2026:AHC:211798

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 33850 of 2026

Banti Alias Imran

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Ajay Kumar Mishra
Counsel for Opposite Party(s)	:	G.A.

Court No. - 68

HON'BLE KRISHAN PAHAL, J.

1. List has been revised. Supplementary affidavit filed today is taken on record.

2. Heard Sri Ajay Kumar Mishra, learned counsel for the applicant, Sri Yogesh Mishra, learned State Law Officer, and perused the material placed on record.

3. Applicant seeks bail in Case Crime No. 417 of 2025 (Sessions Case No. 615 of 2025), under Sections 8/20 of The Narcotic Drugs And Psychotropic Substances Act, 1985, Police Station- Didoli, District Amroha, during the pendency of trial.

4. Learned counsel for the applicant has argued that the applicant is absolutely innocent and has been falsely implicated in the present case with a view to cause unnecessary harassment and to victimize him. The allegations are *per se* false and the recovered contraband is below the commercial quantity.

5. Learned counsel for the applicant has further argued that there is no compliance of mandatory provision of the N.D.P.S. Act. The applicant has explained the criminal history. The applicant is languishing in jail since 13.09.2025. The applicant is ready to cooperate with trial. In case, the applicant is released on bail, he will not misuse the liberty of bail.

6. Learned A.G.A. has vehemently opposed the bail application.

7. Upon hearing learned counsel for the parties, perusal of record and considering the complicity of accused, severity of punishment as well as totality of facts and circumstances coupled with the fact that recovered contraband is below the commercial quantity and there being no compliance of mandatory provision of the NDPS Act, without commenting on the merits of the case, *prima facie,* I find it a fit case for bail. The bail application is allowed.

8. Let the applicant- Banti alias Imran, be released on bail in the aforementioned case crime on furnishing a personal bond and two sureties to the satisfaction of the court concerned, subject to verification of sureties, with the conditions that he shall not tamper with evidence or intimidate witnesses and shall appear before the trial court as required.

9. Breach of any condition shall entail cancellation of bail. The observations herein shall not affect the trial on merits.

(Krishan Pahal,J.)

October 8, 2026
RavindraKSingh

Digitally signed by :-
RAVINDRA KUMAR SINGH
High Court of Judicature at Allahabad