

Bail Application No. 86/2026
State Vs. Nidhi Chaudhary

FIR No. 210/2025
PS Kirti Nagar
U/S 420/468/471/120B IPC

21.01.2026

The present bail application is taken up in terms of order No. 1632/35282-35305/Bail Power/Gaz/PDJ West/2025 dated 06.12.2025 of Ld. Principal District & Sessions Judge, West, THC, Delhi.

This is bail application under Section 482 BNSS moved on behalf of applicant/accused Nidhi Chaudhary seeking grant of anticipatory bail.

Present: Sh. Rajat Kalra, Ld. Addl. PP for the State.

1. Vide this order, I shall dispose of the anticipatory bail application filed u/s 482 BNSS on behalf of applicant/accused **Nidhi Chaudhary**.

2. Arguments on the present bail application have already been heard at length on behalf of both the sides including complainant on 16.01.2026. On being inquired it is submitted by Ld. counsel for applicant/accused that no application filed on behalf of applicant/accused seeking same relief is pending in any other court.

3. Reply to the application has already been filed. Copy already stands supplied.

4. It is submitted by Ld. Counsel for applicant/accused that as per the allegations levelled in the FIR, the complainant and her

husband during an informal meet at their residence had told applicant/accused and her husband/co-accused Ravi Kant Chaudhary that their daughter is preparing for medical entrance examination. It is submitted that as per the allegation in the FIR applicant/accused and her husband/co-accused Ravi Kant Chaudhary told complainant and her husband that they both have good approach in the Medical Council of India through one co-accused Sunil Nair as he used to visit the Ministry offices on regular basis and is a well known personality among the higher officials having very good reputation. It is submitted that as per the allegations in the FIR applicant/accused and her husband/co-accused Ravi Kant Chaudhary tried to convince complainant and her husband that co-accused Sunil Nair will surely get their daughter admitted in the best government medical college in Delhi through a valid legal process.

5. It is further submitted that as per the allegations applicant/accused and her husband/co-accused Ravi Kant Chaudhary arranged a meeting in which co-accused Sunil Nair was also present and the complainant and her husband were assured that there was nothing to be suspicious about the process. It is also submitted that as per the allegation in the FIR it was projected that applicant/accused is a daughter of retired judge and she alongwith her husband/ co-accused Ravi Kant Chaudhary developed good links and approaches in these institution and colleges. It is also submitted that as per the allegation in the FIR in the aforesaid meeting a sum of Rs. 1,10,00,000/- was

demanding by all the accused persons including applicant/accused for the entire process of admission and in the subsequent meetings they were told to pay the same in multiple installments for the admission of their daughter in Dr. Baba Sahaeb Medical College, Rohini, Delhi through management quota and donation. It is submitted that as per the allegations in the FIR, the said proposal was agreed by complainant and her husband and the account number of co-accused Sunil Nair was given to them. It is submitted that as per the allegation in the FIR, on many occasions the complainant and her husband paid the money by way of cash to co-accused Sunil Nair at Aerocity Hotel, Mahipalpur and that in total a sum of Rs. 76,50,000/- was paid by them to all the accused persons in cash.

6. It is also submitted that as per the allegation in the FIR, in lieu of security, applicant/accused had given a cheque for the amount of Rs. 9,50,000/- to the complainant and her husband, whereas her husband/ co-accused Ravi Kant Chaudhary handed over four cheques to them in the sum of Rs. 6 lakhs, 6 lakhs, 10 lakhs and 01 lakh respectively. It is further submitted that as per the allegation in the FIR, huge amount of money in the sum of Rs. 33,50,000/- has been deposited by the complainant and her husband in the account of co-accused Sunil Nair. It is submitted that as per the allegation in the FIR, despite the payment of Rs. 1,10,00,000/- the daughter of complainant was not admitted in any medical college at Delhi and due to unjustified delay on part of accused persons including applicant/accused, the complainant

and her husband visited the concerned medical college where they came to know that there was no process of giving admission to a student under management quota.

7. It is also submitted that as per the allegation in the FIR, in the name of admission of their daughter in a medical college, all the accused persons have cheated the complainant and her husband for a huge amount of Rs. 1,10,00,000/- and on request to return the said amount they have declined to do so. It is also submitted that as per the allegation in the FIR, on presentation the cheque given by the accused/ applicant was dishonored.

8. It is submitted that the abovesaid allegations as contained in the FIR against the applicant/accused and her husband/co-accused are without any substance. It is submitted that the co-accused/husband of the accused/applicant is an engineer cum an entrepreneur, who returned to India in the year 2002 and started a business in the field of software development, investment in mining projects/ business, involved in trading of engineering products/ heavy equipments and lubricants. It is also submitted that applicant/accused and her husband/co-accused have no involvement with any alleged medical admission affair and the transactions as alleged are between the complainant and her late husband pursuant to their relations with co-accused Sunil Nair. It is also submitted that the applicant/accused and her husband/ co-accused met with the complainant and her late husband through a property dealer namely Virender @ Ladda, who is a local

property dealer for selling their property to the complainant and the complainant and her husband had attended the Bhoomi Pujan of the property which was reconstructed. It is further submitted that the husband/ co-accused of applicant/accused was working as a freelancer for Nair and Associates for various government projects and in the year 2020 he was hired by Nair and Associates as Senior Executive Director for consultancy and advisory services for governmental/ private cum commercial projects.

9. It is also submitted that out of some necessity complainant also took on rent the 2nd floor of the property in Gurgaon, owned by father of applicant/accused and during that time applicant/accused met co-accused Sunil Nair for the first time at the said premises. It is also submitted that complainant and co-accused Sunil Nair got to know each other closely when complainant expressed her desire to secure an admission for her brother's son in St. Francis De Sales School at Janakpuri, New Delhi and complainant's nephew secured admission at the said school through co-accused Sunil Nair . It is also submitted that complainant and Mr. Bajaj came in direct touch with co-accused Sunil Nair and they only used to intimate about the conversation between them to the husband/co-accused of the applicant/accused. It is also submitted that during one private gathering Mr. Bajaj told the husband/co-accused of applicant/accused that he has parted some money with co-accused Sunil Nair for admission of his daughter in a Delhi based

medical college, which came as an utter shock and surprise and complainant expressed their faith in co-accused Sunil Nair. It is also submitted that applicant/accused nowhere involved in the admission process under any circumstance and it is only when the complainant and her husband told applicant/accused and her husband/co-accused to intervene as co-accused Sunil Nair failed and refused to take calls of complainant.

10. It is also submitted that complainant by his own recklessness and alleged monetary losses blamed applicant/accused and her husband/co-accused for destroying the life of his daughter and in November, 2023 husband of complainant has passed away. It is further submitted that applicant/accused has not committed any criminal offence and the said FIR has been wrongly registered against her and her husband/co-accused and they have no participation of any kind into the alleged agreement. It is further submitted that all monetary transactions is in favour of co-accused Sunil Nair and it is for the IO to trace the money trail. It is also submitted that the allegation of cash payment of huge amount to the husband of applicant/accused is without any evidence. It is also submitted that in view of the above, instant application be allowed.

11. Ld. counsel for the applicant/accused has filed on record two judgments of Hon'ble High Court of Delhi in support of his contentions :-

1) Sanjay Verma vs. State, MANU/DE/0428/1991;

2) P. Chidambaram vs. Directorate of Enforcement being Bail Application No. 2718/2019 decided on 15.11.2019 by Hon'ble High Court of Delhi.

12. On the other hand, it is submitted on behalf of complainant and on behalf of State that in the rent agreement as annexed with the application, the signatures of Kishore Bajaj are forged. It is further submitted that there are certain documents with the complainant which she intend to give to the IO. It is further submitted that the sum of Rs. 2 lakhs was actually not deposited with medical college for which a forged receipt was issued. It is also submitted that a forged allotment letter was given by co-accused Ravi Kant Chaudhary to complainant. It is further submitted that at the time of cash payments being made by the complainant, all the accused persons used to be present together. It is further submitted that the cheque given by applicant/accused is in the possession of the complainant and these documents are yet to be seized by the IO from the complainant. It is submitted that in view of the same instant application deserves to be issued.

13. On being enquired, it is submitted that the complainant has not given the documents to the IO. It is submitted that till date no notice u/s 35(3) BNSS has been issued to applicant/accused for joining the investigation. It is further submitted that co-accused/husband of applicant/accused did not join the enquiry nor the investigation even after registration of FIR on 24.11.2025. IO submits that no coercive action has been taken against co-accused/husband of applicant/accused neither any

further notice has been issued to him for joining the investigation. It is also submitted that no electronic transfer of fund has taken place in the account of applicant/accused by the complainant. It is further submitted that no notice for joining the investigation has been issued to the co-accused Sunil Nair till date.

14. In rebuttal arguments it is submitted that no investigation has been done by the IO to ascertain the identity of one Sudhakar Mishra who had mailed the complainant regarding admission. It is also submitted that applicant/accused has not received a single penny from the complainant. It is submitted that amount, if any has been transferred in the account of co-accused Sunil Nair.

15. I have heard the rival submissions of Ld. Counsel for both the parties including IO and complainant and have perused the application and its reply thereof carefully. I have also gone through the judgments relied upon by Ld. Counsel for the applicant/accused.

16. In the present case FIR, the allegations against the applicant/accused are that she used to be present alongwith other co-accused persons whenever the cash payments were made by the complainant. There is nothing on record to suggest as to why no notice to join the investigation has been served upon co-accused Sunil Nair till date. No efforts seems to have been made by the IO to trace the money trail, if any. It is also appears to be implausible that applicant/accused would hand over a cheque of

Rs. 9,50,000/- to the complainant as security for the total amount of Rs. 1,10,00,000/-. No notice u/s 35(3) BNSS have been issued by the IO to the applicant/accused till date. Pertinently no electronic transfer of fund took place in the account of applicant/accused at the behest of complainant. Furthermore, complainant has not given the documents which are in his possession and thus it can be said that the investigation has also been stalled by the complainant. There is nothing on record against the applicant/accused other than the bald allegation that applicant/accused used to be present with other co-accused as and when money was paid by the complainant.

17. Considering the above said facts and circumstances of the case and the submissions made before the Court, accompanied by the guidelines passed in judgment of Hon'ble Supreme Court of India in *Satyender Kumar Antil v. CBI*, (2021) 10 SCC 773 and *Arnesh Kumar Vs. State of Bihar (2014) 8 SCC 273*, I deem it fit to allow the present anticipatory bail application of the applicant/accused **Nidhi Chaudhary** and in case of her arrest, following directions shall be followed :-

1. In the event of arrest of the applicant/accused, she be released on bail. The amount of bail bond shall be **Rs. 50,000/-** with one surety in like amount to the satisfaction of the concerned IO/SHO.
2. The applicant/accused shall cooperate in the investigation at every stage, and shall make herself available for interrogation by the police as and when required.

3. The applicant/accused shall not leave India without prior permission of the Ld Trial Court.

4. The applicant/accused shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him or her from disclosing such facts to the court or to any police officer.

18. With these conditions, the anticipatory bail application moved under section 482 BNSS on behalf of **applicant/accused Nidhi Chaudhary** stands disposed of.

19. Nothing stated herein shall tantamount to be an opinion or expression on the merits of the case.

20. Copy of this order be given dasti to Ld. Counsel for the applicant/accused.

21. Order of the present bail application be uploaded on the server.

(Deepak Kumar-II)
ASJ (FTSC) RC-01, West, THC/Delhi
21.01.2026s