

HIGH COURT OF UTTARAKHAND AT NAINITAL

First Bail Application No. 2177 of 2024

Nadeem

.....Applicant

Versus

State of Uttarakhand

.....Respondent

Present:-

Mr. Nivesh Bahuguna, Advocate holding brief of Mr. Siddhartha Bankoti, Advocate for the applicant.

Ms. Rangoli Purohit, Brief Holder for the State.

Hon'ble Ravindra Maithani, J. (Oral)

Applicant is in judicial custody in Case Crime No.81 of 2024, under Section 8/21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ("the Act"), Police Station- Kashipur, District- Udham Singh Nagar. He has sought his release on bail.

2. Heard learned counsel for the parties and perused the record.

3. According to the FIR, on 19.02.2024, 53 grams smack was allegedly recovered from the possession of the applicant.

4. It is the case of the applicant that he is innocent; the provisions of the Act have not been complied with; he has been falsely implicated; alleged recovered quantity is less than commercial; he is not a previous convict.

5. Learned State Counsel would submit that the applicant has a criminal history, but she admits that the bail rejection order does not reveal any previous conviction of the applicant.

6. Having considered, this Court is of the view that it is a case fit for bail and the applicant deserves to be enlarged on bail.

7. The bail application is allowed.

8. Let the applicant be released on bail, on his executing a personal bond and furnishing two reliable sureties, each in the like amount, to the satisfaction of the court concerned.

(Ravindra Maithani, J)
19.11.2024

Ravi Bisht

**RAVI
BISHT**

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