

**HIGH COURT OF UTTARAKHAND AT NAINITAL**

**First Bail Application No. 2799 of 2023**

Salman alias Suleman .....Applicant  
Versus  
State of Uttarakhand .....Respondent

Present:-

Ms. Sheetal Selwal, Advocate for the applicant.  
Mr. K.S. Bora, Deputy Advocate General for the State.

**With**

**First Bail Application No. 2802 of 2023**

Islam .....Applicant  
Versus  
State of Uttarakhand .....Respondent

Present:-

Ms. Sheetal Selwal, Advocate for the applicant.  
Mr. K.S. Bora, Deputy Advocate General for the State.

**Hon'ble Ravindra Maithani, J. (Oral)**

Since both these bail applications arise from one and the same FIR, they are being decided by this common order.

2. Applicants Salman alias Suleman and Islam are in judicial custody in FIR/Case Crime No.361 of 2023, dated 16.12.2023, under Sections 8/20 of the Narcotic Drugs and Psychotropic Substances Act, 1985, Police Station Vanbhoolpura, District Nainital. They have sought their release on bail.

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

4. According to the FIR on 16.12.2023, 107 gm. *Charas* was allegedly recovered from the applicant Salman alias Suleman and 101 gm. *Charas* was allegedly recovered from the applicant Islam.

5. It is the case of the applicants that they have been falsely implicated; it is the case of non-compliance of the provisions of the Act and the applicants are not the previous convict.

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

7. Having considered, this Court is of the view that these are the cases fit for bail and the applicants deserve to be enlarged on bail.

8. The bail applications are allowed.

9. Let the applicants be released on bail, on their executing a personal bond and furnishing two reliable sureties, each of the like amount, by each one of them, to the satisfaction of the court concerned.

(Ravindra Maithani, J.)  
29.12.2023