

HIGH COURT OF UTTARAKHAND AT NAINITAL

First Bail Application No. 149 of 2025

SeemaApplicant

Versus

State of UttarakhandRespondent

Present:-

Mr. M.C. Pant Advocate for the applicant.

Mr. S.C. Dumka, A.G.A. for the State.

Hon'ble Ravindra Maithani, J. (Oral)

Applicant is in judicial custody in FIR No.02 of 2025, under Sections 8/21/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ("the Act"), Police Station Kotwali Dehradun, District Dehradun. She has sought her release on bail.

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

3. According to the FIR, on 02.01.2025, 59.06 grams smack was allegedly recovered from the possession of the applicant.

4. It is the case of the applicant that nothing was recovered from her; it is a planted recovery; there is no public witness; there are CCTV cameras installed around the alleged place of incident, but no CCTV footage has been taken into custody; there has been non-compliance of the

provisions of the Act; the alleged recovered quantity is less than commercial; she is not a previous convict.

5. Learned State Counsel would submit 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 her executing a personal bond and furnishing two reliable sureties, each in the like amount, to the satisfaction of the court concerned.

(Ravindra Maithani, J)
10.02.2025

Ravi Bisht