SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			UKHC010129122026 **BA1/1290/2026** Guddu Alias Mustak --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Ms. Sheetal Selwal, learned counsel for the applicant. 2. Ms. Meenakshi Sharma and Mr. Himanshu Sain, learned Brief Holders for the State. 3. Applicant- Guddu Alias Mustak, who is in judicial custody in connection with FIR/Case Crime No. 0125 of 2026 under Sections 8/21/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Haldwani, District Nainital, has sought his release on bail. 4. Heard learned counsel for the parties and perused the material available on record. 5. Learned counsel for the applicant would submit that the applicant is innocent and has falsely been implicated in the present case; that, the applicant was neither arrested at the spot nor any incriminating article was recovered from his possession; that, his name surfaced during the investigation solely on the basis of the alleged confessional statement of the

			co-accused, who was arrested at the spot. He would further submit that no financial transaction or money trail has been established between the present applicant and the said co-accused, so as to connect the applicant with the alleged offence. 6. Learned counsel would further submit that the co-accused, from whose possession the alleged contraband was recovered and who was apprehended at the spot, has already been enlarged on bail by the competent court; that, the applicant is languishing in judicial custody since 29.06.2026; and that, having regard to the nature of the allegations and the stage of the proceedings, the conclusion of the trial is likely to take considerable time. He, therefore, prays that the applicant may be enlarged on bail. 7. Per contra, learned State counsel would vehemently oppose the prayer for bail. However, she does not dispute the fact that no money trail has been established between the present applicant and the co-accused. He also does not dispute that the co-accused, who was apprehended at the spot and from whose possession the alleged contraband was recovered, has already been granted bail. 8. Having heard learned counsel for the parties and upon perusal of the material available on record, this Court has considered the nature and gravity of the allegations, the role attributed to the applicant, the circumstances in which his name surfaced during the investigation, the absence of any alleged recovery from his possession, the fact that no financial trail has been established connecting him with the co-accused, the period of his incarceration and the fact that the co-

accused, from whose possession the alleged contraband was recovered, has already been enlarged on bail.

9. Having regard to the aforesaid facts and circumstances, without expressing any opinion on the merits of the case, this Court is of the considered view that the applicant has made out a case for grant of bail.

10. Accordingly, the bail application is allowed on the following conditions:-

(a) The applicant shall execute a personal bond and furnish two reliable sureties in the like amount to the satisfaction of the trial court.

(b) The applicant shall not leave the country without prior permission of the court.

(c) The applicant shall appear before the investigating officer as and when required and cooperate with the investigation.

(d) The applicant shall not tamper with evidence or witnesses, either directly or indirectly and shall not indulge in any criminal activity while on bail.

(e) The applicant shall surrender his passport, if any, to the court or to the investigating agency, to preclude risk of absconding.

11. The bail granted to the applicant shall be liable to be cancelled in the event of any violation of the aforesaid conditions or if the applicant is found to have misused the liberty granted to him.

Mamta

MA MTA RANI

Digitally signed by MAMTA RANI
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(Alok Mahra J.)
06.11.2026