

HIGH COURT OF UTTARAKHAND AT NAINITAL

First Bail Application No.1446 of 2021

Abhishek Negi

.....Applicant

Versus

State of Uttarakhand

.....Respondent

Present:-

Ms. Sudha Tamta, Advocate holding brief of Mr. Vinay Kumar, Advocate for the applicant.
Mr. Balwinder Singh, Brief Holder for the State.

Hon'ble Ravindra Maithani, J.

Applicant Abhishek Negi is in judicial custody in FIR No.36 of 2021, under Section 8/21 of the Narcotic Drugs and Psychotropic Substances Act, 1985, Police Station Kotwali Almora, District Almora. He has sought his release on bail.

2. Heard learned counsel for the parties through video conferencing.
3. According to the case, on 16.04.2021, 24.70 grams Smack was recovered from the possession of the applicant.
4. It is argued that the allegedly recovered quantity is less than commercial; there is no independent witness of the recovery and the applicant has no criminal history.
5. Learned State counsel would submit that Smack was recovered from the applicant. He also admits that the applicant has no criminal history.
6. Having considered the submission, under the facts and circumstances of the case, 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 Abhishek Negi be released on bail, on his executing a personal bond and furnishing two reliable sureties, each of the like amount, to the satisfaction of the Court concerned.

9. This bail order be forwarded to concerned Court as well as the concerned jail through e-mail also.

(Ravindra Maithani, J.)
30.06.2021

Sanjay