2026:AHC:208191

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 34297 of 2026

Vikas Kumar Rai

.....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
(Sr. No.132 of 278)

HON'BLE KRISHAN PAHAL, J.

1. List has been revised.

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

3. Applicant seeks bail in Case Crime No.705 of 2026, under Section 8/20/27(a)/29/60 of The Narcotic Drugs And Psychotropic Substances Act, 1985, Police Station- Robertsganj, District Sonbhadra, 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. The applicant was not in the conscious possession of the said contraband. The applicant was simply a passenger in the said car from which the said contraband was recovered stashed in four bags. The sample has not been drawn as per the provisions of the N.D.P.S. Act. The complete contraband was mixed and then the sample was drawn. The applicant has been implicated in the present case by the police to show good work. There is no criminal history of the applicant. The applicant is languishing in jail since 21.08.2026. In case, the applicant is released on bail, he will not misuse the liberty of bail.

5. Learned State Law Officer has vehemently opposed the bail application.

6. Considering the facts and circumstances of the case, submissions made by learned counsel for the parties, the evidence on record and without expressing any opinion on the merits of the case, *prima-facie* the Court is of the view that the applicant has made out a case for bail. The bail application is **allowed**.

7. Let the applicant- **Vikas Kumar Rai**, 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.

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

(Krishan Pahal,J.)

October 5, 2026
Ashok Gupta

Digitally signed by :-
ASHOK KUMAR GUPTA
High Court of Judicature at Allahabad