

**IN THE HIGH COURT OF UTTARAKHAND AT
NAINITAL**

Original Jurisdiction

Dated: Nainital: the 30th day of November, 2012
First Bail Application No. 1538 of 2012

Criminal Side

Santosh Singh
S/o Shri Bijay Pal Singh
R/o Village Nail
P.O. Chinka, Tehsil Chamoli
District Chamoli

.....Applicant (In Jail)

Versus

State of Uttarakhand

.....Opposite Party

Arising out of Case Crime No. 91 of 2012

Under Section: 8/20 Narcotic Drugs and Psychotropic
Substances Act, 1985.

Police Station: Gopeshwar
District: Chamoli

Hon'ble Prafulla C. Pant, J.

Mr. B.S.Negi, Advocate, present for the applicant.

Mr. K.S. Rangad, Brief Holder, present for the
State.

Heard.

2. Applicant— Santosh Singh, who is in jail in

connection with Case Crime No. 91 of 2012, relating to offence punishable under section 8/20 Narcotic Drugs and Psychotropic Substances Act, 1985., Police Station Gopeshwar, District Chamoli, has sought his release on bail.

3. 400 gm of Charas (Cannabis) said to have been recovered from the present applicant. The quantity of charas allegedly recovered from the present applicant is less than minimum commercial quantity. Learned counsel for the applicant pleaded that false recovery has been shown from the present applicant. It is further pleaded that applicant has no criminal history.

4. In the above circumstances, without expressing any opinion as to final merits of the case, this Court is of the view that applicant deserves bail.

5. Accordingly, the Bail Application is allowed. Let applicant Santosh Singh be released on bail on executing personal bond and furnishing two sureties, each of the like amount, to the satisfaction of court concerned.

(Prafulla C. Pant, J.)

Dt.30.11.2012
Nahid