

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

**Original Jurisdiction**

Dated: Nainital: the 31<sup>st</sup> day of October, 2013  
1st Bail Application No.1279 of 2013

**Order on the Bail Application:**

**CRIMINAL SIDE**

**Narendra Singh Mehta  
S/o Rghuvar Singh,  
R/o Village Raula,  
P.O. Deenapani Thana,  
District-Almora.**

**.....Applicant**

**Versus**

**State of Uttarakhand**

**..... Opposite Party**

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Arising out of F.I.R. No. 27 of 2013, Under Section-379, 411 of I.P.C. and 26/52 Forest Act, R.O.P. Khairna, Thana Bhowali, District-Nainital.

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**Hon'ble V.K. Bist, J.**

Mr. C.S. Rawat and Mr. Anil Kumar Sah,  
Advocates for the applicant.

Mr. Suhail Ahmad Siddiquee, learned A.G.A. for  
the State.

Heard learned counsel for the parties.

Counter affidavit filed in the Court today. Same  
is accepted on record.

Applicant Narendra Singh Mehta, who is in jail  
in connection with F.I.R. No. 27 of 2013, Under  
Section- 379, 411 of I.P.C. and 26/52 Forest Act,

R.O.P. Khairna, Thana Bhowali, District-Nainital, has sought his release on bail.

It is alleged in the F.I.R. that the applicant was found in the Alto Car which was carrying 10 canisters of Raisin.

Learned counsel for the applicant submitted that the offence is triable by Magistrate and carries a punishment of maximum three years. He further submitted that the applicant is languishing in jail since 21.09.2013. He also submitted that the applicant has falsely been implicated in the matter. He further submitted that he undertakes that whenever his presence is required in the Court, he will appear.

Considering the submission of learned counsel for the applicant and without expressing any opinion as to final merits of the case, this Court is of the view that applicant deserves bail at this stage.

The bail application is allowed. Let the applicant Narendra Singh Mehta be released on bail, on executing personal bond of ₹ 25,000/- and furnishing two sureties, each of the like amount, to the satisfaction of the concerned Magistrate.

Let a certified copy of this order be supplied to the learned counsel for the parties within 24 hours on payment of usual charges.

*Arpan*

**(V.K. Bist, J.)**  
31.10.2013