Body from time to time.
  - 13) The Sanstha has right to dismiss any employee whose services are not required. The employee so dismissed shall be entitled to receive gratuity as per the provisions of the prevalent law. However, an employee dismissed on account of misconduct shall not be entitled to this benefit.
  - 14) The Governing Body shall be fully responsible for the management of the Sanstha. The member shall have right to inspect the books of accounts and records of the Sanstha at any time. However, he shall submit an intimation in writing to this effect at least 4 days in advance to the Secretary.





- 15) The Governing Body shall not spend more than the amount provided for each item in the budget. However, in case of necessity it shall save upto 10% of the amount of any item and divert it to other items.
- 16) The members of the Governing Body shall work on honorary basis. However, member shall be entitled to reimbursement the expenditure incurred prior approval of the Governing Body while acting on behalf of the Sanstha. The Governing Body once elected shall be deemed to be in power until it hands over the charge to the newly elected Governing Body. However, the old Governing Body has to give the charge to the newly elected Governing Body within a period of one week from the election of the new Governing Body.

SECRETARY

- (19) The Secretary of the Sanstha shall work under the control of the Governing Body. The duties of the Secretary are as under.
- 1) To look after the Sanstha's correspondence. To maintain and update as per the resolutions of the Governing Body the books of accounts, proceedings, to issue the notices of the Meetings, to write their minutes, to maintain properties of Sanstha, to maintain register of members of the sanstha, to maintain separate Minute Books of Annual General Meeting and Extra-ordinary General Meeting. He should also supervise the library of the Sanstha.
  - 2) To supervise the sources of income and properties of the Sanstha.
  - 3) All expenditure sanctioned by the Governing Body shall be made by the Secretary. The Secretary shall have no power to spend unless sanctioned by the Governing Body. The Secretary shall spend on stationery and employees' salary and Governing Body shall sanction the same. For these purposes the Secretary shall retain Rs. 200/- as permanent advance.
  - 4) The Secretary is entitled to grant casual leave to the paid servants of the Sanstha.

MANAGEMENT & ADMINISTRATION EXPENDITURE

- (20) The Governing Body shall make the provisions of expenditure of the Sanstha from its sources of income as below.
- 1) First preference shall be given to pay the taxes of the co-operative and local institutes and the rents.
  - 2) Then the expenditure of management, administration and ordinary repairs to Sanstha's property be met.
  - 3) Then from the balance the amount of 10% be kept aside for major repairs or the renovation of Sanstha's property.
  - 4) The balance of income shall be spent on aims and objectives of Sanstha.

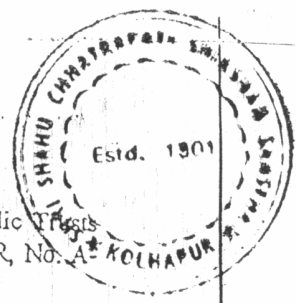


## FUNDS OF SANSTHA

- (21) The Treasurer, Secretary or any employee of the sanstha shall not keep the sanstha's amount with him for more than three days. All amounts shall be kept in the sanstha's Bank A/c. opened in the Scheduled Bank decided by the Governing Body. The Bank A/c. shall be operated by Joint Signatures either by Chairman, Secretary or Treasurer. The Internal Auditor shall supervise all transactions, accounts etc.

## AUDIT

- (22) Every year before Annual General Meeting at least one month before the Secretary shall get the Accounts audited from the Chartered Accountant appointed by sanstha and keep the Audit Report before the General Meeting. He shall keep ready all necessary documents for audit purpose.



Below Ex. 1 in Inq.No. 3 of 1990 under Sec. 50A(3) of the Bombay Public Trusts Act 1950 in the matter of Shri Shahu Chhatrapati Shikshan Sanstha, Kolhapur, PTR, No. A-10 (Kop).

The application pertains for modification of the Scheme already framed. The Modification suggested pertains to the mode of succession. In the existing Scheme the mode of succession is by election every after 3 years, whereas in the modified clause, the election is to be taken after every 5 years. The reasons for modifications stated in the application contemplate that some development work i.e. construction of buildings and implementation of some machinery is to be taken in hand for which the duration of the existing Managing Committee found to be inadequate. Naturally, the General Body of the Sanstha has suggested the above modification that the duration of the Managing Committee shall be for 5 years.

Considering the reasons stated in the application I am convinced that the existing period of the Karyakarini does found inadequate in case some development work is taken in hand and hence the modification suggested in the scheme is accepted as it is.

#### ORDER.

Clause 14 of the Scheme is modified to the effect that the election of the Managing Committee shall be taken every after 5 years. In short, the figure 3 years is modified to 5 years. The trustees have submitted a copy of the amended scheme which be brought on record as it is. No orders as to costs.

Date : 31/07/1990

#### PUBLISHER

Shri. Namdevrao Vitthalrao Kamble  
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Shri Shahu Chhatrapati Shikshan Sanstha,  
Dasara Chowk, Kolhapur.

Dy. Charity Commissioner,  
Kolhapur Region, Kolhapur.

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