

Legal Information - Makhanlal Vyas Vidhyapeeth New Delhi

MLVV operates as an autonomous body under applicable laws of India. All programs are designed for skill development and non-formal education as per constitutional provisions and government guidelines.

Affiliated to SPG incorporated under act XLIV of 1973 government of Madhya Pradesh Regd. No. 07/38/01/07902/2009

(Note :-Sub-committee established under 14C under Madhya Pradesh Committee Act 1973 section 44 constituted above Establishment Date 11/04/2009)

Under guideline policy of "WHO" UNICEF and government of India Recognition government of NCT of Delhi 1170 I.T.A Indian trust act 1882

Shram Vibhag government of national capital territory of Delhi Registration no.2018053682 it is hereby certified that the establishment as mentioned here in has been registered as a Institute under Delhi institute Establishment Act 1954

Recognition Niti Aayog Government of India

(under guideline of international Council for open and distance education)

Certified ISO 9001 : 2015 quality management system

Recognition of N.C.T. Govt. of Delhi india Regd. 1170 I.T.A. And operated according to indian trust Act 1882 . and Makhanlal Vyas Vidhyapeeth I.S.O. Certified 9001 : 2015 . BRIT0399

The Trust Can Claim Exemption and / or Apply (if Necessary to Apply) to Take Approval for Exemption and Benefits Under Section 10(23c) ,

10(23c) (Iiiab) ,10(23c) (Iiiac) ,10(23c) (Iiiad) , 10(23c) (Iiiae), 10(23c) (Iv), 10(23c) (V) ,10(23c) (Vi) 10(23c) (Vi a) of the Income Tax Act ,1961 : in Case the Exemption Benefits and Approval Are Required for Any Fo the Activity Programme or Any Purpose for the Applicable Assessment From / to the Concerned Authority of Income Tax Department or Any Other Recognised Authority of Government of India.

The Trust Is Formed For The Charitable Purpose. The Charitable Pf The Trust Is To Be Defined As According To The Clause (15) Section 2 Of Income Tax Act , 1961 - 2015 Under The Clause (15) Of Section 2 Of Income Tax Act Charitable Purpose Includes Relief Of The Poor , Education ,yoga, Medical Relief , Preservation Of Environment (Including Watersheds , Forests And Wildlife) And Preservation Of Monuments Or Places Or Object Of Artistic Or Historic Interest, And The Advancement Of Any Other Objective Of General Public Utility. The Other Objective Are Mentioned In The Section 3 Of The Memorandum Of The Trust Makhanlal Vyas Vidhyapeeth.

The Area Of Operation Of The Makhanlal Vyas Vidhyapeeth Shall Be All Over India Level And According To Decided And Applied Rules And Laws Of Government Of India Trusts / Societies / Ngos / Organisations.

The Board Of Makhanlal Vyas Vidhyapeeth Shall Have The Power To Make And Alter Or Amend The Rules And Regulations With Regard To The Better Conduct Of The Affairs Of The Trust With The Approval Of The Board Of Trustees.

In All Matters Related To The Associations , Organisations , Councils , Committees , Networks , Forums And Groups Formed And Other Matters The Decisions Of Board Of Trust Of The Makhanlal Vyas Vidhyapeeth Shall Be Final And Can Not Challanged At Any Level , As The Associations , Organisations , Councils , Committees , Networks , Forums And Groups And Their Appointed / Selected Members Will Be Members , Associates And Affiliates By Accepting The Terms And Conditions To Become

Appointed / Selected Members , Associates And Affiliates With Any Of The Committees Or Sub Committees Of The Trust In Any Decided From Or Pattern.

The Provision Of Indian Trust Act 1882 Shall Apply To Only Those Matters Specifically Mentioned In These Presents. Furthermore , If The Board Of Trustees Makes By Laws , Rules And Provision Then The Provision Of Above Mentioned Act Shall Not Contravene And Override The Consecutive Provisions Of Trust.

MAKHANLAL VYAS VIDHYAPEETH for Open and Distance Learning is registered by Government of N.C.T. Govt. of Delhi india Regd. 1170 I.T.A. And operated according to indian trust Act 1882 . and registered with the Planning Commission of India which is governed by the Prime Minister of India

MAKHANLAL VYAS VIDHYAPEETH for Open and Distance Learning is an autonomous council, which is established for development of education under the guidelines of National Education Policy 1986, Govt. of India and programme of action 1992, Govt. of India.

Under Human Right Protection Act 1993 autonomous bodies have been given Special Consideration. (for further details refer air 1993 Sc 2178).

MAKHANLAL VYAS VIDHYAPEETH for Open and Distance Learning is an Autonomous Council and all educational institutions are governed by the Rules framed by Government of India and each educational organization is having discretionary powers. According these powers every Institution/ Board / University / State Govts. / Central Government of India is having the liberty and right to take own decision either to allow or refuse any admission / service. But we give our best to promote the non-formal education programmes, which are autonomous education programmes of MAKHANLAL VYAS VIDHYAPEETH for Open and Distance Learning. The Legality, Validity and Utility of our education programmes

is in strict conformity with the constitution of India and law of the land under Article 19(1)G, 29 & 30.

According to the Ministry of Human Affairs. Govt. of India Notification No. 26/4/52 CC Dated. 20.09.1952 issued in consultation. with the union public service commission that in the case of Degree /Diploma awarded by Board/University in India which are incorporated by an act of central or Part B state legislature in India. No formal orders of recognition for such Degree/ Diploma needed to be issued by Government. Such Degree should be Recognized Automatically for the Purpose of employment

Viewed at from the fulfilment of provisions of the articles 14, 19(1), 21, 29, 30, 45, 46 344 & 351 of the Indian Constitution 1950, the work done by MAKHANLAL VYAS VIDHYAPEETH (MLVV) is a valid one for appreciation. The concept of Distance Education originated from Berlin (Germany) in 1856. Afterwards, Russia granted recognition to distance education in the world. In this manner the idea of Open Universities was conceived by the British Prime Minister Mr. Harold Wilson in the year 1863 to provide an opportunity to persons who were otherwise denied opportunities to further their education and make their life successful. In 1969 under the Royal Charter an Open University was established the success of which was more far reaching than the traditional Universities. Under the new Education Policy 1986, the Government of India laid particular stress on Open Universities and Distance Education. MAKHANLAL VYAS VIDHYAPEETH (MLVV). is getting necessary direction and full co-operation from Educationists, Professors, Philanthropists, Social Workers, Corporate Managers of MNCs of our country. It is their unanimous opinion that MAKHANLAL VYAS VIDHYAPEETH (MLVV) has given practical shape to the concept of British Prime Minister Harold Wilson by providing Open and Distance Education to the under privileged sections of students and encouraging students for learning in depth. Under Human Rights Protection Act, 1993, autonomous bodies like the

MAKHANLAL VYAS VIDHYAPEETH (MLVV) have been given special protection. For further details please see AIR 1993 SC 217B.

All Educational Boards / Universities are autonomous bodies. It is left to the discretion of university either to allow or refuse admission to a student from another university. In this way every State Government is at liberty whether to provide service to person who has passed out from a particular university or educational council or not Regarding the question of recognition MAKHANLAL VYAS VIDHYAPEETH (MLVV) is an ISO certified Council which is registered under Planning Commission, Govt of India.

MAKHANLAL VYAS VIDHYAPEETH (MLVV) for Open and Distance Learning is not in receipt of any grant-in-aid either from the Government or from the UGC, so far. Therefore NCTE, AICTE, UGC Act is not applicable to National Open University. Under Human Rights Protection Act, 1993, autonomous bodies like the MJBPEDU have been given specific protection. For further details please see AIR 1993 SC 217B

Makhanlal Vyas Vidhyapeeth

3.1 Educational Facilities, Infrastructures and programmes.

1. To open, found, establish, promote, set-up, run, manage, maintain, assist, finance, acquire, take over, support and/or grant aid or help in the set up, establish, manage, develop, and/or maintain, run, and/or other financial and technical assistance to Schools, Colleges, Libraries, Universities, Laboratories, Institutions, Research Centres and Bodies, and other Educational, Cultural, Medical, Para-medical, Nursing, Health, Diagnosis system, Engineering, Management, Law, Media and Journalism, Computer and Information Technology, Vastu Shilp, Architecture, Jyotish, Agriculture, General Education, any Technical and all kind of Educational, Teaching, Learning and Training Institutions, Coaching institutions. Schools, Colleges, Universities, Organisations,

Bodies, Authorities for all the education, learning and benefit of learners, career seekers, needy students, needy persons and for general public.

2. To open, found, promote, set-up, run, manage, maintain, assist, finance, acquire, take over, establish Colleges, Universities, Educational centres to provide Degree, Diploma, Certification, Training, research programme and all kind of courses.

3. To open, found, promote, set-up, run, manage, maintain, assist, finance, acquire, take over, establish Colleges, Universities, Educational centres to provide Degree, Diploma, Certification, Training, research programme and all kind of courses for Law, Languages; as Bachelor and Master Degree, Diploma in Law i.e. LLB, LLM, DLL, Language Courses in Hindi, Sanskrit and all other academic and professional courses and degrees related to law.

4. To open, found, promote, set-up, run, manage, maintain, assist, finance, acquire, take over and establish Colleges, Universities, Educational centres to provide Degree, Diploma, Certification, Training, research programme and all kind of courses for Education; as Bachelor and Master Degree, Diploma in Education i.e. B.Ed., M.Ed., and all other academic and professional courses and degrees related to Education and Teaching. To open, found, promote, set-up, run, manage, maintain, assist, finance, acquire, take over and establish the Degrees, Diplomas and Certification courses of/in/for/with Bachelor of Education (B.Ed.) or its equivalent, Master of Education (M.Ed.) or its equivalent, Bachelor of Elementary Education (B.El.Ed.), Degree and Diploma Courses in Nursery Teachers Training, Bachelor of Physical Education (B.P.Ed.), M.P.E., M.P.Ed., Certificate in Physical Education (C.P.Ed.), M.Sc.Ed. course or an equivalent course, National Council for Teacher Education (NCTE) Courses and Degrees, B.A.B.Ed., B.Sc. B.Ed or/and all related Courses.

5. To open, found, promote, set-up, run, manage, maintain, assist, finance, acquire, take over, establish Colleges, Universities, Educational

centres to provide Degree, Diploma, Certification, Training, research programme and all kind of Degrees, Diplomas, Certificates and Courses related to Ayurved, Yoga, Unani, Naturopathy, Siddha, Homeopathy, AYUSH, including Academic, Medicine and Surgery.

6. To open, found, promote, set-up, run, manage, maintain, assist, finance, acquire, take over, establish Colleges, Educational centres to provide Degree, Diploma, Certification, Training, research programme and all kind of courses related to all kind of vocational sectors that promote, develop and improve the vocational knowledge and skills including Industrial Training Institutes (ITI) Course. To open, found, promote, set-up, run, manage, maintain Industrial Training Institutes (ITI) Courses in the sectors; as Carpenter, Computer Operator, Typist, Short Hand Writing and Programming Assistant, Craftsman Food Production General, Cutting and Sewing, Dental Laboratory Technician, Desk Top Publishing Operator, Draughtsman Civil, Draughtsman Mechanical, Computer Hardware, Electrician, Electronic Mechanic, Embroidery and Needle Work, Fitter, Foundry Man, Hair and Skin care, Health Sanitary Inspector, Information Technology and Electronics System Maintenance, Instrument Mechanic, Library and Information Science, Machinist, Machinist Grinder, Mechanic Diesel, Mechanic Motor Vehicle, Mechanic Radio and Television, Mechanic Refrigeration and Air Conditioner, Mechanic Tractor, Moulder, Painter General, Pattern Maker, Photographer, Physiotherapy Technician, Plastic Processing Operator, Plumber, Radiology Technician, Secretarial Practice, Sheet Metal Worker, Stenography English, Stenography Hindi, Steward, Surveyor, Tool and Die Maker Dies and Moulds, Tool and Die Maker Press Tools Jigs and Fixtures, Turner, Welder Gas and Electric, Wireman etc.

7.To run, setup, organise and manage Diploma in Community Medical Services (CMS) & Essential Drug (ED) and provide Degree, Diploma and Certificate in the Courses. 8.To open, found, promote, set-up, run,

manage, maintain, assist, finance, acquire, take over, establish Colleges, Educational centres to provide Degree, Diploma, Certification, Training and research programme related to Information Technology, Computer, Modern Technology and Innovative technology sectors.

9. To establish, run, support and grant aid or other financial and technical assistance to other institutions, organisations, bodies working for and with similar aims and objectives for the development and advancement of education and diffusion of knowledge amongst the public.

10. To promote and to develop vocational education in the educational institutions leading to selfemployment and better employment opportunities.

11. To institutionalise the imparting, encouragement and dissemination of knowledge by way organising and supporting education programmes, symposia, workshops, seminars, conferences, exhibitions, lectures, demonstrations, activity focused camps and fairs, and all such related activities.

12. To establish, manage, run and support hostels and/or residential facilities/places for students, scholars, needy persons, women, old aged persons, adolescent girls, children and physically challenged persons.

13. To establish run, establish, operate and manage resident hostels and resident schools, resident colleges, resident institutions, resident universities and other residential organisations/centres.

14. To conduct non-formal educational programs in the form of group discussions, dramas and documentaries and films in rural India.

15. To operate, run, support, manage training centres, training institutes, coaching centres, coaching institutes, employment centres, educational institutes and other operations, campaigns, activities and programmes related to training, provide education, provide skills. develop skills,

improve knowledge and make capable to get required employment and income generation activities and programmes.

16. To start, setup, run, operate, manage, undertake the institutions, schools, colleges, universities, educational, teaching and learning bodies individually by the trust at own level and/or with other organisations, universities, societies, non-governmental organisations, authorised bodies and with support of governmental and non-governmental bodies and organisations.

17. To conduct educational fairs, workshops, seminars and shows for providing career counselling and to provide guidance at trust level and on behalf of other institutions and with their support. 3.2 Health Facilities, Infrastructures and programmes.

3.2 Health Facilities, Infrastructures and programmes.

1. To open, found, establish, promote, set-up, run, maintain, assist, finance, support and/or aid or help in the setting up and/or maintaining and/or running Medical, Health and all kind of Hospitals, Charitable Dispensaries, Maternity Homes, Clinics, Child welfare centres, Treatment centres, Research centres and Diagnostic centres related to Medical and Health System and Practices.

2. To open, found, start, promote, set-up, run, maintain, establish Hospitals, Charitable Dispensaries, Maternity Homes, Clinics, Treatment centers, Research centres and Diagnostic centres for Ayurved, Yoga, Unani, Naturopathy, Siddha, Homeopathy, Alternative Health System and Therapies, Traditional Health Systems, Traditional Therapies and all sectors related to AYUSH.

3. To form a integrated system of treatment, consisting mainly of the techniques of Medical and Health for Surgery and Emergency cases, Allopathy, Homeopathy, Ayurveda, Unani, Siddha, Yoga, Alternative

Health System and Therapies, Traditional Health Systems, Traditional Therapies and Acupressure to soothe patients suffering from unbearable pains and rid them of disease.

4. To provide Health Care, Medical and Treatment to the society and needy people.

5. To manufacture and supply good quality medicines to various Government and Non-Government Hospitals, Dispensaries and Rehabilitation institutions of the state.

6. To construct the building and infrastructure etc. for boarding and lodging for those who are interested in Medical and Health practices, Health care, treatment and training.

7. To organise camps, seminars, conferences, meetings for Medical and Health in order to propagate the Medical and Health Systems and related awareness.

8. To prepare system and to sale and purchase of the medicines for the charitable hospitals.

9. To promote and develop better health and sanitation practices for the overall good of the society.

10. Create mass awareness and educate people to stop AIDS, Cancer and other diseases and undertake various programmes for prevention of AIDS, Cancer and other diseases.

11. To run, manage, setup and establish Drug Awareness and Counseling Centres.

12. To organise awareness and other programmes to control and eradicate the use of alcohol, tobacco, drugs and other harmful materials.

13. To organise De-addiction Camps and programmes.

3.3 Child rights and Child development.

1. To reach out to homeless street children without any form of support, in order to understand and analyse their life situation, socio-economic, psychological and emotional needs.
2. To provide opportunities for basic services, such as, education, nutrition, skill training, employment, recreation, counselling, etc., for the healthy growth and development of rural children, street and working children, especially children of weaker.
3. To undertake child development programmes including creative and learning programming.
4. To run and establish child development homes, shelters and other programmes.
5. To run, undertake, manage and initiate programmes for development and welfare of Children.

3.4 Empowerment of Women.

1. To undertake, manage and initiate programmes for Empowerment of Women.
2. To empower women of different cultures to improve their skills in information sharing, imparting skills, solidarity action and networking, and to enable women to deliberate together and work towards building a culture of peace.
3. To help and support by Training, Skill Development Programmes and courses to women and needy persons in Beauty therapists, Make up makers, Embroidery, Designing, Fashion Designing, Tailoring, Stitching, Weaving, Knitting, lacing and sowing of Fabric items, Mehandi, Soft Toys,

Painting, Handicraft work and related sector to provide benefits and services for beneficiaries, members, related persons, professional and work solutions, training opportunities and much more.

4. To provide social justice for women through education and awareness.

5. To help the women and girls in all possible ways in order to make them self-reliant and self supportive and form Self help groups and a federation of Self help groups of the women.

6. To work for the socio-economic upliftment of women. To undertake activities for women empowerment and upliftment with the aim to make them self reliant and independent.

7. To act as an instrument of socio-economic change and development through the provision of financial and social development services for the development of women

8. To setup and run Gims, swimming pools and health clubs for women.

9. To work for child development programmes, to reduce infant mortality rates, to eradicate malnutrition in children and to educate rural masses to invest and care for their girl children.

10. To undertake and run development programmes for girl children and adolescent girls.

11. To undertake programme to save the girl children and undertake measures and activities to curb female foeticide.

12. To support widow women and help them in better survival and make their better living standard.

13. To run and manage stay homes and ashram for widow women.

3.5 Welfare and empowerment of Persons with Disability (Divyang Jan).

1. To run, setup, establish, manage and develop institutions, schools, educational centres for the physically handicapped and disabled or mentally retarded persons (Divyang Jan).
2. To run, open, setup and establish Residential places, Hostels, Rehabilitation Centres, Residence cum Educational Centres for persons with Multiple Disability, physically challenged and disabled persons or mentally retarded persons (Divyang Jan) to provide and avail them health benefit, nutrition, food, clothing with living and survival improvement facilities.
3. To provide better opportunities for the physically challenged (Divyang Jan) with the aim to work for their rehabilitation to make them self-reliant and independent.
4. To work for Special Children with Multiple Disability, Mental Retardation, Autism, Slow Learning, deaf and dumb, Borderline Functioning, Multiple Disabilities, Cerebral Palsy and Down Syndrome. To establish education centres, School cum residential centres, help and support centres for such persons with Multiple Disability.
5. To run and establish Special Schools for children and persons with Multiple Disability like Slow learning, Autism, Behaviour Problems, Phobias, Speech problem, Poor Academic performance and Aggression for imparting special education to them. To teach and train persons with Multiple Disability (Divyang Jan) to promote their pre-vocational training and Skills. To provide vocational training to improve skill of persons with Multiple Disability (Divyang Jan).
6. To enable and empower persons with physical and mental disability to live as independently and as fully as possible within and as close to the community to which they belong.

7. To undertake programmes to enhance the social and living status of the disabled persons.

3.6 Natural Resource Management, Agriculture and farming system.

1. To undertake activities for the development of agricultural and farming sector of the country.

2. To work for implementation of advanced agricultural process and practises which thrushes to organic agro, horticulture, floriculture and fish culture productions.

3. To undertake, implement projects and programmes for agricultural development and natural resources management.

4. To accept and give financial grants, help and coordinate participation of social partners, employers in the private sector, training providers, professional societies and NGOs/civil society groups in the process of agricultural and other farming development.

5. To provide, undertake, manage and run irrigation facilities to improve agriculture and agricultural projects with the help of local communities, support agencies and government.

3.7 Information and Communication Technology and Computer Technology Programmes.

1. To create, run, develop and manage Information Technology and other technology related programmes, projects and works by software development and other required technology, tools and resources for Government, Government Agencies, social organisations and general public.

2. To work and arrange different activities and programmes for the development of computer education and information technology.

3. To collaborate with Government ministries and departments to utilise, manage, improve, implement and elaborate Information Technology, computer and mobile technology.

4. To run, establish, promote, set up, maintain, assist, support and/or aid and help in the setting up the different kinds of programmes/projects on information technology and computer education.

5. To run, manage, setup, undertake and get approval and accreditation of information technology and internet technology related skill development, training, learning course programmes and projects from departments, ministries, boards, and government monitored/authorised sectors and bodies for the skill development of the needy persons of rural areas as well as semi urban and urban areas.

6. To undertake and get accreditation for rural information Technology development and skill development programmes and projects.

3.8 Livelihood Upliftment, Skill Development and Employment Generation.

1. To Create and improve livelihood opportunities for Tribal Communities, youth, women and needy persons.

2. To Create marketing and other employment opportunities by various means for youth and needy people for upliftment of their living standards and improve income generation opportunities.

3. To create, run, setup various option, opportunities and infrastructures for income generation and livelihood and improvement of living standards of life for various persons of society.

4. To create, run and setup various programmes and projects for sustainable employment, livelihood and income generation opportunities and options.

5. To run and undertake programmes and schemes for unemployed and under-employed persons both in all sectors including skilled, semiskilled and unskilled for creation of wage and self-employment.

3.9 Microcredit, Micro-Finance and Self Help Groups.

1. To run, manage, setup, support and undertake microcredit and microfinance programmes, projects and activities for rural development, urban development and social development, so economically poor persons can gain financial and social strength.

2. To form, run, manage, setup, support and undertake Self Help Groups (SHGs) in rural and urban areas under microcredit and microfinance schemes and programmes of the Trust.

3. To get and receive funds and donations from the supporters, groups, companies, banks, financial institutions, funding agencies, government departments, government ministries for the purpose of the Trust objects, programmes, projects and activities.

4. To run, setup, undertake and support microcredit and microfinance projects and programmes to provide small loans and credit to people.

5. To Organise training Programmes for Self Help Groups (SHGs) to improve microcredit and microfinance activities and objectives of the Self Help Groups (SHGs) according to Government. of India microfinance parameters and pattern.

6. To support according to the legal parameters to the Self Help Groups (SHGs) to get their better status and conditions.

7. To run, support and undertake manufacturing and provide service for the schemes of according to the Self Help Groups (SHGs) and other groups and organisations for the welfare of the society and improvement of social and economical status of needy people of society.

8. To work and run programmes to run, undertake, manage and setup such schemes and projects for social welfare and economical upliftment and livelihood of needy persons and groups of societ

9. To work as a Micro Finance Institution as per Global and parameters of Government of India given under the Government Financial Services.

10. To run, manage, setup, support and undertake microcredit and microfinance proprammes, projects and activities for rural development, urban development and social development, so economically poor persons can gain finanacial and social strength.

3.10 General Social Development and Social Welfare Objectives.

1. To manage, undertake and run programmes, projects and activities for poor people for their development and welfare.

2. To run, establish and open Computer Centres and Information Technology knowledge centres and Training Centres in all over India.

3. To create, run, develop and manage Information Technology and other technology related programmes, projects and works by software development and other required technology, tools and resources for Government, Government Agencies, social organisations and general public.

4. To work and arrange different activities and programmes for the development of computer education and information technology.

5. To Create and improve livelihood opportunities for youth, women and needy persons

6. To organise joint Marriage programmes and support girls in marriage.

7. To undertake and run capacity building programmes for the economic and social improvement of communities focussing youth.

8. To plan, run, setup, manage, help and undertake research programmes, activities, projects, work and initiatives for research and development related to any of the Trust objectives or other objectives for the welfare of human being which the trustees may decide from time to time.

9. To promote and establish anybody having objectives altogether or in part similar to any of the objectives set out above and to sponsor or otherwise support activities of any such body insofar as the same shall be incidental or conducive to any of the objectives set out above.

10. To build partnerships and networks of stakeholders to support and strengthen community, NGOs, enterprises, corporations and state capacities to address development problems.

11. To promote cooperation with various agencies and institutions, regional and national organisations to conduct other activities for the realisation of the purpose of this trust.

12. To form and constitute forums, committees, groups, action groups to generate awareness regarding public interest issues and government development programmes.

13. To promote activities for total development, viz. social, economic, educational, medical and cultural fields especially in the rural areas or in urban areas with a particular interest in the downtrodden and economically weaker sections.

14. To organise social, cultural and welfare events, programmes, activities and work for the social awareness, cultural awareness and for public interest issues.

15. To open and run ad-films, Telefilms, Serials, Music Albums, Documentaries, Promotions, Grooming, Corporate Films, C.D. Films, Education and Children Films, Feature Films, Audio-Video, Music, Albums

and Films Making, T.V. Commercial, T.V. serial programs, art and culture, event programs, event management art and culture etc.,for Human Rights, social development issues and social welfare issues.

16. To establish, maintain and Awareness cells/ organisations for the purpose of awareness generation and education over social, cultural and public welfare and interest issues.

17. To establish an infrastructure and mechanism, whereby individuals and organisations in India, who wish to support the objectives and activities of the Trust could contribute directly or through the Trust to the organisations referred to herein.

18. To conduct trainings, seminars, symposia, lectures on the programmes and activities concerned with objectives of the trust.

19. To establish and operate branches of the Trust at local level, district, state and national level.

20. To establish collaboration and coordination with government, semi-government and public agencies and services to run programmes, schemes and projects.

21. To arrange shade, shelter and fodder and attend rescue calls for cattles especially Gaushala for cows and the breed helpful in Farming and Dairy products. It ultimately will help to generate employment in Dairy and Farming sector and will empower the economy.

22. To stop the unnecessary killings of stray animals. To spread awareness against animal cruelty.

23. To protect wild life and protect natural habitates of wild animals, birds and plants.

24. To run programmes and activities to save, protect and conserve environment and all its related biotic and abiotic components (wild life, forests, water, soil, air and other natural resources).

25. To promote, develop, cultivate and conserve medicinal and herbal plants and faunal species and undertake related activities.

26. To take measures to protect, conserve and develop the natural water resources, water bodies, like lakes, rivers, canals, swamps, marshes, reservoirs, ponds, public inland water sources.

27. To undertake, manage and run, promote tree plantation projects/programmes, cleanliness drives, sanitation campaigns, pollution prevention activities.

28. To run environmental conservation and protection and awareness programmes and projects.

29. To get and accept grant aid and financial assistance from national and international organisations and groups working at international level.

30. To grant relief and assistance to the needy victims during natural calamities such as famine, earth quake, flood, fire, pestilence, etc. and to give donations and other assistance to institutions, establishments or individuals engaged in such relief work.

31. To co-operate other institutions and organisations which match or aims and objectives, and order to fulfill these aims and objectives to accept the donating of money, land etc.

32. To provide food, clothes, education and hostel facilities and organization of educational centers for the poor, helpless and underprivileged students.

33. To run and undertake Traffic awareness programmes and events and road safety programmes.

34. To provide and distribute free medicines, clothes food items etc. to helpless, poor, downtrodden and underprivileged people, backward areas and tribal areas.

35. To organise exhibitions, workshops, seminars, conferences, demonstrations, display programmes and camps to attain the objectives of the Trust.

36. To solicit, obtain and accept donations to achieve the objectives of the Trust.

37. To create and support to create Government, public sector and social sector for making, developing, planning and implementing programmes, schemes, and projects for development and welfare of society and concern areas. To support to create and manage resources and plans at local, zonal, state and national level for public welfare and national development

38. To promote, assist and/or maintain all activities by whosoever carried on or wherever carried on in India in conformity with the objectives of the Trust and as are conducive to the well being and general welfare of the nation or are conducive for advancement of any objectives or objectives of general public utility.

39. To establish linkages and partnership with different government / semi government institutions / departments for fulfilling and implementing the objective of the Trust.

40. To work for the protection of human rights for all people.

41. To follow, adopt and promote Human Rights, Liberties, Social Justice and Fundamental Rights

42. To provide legal aid and advice for the indigent, exploited and weaker sections of the society.

43. To provides support, assistance and expertise to participating civil society to promote democracy, rule of law, human rights and tolerance and non-discrimination.

44. To work to stop and control corruption and create corruption free and honest society.

45. To work for Anti corruption and create corruption free society by working as whistleblowers and civil society Non Government Organisation (NGO).

46. To aware and organise camps for youth, women and old aged people for positive social change.

47. To establish, run, manageand work for the Old Age Homes.

48. To undertake and get projects, schemes and programmes fro welfare and development of old age persons and for establish,run and manage Old Age Homes.

49. To establish and develop institutions for the Old Aged Persons and to provide them awareness, health benefit, nutrition, food, clothing, education and other helps.

50. To develop, prepare, maintain websites, online portals, blogs, documents, database and information system regarding the aims and objectives of the Trust and other similar like minded persons, groups and organisations.

51. To run, undertake, manage and support in the games and sport events and programmes.

52. To help and support youth in games, sports, health and self security by sports programmes and activities

53. To motivate youth of rural areas for participating sport completion at national and international level championships.

54. To plan and execute an integrated programme on development and implementation of renewable energy projects.

55. To carry on business of generation, forecasting, purchasing, producing, manufacturing, importing, exporting, exchanging, selling and trading in power products and services.

56. To plan, develop, maintain, lease, hire, manage solar parks, infrastructure facilities, and all related ancillary facilities and services.

57. To help destitute families and support in work and service.

58. To provide homes and stay homes facilities for the destitutes.

59. To work for improvement of the economic, social and legal status of needy people through counselling, legal aid, legal awareness, education and vocational training.

60. To run and undertake projects and programmes for skill development and livelihood generation. To setup and undertake vocational training programmes under the Government Schemes like or equal to Pradhan Mantri Kaushal Vikas Yojana and relevant schemes.

61. 44. To run undertake and setup Vocational Training programmes under National Council on Vocational Training (NCVT) and National schemes on Teaching and vocational skill improvement.

62. To work for the empowerment of weaker section of the society and for the socio-economic upliftment and empowerment of women of minority and other backward community.

63. To run and manage programmes for empowerment of minorities and backward communities.

64. To undertake various programmes and projects for welfare and economic developmental activities for the benefit of socially and economically backward persons among minority.

65. To work and undertake programmes for social, financial, economical, educational, health and other development of minority communities in India.

66. To incur any expenditure on any programme relating to the main objectives of Trust and any investment thereof which the Trust considers likely to contribute to its main objects. 67. To undertake consumer protection and consumer right programmes, issues and activities.

68. To promote income generation activities and provide micro credit to the needy.

69. To provide legal assistance and conduct legal awareness programmes and campaigns among the general masses focussing the needy persons, groups and communities.

70. To conduct workshops, seminars, promotion of writing in regional and national dimensions to broaden the dissemination and communication of knowledge on promotion of educational, health and sanitation services to the deprived sections of the society.

71. To undertake all kind of income generation activities to support the aims and objectives of the Trust, including setup, run, manage, market and organise new entrepreneurships, enterprises, ventures, projects and activities.

72. To establish linkages and partnership with different institutions, organisations, agencies, bodies, groups of persons, individuals,

associations, identities, forums, firms, proprietaries for fulfilling and implementing the objective of the Trust.

73. To prepare documentaries, photographs, posters, books, publications, audio visual material for information, awareness, knowledge regarding objectives of the Trust.

74. To do all such other lawful activities as are incidental or conducive to the attainment of the objects. To carry out, encourage and support any act, matter or thing which is or may be incidental or conducive to any of the above objectives or which may be conveniently done in connection therewith. And any other objectives to do any other act which is incidental to the aforesaid objectives and other objectives of charitable purpose, charitable nature and advancement of general public utility as may be defined or interpreted as charitable purpose under the provision of the Income Tax Act 1962 and other related laws for the time being in force. The Board of Trustees may amend and modify the objectives and include any other charitable purpose objectives time to time in accordance with the intention of the Trust. All the objectives and purposes of the Trust shall be of charitable purpose and charitable nature. All the charitable objectives and charitable purposes of the Trust shall be according to Income Tax Act and other Laws, Acts, Bye-laws, Rules of Government of India. Without limiting the generalities of the above mentioned objectives and clauses, to perform or carry out all such acts, deeds or things as may be necessary for the attainment of the main objectives contained herein.

SUPREME COURT OF INDIA - Order Copy

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CASE NO.:	Appeal (civil) 152	of 1994
PETITIONER:	Subhasis Bakshi	& Ors.
RESPONDENT:	West Bengal Medical Council	& Ors.
DATE OF JUDGMENT:		14/02/2003

BENCH: S. RAJENDRA BABU & SHIVARAJ V. PATIL
JUDGMENT:

J U D G M E N T RAJENDRA BABU, J. :

"Thou shall not prescribe, but treat". Does this commandment stand the test of legal scrutiny? This is the stark and simple question to be decided in this case. The long-winded facts of this case read as follows: That about 337 persons, including the appellants had completed the diploma course of Community Medical Service in duly recognized institutions in the State of West Bengal and were posted in different parts of the State by the Government of West Bengal. On October 15, 1980 vide Notification No. Health/MA/7076/5M-5/80 the Government of West Bengal made an amendment in the Statute of the State Medical Faculty by introducing Article 6F under Part B, which reads verbatim as under: "6F: Students who will undergo and complete the requisite course of studies in Medicine/Medical Science (as defined and detailed in the Schedule to this article and hereinafter called as the said Regulations for the Diploma course in Community Medical Services) in Medical Institutions, duly recognized by the State Medical Faculty of West Bengal, shall be admitted into examinations in the subjects laid down in the said regulations and the students passing the examinations shall be granted Diploma with the abbreviation "Dip. C.M.S", by the Governing body of the aforesaid Faculty. The Governing Body of the aforesaid Faculty shall also maintain a Register of such Diploma holders with a view to regulating, supervising and restricting their practice for the present." The objective of the said Notification, as detailed therein, is as follows:

- I. Objectives:
- i). To provide medical training to a group of personnel to man the Health Centers and Subsidiary Health Centers.
 - ii). Emphasis is to be given on comprehensive Health Care of the Community including promotive, preventive and curative aspects.
 - iii). A candidate after successfully completing the course of studies will act as a Team Leader of various categories of Field Workers.

iv). Training in curative medicines is to be imparted in such a way that after completion of training the trainees can treat common diseases among rural population including communicable diseases, malnutritional states, snake bite, insecticidal poisoning etc. Instructions on diseases requiring sophisticated treatment not practicable in Health Centers will be http://JUDIS.NIC.IN SUPREME COURT OF INDIA Page 2 of 5 restricted to the barest minimum. However, such candidates should learn to recognize sign and symptoms of more serious diseases requiring special treatment at referral hospitals (e.g., Sub-divisional or District Hospital) so that such patients may be sent early to these institutions.

v). The training in promotive and preventive aspect of Health Care including Family Planning and Child Care should be undertaken by actual participation in the field work under the supervision of their teachers along with the field workers.

vi). A substantial part of the training will be conducted in Health Centers where they will reside along with their teacher in each term of their course so that they are exposed to the field condition from the beginning of their course."

On 23/6/1987, the Government of West Bengal issued a Corrigendum and the Diploma that was earlier known as 'Diploma in Medicine for Community Physicians' was rechristened as 'Diploma in Community Medical Service.' Apprehending that the re-naming would have a detrimental effect on their rights, the appellants filed W.P. No.7052/89 in the Calcutta High Court. The said Writ Petition was disposed of by the learned Single Judge on the assurance given by the Government Pleader that the State was willing to award the 'Diploma in Community Medical Service' to the successful candidates. It was also assured by the State, in the said petition that it would provide jobs to such candidates in accordance with the stated policy of the Government. The learned Single Judge of the High Court made it clear that the Diploma Holders will not have the right to private practice and that part of the order was not challenged by the appellants at all and entry in the register is only for the right to prescribe medicines and issue certificates.

Aggrieved by the order of the learned Single Judge, the appellants preferred an appeal before the Division Bench of Calcutta High Court. The Division Bench assured that the change in the nomenclature would not affect the Appellants right. The Division Bench reiterated that "the persons holding the Diploma and employed to man the Health Centers and Subsidiary Health Centers would be competent to treat common diseases among rural population including communicable disease, malnutritional states, snake bite, insecticidal poisoning etc". The Division Benc

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