

# MODEL SPECIMENS

## Wakf for Public Purposes

This Grant made the .....day of .....20..... between  
.....(name of the grantor) of etc., (hereinafter called the grantor) of the one part and  
..... (names of the Trustees) of etc., (hereinafter called the Trustees) of the other part.]

Whereas the grantor is the absolute owner of the immovable property mentioned in Schedule A hereto free from encumbrances, and of the cash securities and share in Joint Stock Companies as mentioned in Schedule B hereto.

And whereas it is desired to assure the property hereinafter conveyed as a mosque for the benefit of the Mohammadan community and for the use of the said community in the city of ..... in the manner hereinafter appearing.

Now this deed witnesseth that the grantor freely and voluntarily, as beneficial owner, hereby grants unto the Trustees the property particularly described in Schedules A and B hereto (hereinafter called the Trust estate). To hold the same unto the Trustees upon Trust to permit the immovable property mentioned in Schedule A hereto to be used for all and any of the purposes following, that is to say:—

1. To be used as a mosque for saying divine prayers by the Mohammadan community without any distinction as to belonging to any particular sect or school of thought.
2. To be used as a school or schools for the education of children and adults only of the Mohammadan poor or labouring classes in accordance with the tenets of the Mohammadan faith.
3. As residence for a teacher or teachers of the school or schools.
4. As a library for the Mohammadan community.
5. For any meetings or other subjects, ends or purposes having in view the spiritual, intellectual, moral or social wants of the Mohammadan community as the Trustees in their absolute discretion think fit.
6. And it is hereby declared that the Trustees shall have the following powers in addition to the powers and authorities hereinbefore contained:—
  - (a) The Trustees shall not be entitled to sell, mortgage or charge the immovable properties or any part thereof, as described in Schedule A hereto, for any purpose whatsoever.
  - (b) They shall be entitled to sell, call in or convert into cash the property described in Schedule B hereto and invest the sale proceeds thereof on such investment and securities as they think fit.
  - (c) They shall pay all rates and taxes or other outgoings properly chargeable to the Trust estate and apply the surplus income for the purposes hereinbefore mentioned.
  - (d) They shall manage the Trust estate in such a manner as a prudent man manages his own affairs and they shall not be liable or responsible for any damages or loss unless caused by their wilful default or neglect.
7. If any of the Trustee dies or refuses to act or is declared insolvent or otherwise becomes unfit to hold the office of the Trustee, a new Trustee shall be appointed in his place by the Anjuman Islamia of the City of.....by whom the power of appointing a new Trustee or new Trustees of this Deed shall be exercisable.

In Witness whereof the parties hereto have affixed their respective signatures in the presence of witnesses.

(The Schedule A above referred to containing description of the immovable property made wakf).

(The Schedule B above referred to containing description of the movables).