

(2024) 11 UK CK 0109

Uttarakhand High Court

Case No: First Bail Application No. 2147 Of 2024

Tasleem Malik

APPELLANT

Vs

State Of Uttarakhand

RESPONDENT

Date of Decision: Nov. 13, 2024

Acts Referred:

- Narcotic Drugs And Psychotropic Substances Act, 1985 - Section 8, 21, 60

Hon'ble Judges: Ravindra Maithani, J

Bench: Single Bench

Advocate: Ankur Sharma, Pankaj Joshi

Final Decision: Allowed

Judgement

Ravindra Maithani, J

1. Applicant is in judicial custody in FIR No.664 of 2024, under Sections 8/21/60 of the Narcotic Drugs and Psychotropic Substances Act, 1985

(the Act), Police Station Patel Nagar, District Dehradun. He has sought his release on bail.

2. Heard learned counsel for the parties and perused the record.

3. According to the FIR, on 19.10.2024, 29.27 grams smack was allegedly recovered from the possession of the applicant.

4. It is the case of the applicant that he has not committed any offence; he has been falsely implicated; there has been non-compliance of the

provisions of the Act; the alleged recovered quantity is less than commercial; he is not a previous convict.

5. Learned State Counsel would submit that the bail rejection order does not reveal any previous conviction of the applicant.

6. Having considered, this Court is of the view that it is a case fit for bail and the applicant deserves to be enlarged on bail.

7. The bail application is allowed.

8. Let the applicant be released on bail, on his executing a personal bond and furnishing two reliable sureties, each in the like amount, to the satisfaction of the court concerned.