

Date : 08-01-2020

From

MC Modi Educational Trust,
5-4-187/3 & 4, 2nd Floor,
Soham Mansion,
M.G. Road,
Secunderabad – 500 003.

To

The Income tax Officer,
National e-Assessment Centre,
Delhi.

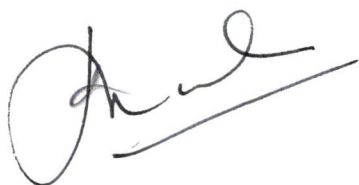
Sub: I.T. Assessment proceedings – Own case – Assessment Year 2018-19
PAN – AAATM5488Q – Submission of information – Reg.

Ref: Notice u/s.142(1) dated 24-12-2020
Notice No.ITBA/AST/F/142(1)/2020-21/1029207682(1).

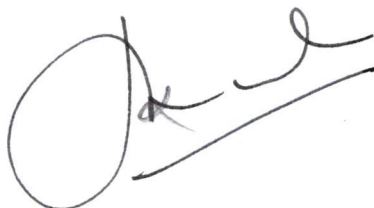
In connection with the Income tax assessment proceedings certain information requested for is submitted herewith for your kind consideration.

1. Registration certificate u/s.12A:

- a) The Trust is a Public Charitable Trust evidenced under a Trust Deed dated 15-11-1955. Copy enclosed – **Annexure 1.**
- b) The trust was settled more than 60 years ago by Late Shri. ManilalChhaganlal Modi (M C Modi). The founder Trustees were Late Shri. ManilalChhaganlal Modi, Late Shri. ChimanlalChhaganlal Modi and Late Shri. OcchavlaMaganlal Parikh.
- c) For past several years upon demise of settlor/founder trustees, the trustees of the trust were Mr. Pramod Modi, Mr. Satish Modi. The day to day affairs of the trust were managed by them from their respective offices. Shri.Pramod Modi died on 04-06-2012 and Shri. Satish Modi died on 20-01-2016. Both the trustees were healthy and unexpectedly died of heart attacks.
- d) The present trustees are Mr.Om Prakash, S/o Late Praveen Chandra Modi, Mr. Ashish Modi, S/o. Late Pramod Modi and Mr. Soham Modi, S/o. Late Satish Modi. They are the grand children of late Mr. Manilal C Modi and his brother Late Mr. Chimanlal C Modi.
- e) The present Trustees namely Mr. Om Prakash, Mr. Ashish Modi and Mr. Soham Modi have executed a Supplementary Trust Deed dated 01.04.2016 which is registered as Document No 137/IV/2017 with S.R.O. Secunderabad. Copy enclosed- **Annexure 2.**



- f) The above said Supplementary Trust Deed got executed so as to enable the Trustees to have the ease of carrying out the Trust activities more efficiently and effectively and also to re-write the objects of the Trust in line with the larger philanthropic motive and desire of the Settlor at the time of settling the Trust 60 years ago.
- g) The trust has been carrying out his charitable activities implacably for over 60 years.
- h) The Trust is registered u/s 12A of the IT Act, 1961 vide Letter No. V/19/67-68 dated 01-06-1968.
- i) The above registration letter and also the Original Trust Deed has been lost/misplaced.
- j) Due to the sudden demise of late Mr. Pramod Modi and Late Mr. Satish Modi, all records pertaining to the trust could not be handed over to the present trustees. Accordingly, several documents pertaining to exemptions under IT act and others are no longer traceable. The premises from which the operations of the trust were handled by late Mr. Pramod Modi is no longer being used by the present trustees and many documents were lost in transferring the files from the old office of the trust.
- k) The Trust has requested Commissioner of Income Tax (Exemption) /Hyd to issue a duplicate Registration certificate as that may be available with their records. Copy of Letter dated 12.06.2017 filed on 19.06.2017 is enclosed- **Annexure 3.**
- l) We have received a communication dated 21.06.2017 from Commissioner of Income Tax (Exemption) /Hyd that there is no such provision to issue a duplicate registration certificate. Copy of Letter dated 21.06.2017 is enclosed- **Annexure 4.**
- m) In view of this background and left with no alternative, and under peculiar facts and circumstances, we have applied for a registration u/s 12AA afresh. The application was electronically filed on 26-02-2018. Copy of Ack is enclosed -**Annexure 5.**
- n) Vide Order u/s 12AA(1)(b)(ii) F.No CIT(E)/Hyd/68(02)/12A/2017-18 dated 27-08-2018, the registration is denied and the application in Form 10A got rejected. **The only ground of rejection is due to non-submission of certain documents/information requested for in the course of hearing could not be furnished within time allowed.**
- o) The appeal is filed on _____ with Hon'able ITAT/Hyd. The same is pending disposal.
- p) It may be noted that the rejection of registration is during the FY 2018-19 which has to take effect for Assessment Year 2019-20. The rejection order does not ipso facto applicable for Assessment Year 2018-19. Further, the rejection is operative with prospective date and not with retrospective date.



q) The Trust is therefore deemed to be a Registered Trust u/s 12A/AA for Assessment Year 2018-19 vide Letter No. V/19/67-68 dated 01-06-1968.

r) The Trust has been regularly filing its Return of Income under the Status of AOP(Trust) for past several years.

2. **Memorandum of Association/Trust Deed:**

Copy of the Trust Deed dated 15-11-1955 is enclosed as Annexure in point no.1 above and Supplementary Trust Deed date 01-04-2016 is enclosed as Annexure in point no.1 above. It may be noted that the Original Trust Deed date 15-11-1955 has been lost. However, a Certified Trust copy, Certified by Asst. Commissioner, Endowment Department is available with us. The Original Trust Deed together with the Supplementary Trust Deed is registered with the office of the Sub-Registrar vid document No.137/IV/2017.

3. **Trust Office address:**

The Trust office address is as under:

5-4-187/3 & 4, 2nd Floor, Soham Mansion, M.G. Road, Secunderabad – 500 003.

4. **Details of institutions run by the Trust:**

There is no Institutions run by the trust.

5. **Details of voluntary donations received:**

There is no voluntary donations received during the financial year 2017-18.

6. **Details of Corpus donations received:**

There is no corpus donations received during the financial year 2017-18.

7. **Foreign Contributions:**

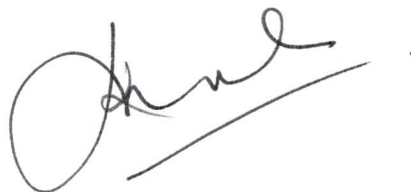
There is no foreign contributions received during the year 2017-18.

8. **Under section 13 (1)(c):**

Income or property of the trust not used or applied for the benefit of any person, referred to 13(3) during the financial year 2017-18.

9. **Under section 13(2):**

There is no activity that can be classified under section 13(2) for the financial year 2017-18.



10. Details of Accumulation made u/s.11(1):

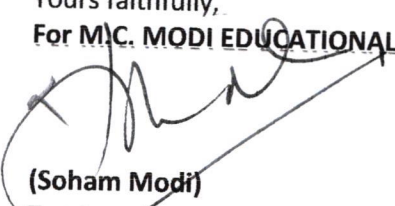
Details of Accumulation made for last 5 financial years i.e. 2014-15 to 2018-19 is enclosed
Annexure – 6.

We hope you will find the above information in order.

Thanking you,

Yours faithfully,

For M.C. MODI EDUCATIONAL TRUST,



(Soham Modi)
Trustee.