SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			UKHC010129242026 **BA1/1295/2026** Malkit Singh --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Ms. Sarita Bisht, Advocate for the applicant. 2. Mr. Pratiroop Pandey, A.G.A. for the State. 3. The applicant, who is in judicial custody in connection with FIR/Case Crime No. 248 of 2026, under Sections 8/21 of NDPS Act, registered at P.S.-Kichha, District U.S. Nagar, has sought his release on bail. 4. Learned counsel for the applicant would submit that applicant has falsely been implicated in the case; that as per the prosecution case, 91.16 grams of smack was alleged to have been recovered from the possession of the applicant; that search was conducted on the prior information that the applicant might be possessing alleged contraband, and, as such, provisions of Section 43 and 50 of NDPS Act were to be complied with, but, in the present case, provisions of Section 43 and 50 of NDPS Act were not complied with in letter and spirit, which makes the recovery doubtful and that applicant is languishing in jail since 08.07.2026. 5. Learned State Counsel, on the other hand, has vehemently opposed the bail application. 6. Heard learned counsel for the parties and perused the records.

			7. Having considered the submissions, under the facts and circumstances of the case and also considering the fact that in the present case, provisions of Section 43 and 50 of NDPS Act were not complied with in letter and spirit, which makes the recovery doubtful, this Court is of the view that it is a case fit for bail and the applicant deserves to be enlarged on bail. 8. The bail application is allowed. 9. Let the applicant be released on bail, on executing personal bond and furnishing two reliable sureties, each of like amount, to the satisfaction of Court concerned, subject the following conditions:- "i) The applicant shall attend the trial Court regularly, and, he will not seek any unnecessary adjournment. ii) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of this case. iii) The applicant shall not leave India without any prior permission of the trial Court." 10. It is clarified that if the applicant misuses or violates any of the conditions, imposed upon him, the prosecution will be free to move the court for cancellation of bail. **(Alok Mahra J.)** 20.11.2026 Ujjwal