

CNR No.HRAM01-007163-2026

CIS no.BA-1995-2026 Naresh Kumar Versus State of Haryana

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**IN THE COURT OF VIRENDER MALIK,
SESSIONS JUDGE, AMBALA. (UID no.HR0101).**



CNR no.HRAM01-007163-2026.

CIS No. **BA-1995** of 2026.

Date of Institution: 05.08.2026.

Date of Decision: **14.08.2026**.

Naresh Kumar, aged about 44 years, son of Shri Pritam Singh, r/o 110-A,
village Lakhnaura, Tehsil Naraingarh, District Ambala.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

FIR no.238, dated 26.06.2026

U/s : 120-B,406,420 of IPC.

P.S. Naraingarh, District Ambala.

**1st Application for anticipatory bail u/s 482 of Bharatiya Nagarik
Suraksha Sanhita, 2023 (BNSS)**

Present: Shri Abhishek Sharma, Advocate for petitioner.
Shri Neeraj Rana, Public Prosecutor for the State, assisted by
Shri Om Parkash Sharma, Advocate for complainant.

ORDER:

This order shall dispose of an application for anticipatory
bail filed by the petitioner, particulars of which are mentioned above.

2. Reply filed. Arguments heard.

3. The brief facts of the prosecution case are that this case was
registered against the petitioner alongwith co-accused on the complaint of
Rekha Devi in respect of cheating and criminal intimidation with the
averments that she is a widow lady and her deceased husband Gurmeet
Singh was having agricultural land in the Mauza of village Lakhnaura.
The complainant alongwith her family members used to cultivate the said
land. Her husband had died on 06.02.2026. About 20/25 days prior to the

filing of her complaint, the petitioner alongwith co-accused and some anti social elements came to the spot and told that since Gurmeet Singh has expired, they will take the possession of her land as they have purchased the said land through sale deed. Thereafter the complainant alongwith her family members went to Halqa Patwari and then it was revealed that the petitioner alongwith co-accused have got executed sale-deed of their land from her deceased husband in the illegal manner as her deceased husband was lying ill since long and his mental condition was also not good and taking advantage of his ill health and condition, accused/petitioner Naresh had developed friendly relations with her deceased husband. Thereafter on 10.08.2022 accused/ petitioner Naresh after hatching a criminal conspiracy with co-accused had got executed a sale-deed no.1907 qua their land measuring 4 kanals 13 marlas from her deceased husband illegally without paying any amount, though cheque no.000037 dated 10.08.2022 mentioned in the said sale deed was issued, but no payment was transferred by way of the said cheque into the bank account of her deceased husband. The accused persons had remained silent during the life time of her deceased husband and they did not disclose anything about the said sale-deed, but after death of her husband, they have started threatening to take the illegal possession of their land and also criminally intimated them. She had thus prayed to take legal action against the accused persons.

4. Learned counsel for the petitioner contended that the

petitioner did not commit any offence and he has been falsely implicated time and again. Further contended that all the allegations are false and frivolous and no such act had been ever done by the petitioner. Further contended that the matter in dispute is of civil nature but same has been given the colour of criminal nature. Further contended that as a matter of fact, the petitioner and his wife/co-accused were in absolute possession of the land/property in dispute since the date of execution of sale-deed qua the said land in their favour but now after a gap of three years, the complainant has concocted a false story. Further contended that even during the preliminary inquiry, it had been established that the petitioner and his wife were in the possession of disputed land since long and the present FIR itself is the result of undue pressure upon the police. Further contended that in this case, already an FIR no.144 dated 27.04.2026 was registered at P.S. Naraingarh on the complaint of present complainant Rekha Rani wherein she had levelled similar allegations qua registration of same sale-deed no.1907 dated 10.08.2022. Thereafter another FIR no.173 dated 14.05.2026 was also registered at P.S. Naraingarh on the complaint of same complainant Rekha Rani wherein similar allegations qua another sale-deed no.1219 dated 14.06.2023 were made, but despite the registration of FIR no.144/2026, the present separate false FIR no.238/2026 has been got registered on the similar allegations, which is sheer misuse of the law and reveal the highhandedness of the police to falsely implicate the petitioner and co-accused. Further contended that the

petitioner was arrested by the police in FIR no.144/2026 and later on he was released on bail, but immediately after his release from the Central Jail, Ambala on 26.06.2026, he was again arrested on the same day by the police of P.S. Naraingarh from outside the jail itself in another FIR no.173/2026. Thereafter on 27.06.2026, when the petitioner was produced before the concerned court of Illaqa Magistrate, his arrest was declared illegal by the Id.Magistrate in the said FIR no.173/2026 and his immediate release was ordered. Further contended that while producing the petitioner in the concerned court in FIR no.173/ 2026 on 27.06.2026, the police intentionally did not mention in the remand paper about the registration of present FIR no.238/2026 and had only made the reference of FIR no.144/ 2026. Further contended that co-accused Geeta, wife of the petitioner was released on anticipatory bail from the Hon`ble Punjab & Haryana High Court in the other cases i.e. FIR no.144/ 2026 and FIR no.173/2026 of P.S. Naraingarh. Thereafter, she was also granted the concession of anticipatory bail in this FIR by this court vide order dated 31.07.2026. Further contended that the petitioner was also granted interim anticipatory bail in the other FIR no.173/2026, P.S. Naraingarh by Hon`ble Punjab & Haryana High Court vide order dated 29.07.2026 passed in CRM-M-40468-2026(O&M). Further contended that offence is triable by Id.Magistrate and nothing is to be recovered from the petitioner and he is ready to join the investigation as and when required by the police or by the Court and also undertakes to appear on each and every

date of hearing and to abide by any terms and conditions imposed upon her while granting anticipatory bail.

5. On the other hand, learned Public Prosecutor for the State assisted by learned counsel for complainant has opposed the bail application on the ground that the petitioner has committed a serious offence after hatching a criminal conspiracy alongwith co-accused. Learned Public Prosecutor has argued that since the custodial interrogation of petitioner is necessary for thorough investigation/probe, her bail application be rejected.

6. After hearing the learned counsel for the petitioner and learned Public Prosecutor for the State, assisted by ld.counsel for complainant and perusing the file, it is observed that FIR no.238 dated 26.06.2026 u/s 120-B, 406, 420 of IPC was registered by police of P.S. Naraingarh against the petitioner alongwith co-accused on the complaint of Rekha Devi in respect of cheating on the ground that the petitioner alongwith her husband had cheated the deceased husband of the complainant Rekha and got executed a sale-deed no.1907 dated 10.08.2022 qua their land without any paying an amount. From the perusal of file, it is revealed that earlier also **FIR no.144** dated 27.04.2024 u/s 316, 318, 336, 338, 340, 351, 61, 23 of BNS was registered by police of P.S. Naraingarh on the complaint of Rekha Rani against the petitioner and co-accused and in that complaint, the complainant had

mentioned about four sale-deeds i.e. no.1907 dated 10.08.2022, no.1219 dated 14.06.2023, no.3474 dated 20.12.2023 and no.2646 dated 24.10.2024. In the said FIR, the co-accused Rekha, wife of petitioner Naresh was released on bail by Hon`ble High Court vide order dated 26.05.2026 passed in CRM-M-30836-2026. Thereafter, another **FIR no.173** dated 14.05.2026 u/s 406, 420, 120-B of IPC, P.S. Naraingarh was also registered against the petitioner and his wife Rekha and in the said FIR also, the benefit of anticipatory bail was given to the petitioner co-accused Rekha by Hon`ble High Court vide order dated 16.06.2026 passed in CRM-M-33943-2026. Thereafter the petitioner Naresh Kumar was also given the benefit of anticipatory bail in the abovesaid case/FIR no.173/2026 by the Hon`ble High Court vide order dated 29.07.2025 passed in CRM-M-40468-2026 (O&M). Earlier, the co-accused Rekha, wife of petitioner was also granted the benefit of anticipatory bail in this case/ FIR no.238/2026 by this court vide order dated 16.07.2026/ 31.07.2026. The petitioner is already on regular bail in FIR no.144/ 2026. He is ready to join the investigation in this case. The alleged offence is triable by Id.Magistrate. The punishment for the above offence is not more than seven years.

7. Keeping in view the above facts and without commenting anything on the merits of the case, the petitioner is directed to join investigation within a period of **10 days** and in the event of arrest,

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he be released on interim bail on furnishing bail bonds to the satisfaction of Arresting/ Investigating Officer subject to the conditions provided under Section 482 (2) of BNSS. Supplementary report regarding joining of petitioner the investigation of the case be made available on **31.08.2026**.

Pronounced in open Court.

Dated: 14.08.2026.

(Shiv kumar, EA)

(Virender Malik)

Sessions Judge, Ambala.

(UID no.HR0101)

(Virender Malik),
Sessions Judge,
Ambala. UID no.HR0101)

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Present: Shri Abhishek Sharma, Advocate for petitioner.
Shri Neeraj Rana, Public Prosecutor for the State, assisted by
Shri Om Parkash Sharma, Advocate for complainant.

Arguments heard on the anticipatory bail application. Vide
separate order of even date, petitioner is allowed interim anticipatory bail
in terms of the order. Supplementary report regarding joining of petitioner
in the investigation of the case be made available on **31.08.2026**.

Dated: 14.08.2026.
(*Shiv kumar, EA*)

(Virender Malik)
Sessions Judge, Ambala.
(UID no.HR0101)

(Virender Malik),
Sessions Judge,
Ambala. UID no.HR0101)