Trusts Act, 1882

Section 83 - TRUST INCAPABLE OF EXECUTION OR EXECUTED WITHOUT EXHAUSTING TRUST-PROPERTY. Where a trust is incapable of being

a) A conveys certain land to B- "upon trust", and no trust is declared; or "upon trust to be thereafter declared", and no such declaration is ever made; or upon trusts that are too vague to be executed; or upon trusts that become incapable of taking effect; or "in trust for C", and C renounces his interest under the trust. In each of these cases B holds the land for the benefit of A. (b) A transfers Rs. 10,000 in the four per cents to B, in trust to pay the interest annually accruing due to C for her life. A dies. Then C dies. B holds the fund for the benefit of A's legal representative. (c) A conveys land to B upon trust to sell it and apply one moiety of the proceeds for certain charitable purposes, and the other for the maintenance of the worship of an idol. B sells the land, but the charitable purposes wholly fail, and the maintenance of the worship does not exhaust the second moiety of the proceeds. B holds the first moiety and Trust incapable of execution or executed without exhausting trust property .