

# Dayawati And Ors vs Ring Midway Senior Secondary School And ... on 29 November, 2021

**Author: V. Kameswar Rao**

**Bench: V. Kameswar Rao**

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\* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 1706/2019

DAYAWATI AND ORS.

Through:

.....  
Mr. Khagesh B. Jha, M  
Sharma Bagga, Mr. May  
and Mr. Vijay Kumar T

versus

RING MIDWAY SENIOR SECONDARY SCHOOL  
AND ANR.

..... Respon  
Through: Mr. Arjun Arura, Adv. for Rambir  
Solanki.  
Ms. Ruchira Gupta and Ms. Nanc  
Singh, Advs. for DOE / R2.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO  
ORDER

% 29.11.2021 On the last date of hearing, i.e., on August 17, 2021, this Court had directed Rambir Solanki to file reply to the application filed by the petitioners. The Directorate of Education / respondent No.2 was also directed to file reply within four weeks and rejoinder, if any, within two weeks thereafter. The reply-affidavit has been filed by the respondent No.2 on October 21, 2021.

My attention has been drawn to internal pages 7 and 8 of the reply filed by respondent No.2 wherein it is stated that the following five bank accounts are in the name of respondent No.1 Ring Midway Senior Secondary School having balance as reflected against those accounts.

1. A/c No. 1519010103942157 having balance of Rs.12,445/-
2. A/c No. 4684000100059559 having balance of Rs. 65,07,355.74
3. A/c No. 4684005500000044 having balance of nil
4. A/c No. 4684002100002384 having balance of Rs.35,51,915.28/-

5. A/c No. 1519012100000017 having balance of Rs.6,19,419.09/-

Mr. Khagesh B. Jha, learned counsel appearing for the petitioners has also drawn my attention to enclosure I at pages 37 and 38 of this application issued by the Punjab National Bank to the Assistant Director (Education Department) Delhi Government on October 24, 2019 detailing the monies in these accounts.

Ms. Ruchira Gupta, learned Counsel appearing for the respondent DOE has drawn my attention to the order dated March 25, 2019 to contend that the Deputy Director, Zone-18, District West (V), Vikas Puri, New Delhi has been directed to look after the affairs of the School and he is looking after the same. She states that the said official be directed to approach the concerned Bank and take the statement of the accounts as of today. The prayer as made is granted. Any request made by the Deputy Director, Zone- 18, District West (V), Vikas Puri, New Delhi to the concerned Manager of the Bank shall be accepted and statements with regard to the aforesaid five accounts shall be given to the official who shall file the same on record by way of an affidavit within two weeks from today.

Ms. Gupta also states that the Director of Education is operating a separate bank account (other than these 5 accounts) where all the monies on the collection of fees etc. are credited.

I have been informed that the DOE has also issued a notice under Section 20 of the Delhi School Education Act. If that be so, the DOE shall file affidavit on the order passed on the notice. Mr. Jha shall also, if required, file a response to the reply filed by the Director of Education.

I take on record the statement made by Mr. Arjun Arora, learned counsel appearing for Rambir Solanki who has been impleaded in the writ petition vide order dated February 28, 2019 that Rambir Solanki has since expired.

Notice shall also be issued to Ramesh Solanki through whasapp on his mobile no. 9818978214 as given by Mr. Arjun Arora.

It is also made clear that the aforesaid five accounts shall not be operated till further orders.

List on January 12, 2022.

V. KAMESWAR RAO, J.

NOVEMBER 29, 2021/jg