

11 Bail Matters 1938/2026
STATE OF DELHI Vs. AMAN KUMAR SHARMA
FIR No. 84/2026
PS: Vasant Vihar
CNR No. DLND01-008449-2026

11.08.2026

Present: Sh. Santosh Kumar-II, Ld. Addl. PP for the State.
Sh. Abhishek Bhardwaj, Ld. Counsel for the
accused (through VC).
Sh. Karn Bhardwaj, Ld. Counsel for the
complainant.
IO/SI Mahender in person.

This is an anticipatory bail application moved
on behalf of the applicant Aman Kumar Sharma.

It is stated that the complainant Sh. Yuveer Bagai is the Director of BD Wellness Pvt. Ltd.. BD Wellness Pvt. Ltd. got into a consultancy agreement dated 28.01.2026 with one Nirog Plus Health Care Pvt. Ltd. (incorporated on 15.01.2026). Nirog Plus Health Care Pvt. Ltd had two directors, namely, Mr. Deepak (co-accused) and the applicant Aman Kumar Sharma. On 21.04.2026, an e-mail was sent by Dr. Sanjeev Bagai i.e. Director of the complainant company on the e-mail ID of Nirog Plus Health Care Pvt. Ltd., addressed to the co-accused Deepak. After going through the said e-mail, the applicant who had access to the e-mail ID got to know of certain irregularities in the working of Nirog Plus Health Care Pvt. Ltd. It was revealed that a sum of Rs. 2,36,000/- was taken by co-accused Deepak for obtaining drug licence and an

amount of Rs. 10,50,000/- was taken by co-accused Deepak for supplying medicines to the complainant. The applicant replied to this e-mail mentioning that though he is a Director in Nirog Plus Health Care Pvt. Ltd., he is not involved in day-to-day working of the company. The applicant also sent an e-mail to the co-accused Deepak seeking clarification regarding the account statement. When the applicant did not receive a satisfactory reply from the co-accused Deepak, he resigned from the Directorship of the company. On 24.04.2026, the applicant sent legal notice through e-mail to the co-accused Deepak, stating that Rs. 10,50,000/- has been taken by him and that he is not responding to the calls or e-mails of the applicant and that he (co-accused Deepak) has failed to repay the dues of the complainant company. Thereafter, the applicant entered into a Memorandum of Understanding with the co-accused Deepak, dated 27.04.2026, as per which, it was clearly mentioned that the applicant was not involved in day-to-day operations, financial management, etc. of the company. Also, the MOU clearly mentions that the applicant had signed up in the capacity of a Director only as an investor/sleeping partner capacity. It is further stated that an e-mail has been received from MCA (Ministry of Corporate Affairs) regarding cessation of Directorship of the applicant w.e.f. 24.04.2026.

It is further stated that no major role has been

attributed to the applicant and his name has been unnecessarily dragged in this case. It is stated that when the notice under section 35 (3) of BNSS was issued to the applicant, he appeared pursuant to that notice on 30.07.2026 to join the investigation. It is prayed that the applicant may be granted anticipatory bail.

Per Contra, Ld. APP for the State has stated that the co-accused Deepak Aggarwal and the applicant were Directors of the Nirog Plus Health Care Pvt. Ltd. During investigation, it was revealed that the applicant was involved in the day-to-day operations of the company including the deal with the complainant. It is further stated that as per the statement of accounts, some portion of the money advanced by the complainant, was withdrawn by the applicant. The accused persons sent to the complainant through Whatsapp a copy of drug licence, which on verification was found to be fake. It is stated that all the e-mails referred to above were allegedly sent by the applicant after the commission of the offence, only for the purpose of creating a false defence in his favour. It is stated that the accused persons provided expired medicines to the complainant and raised false bills/invoices. The co-accused Deepak was arrested on 04.08.2026, pursuant to execution of NBWs issued against him. During interrogation, he disclosed that he alongwith applicant procured fake and forged drug licence

from Kanpur, UP. The Ld. APP for the State has opposed the anticipatory bail stating that the custodial interrogation is needed to uncover the source of procurement of fake license, recovery of the cheated amount as well as to obtain details regarding preparation of fake bills/invoices. It is further stated that for the purpose of investigation, the IO intends to confront both the accused persons after taking their police custody remand. It is stated that the applicant all along had knowledge of the transactions with the complainant. The applicant had personally attended several meetings with the complainant prior to the entering into the consultancy agreement dated 28.01.2026 and staffing agreement dated 05.02.2026. Further, the applicant was a Director in the company when the alleged offence was committed. It is also stated that the GST on medicine invoices was paid by the complainant and deposited by the accused persons. To create a false defence, the accused persons have thereafter, cancelled the invoices and taken refund of GST. Those funds are also currently with Nirog Plus Health Care Pvt. Ltd. In these circumstances, it has been prayed that the anticipatory bail application of the applicant/accused Aman Kumar Sharma be dismissed.

Heard.

The e-mails pointed out before the Court pertain to a period after the commission of the

alleged offence. The applicant was a Director alongwith co-accused Deepak in Nirog Plus Health Care Pvt. Ltd. when the offence took place. A fake drug licence alongwith fake bills were procured and expired medicines supplied to the complainant. Custodial interrogation of the applicant/accused would be required to ascertain the source of procurement of fake bills and drug licence. The case is at an initial stage and custodial interrogation of the applicant/accused would be crucial in the investigation of the case. In these circumstances, this Court is of the view that no ground for grant of anticipatory bail is made out. However, nothing contained herein shall be deemed to be an expression of opinion on the merits of the case. Order dasti.

(Gomati Manocha)
ASJ-06 / New Delhi District
Patiala House Court/11.08.2026