SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			UKHC010145422026 **BA1/1416/2026** Sikandar --Applicant **Versus** State Of Uttarakhand --Respondent **Hon'ble Alok Mahra, J.** Ms. Sheetal Selwal, Advocate for the applicant. 2. Mr. Minakshi Sharma, Brief Holder for the State. 3. The applicant, who is in judicial custody in connection with FIR/Case Crime No. 0210 of 2025, under Sections 8/22 of NDPS Act, registered at P.S.-Banbhoolpura, District Nainital, has sought his release on bail. 4. Learned counsel for the applicant would submit that applicant has falsely been implicated in the case inasmuch as applicant was arrested from the spot and from his possession, 10 injections of 2 ml each of Buprenorphine Hydrochloride and 12 injections of 10 ml each of Pheniramine Maleate were recovered and the recovered contraband is less than commercial quantity; that even as per the FIR and recovery memo; recovered memo was not prepared on the spot, but, in some other place; that the provisions of Section 50 and 52 of the NDPS Act has not complied with in letter and spirit; that the applicant is a drug addict himself and this fact has come in the arrest memo itself that his veins were black, which

shows that the alleged contraband was for his own use; that the applicant is in judicial custody since 26.08.2025.

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 recovered memo was not prepared on the spot, but, in some other place and as such the applicant is languishing in judicial custody since 26.08.2025, this Court is of the view that it is a case fit for bail and the applicant deserves to be enlarged on bail.

8. Accordingly, 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.)
31.10.2026

Ujjwal