



2026:UHC:3879

SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			<p>BA1 No.2519 of 2025 <u>Hon'ble Alok Mahra, J.</u></p> <p>Mr. Gaurav Singh, Advocate for the applicant. Mr. Manoj Bhatt, Brief Holder for the State of Uttarakhand.</p> <p>2. This first bail application has been moved by the applicant seeking regular bail in F.I.R./Case Crime No.1284 of 2025, under Sections 8/22 of N.D.P.S. Act, registered at Police Station Kotwali Laksar, District Haridwar.</p> <p>3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case, has no criminal history and has been in judicial custody since 12.12.2025. It is further contended that the alleged contraband stated to have been recovered from the possession of the applicant is much below the commercial quantity. He submits that inventory was prepared on the spot, which is in violation of Section 52A of N.D.P.S. Act and the inventory report was not certified by the concerned Magistrate. It is further assured that in the event of grant of bail, the applicant shall not misuse the liberty of bail, shall cooperate in the trial, and shall furnish adequate bail bonds and sureties to the satisfaction of this Court.</p> <p>4. Learned State Counsel has vehemently opposed the prayer for bail.</p> <p>5. The applicant has no criminal antecedents and has remained in judicial custody since 12.12.2025 and the alleged recovery is below commercial quantity. Furthermore, the alleged non-compliance of Section 52A of the N.D.P.S. Act, particularly with regard to preparation and certification of inventory by the concerned Magistrate, prima facie creates a debatable issue requiring consideration during trial.</p> <p>6. Considering the submission of learned counsel for the parties and without expressing</p>



		<p>any opinion as to the final merits of the case, this Court is of the view that applicant deserves bail at this stage.</p> <p>7. The bail application is allowed.</p> <p>8. Let the applicant, namely, Abul Hasan be released on bail, on executing personal bond and furnishing two reliable sureties, each of like amount, to the satisfaction of Court concerned, subject to the following conditions:</p> <p>(i) The applicant shall attend the trial Court regularly, and, he will not seek any unnecessary adjournment.</p> <p>(ii) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of this case.</p> <p>(iii) The applicant shall not leave India without any prior permission of the trial Court.</p> <p>It is clarified that if the applicant misuses or violates any of the conditions, imposed upon him, the complainant/ informant will be free to move the court for cancellation of bail.</p> <p style="text-align: right;">(Alok Mahra, J.) 19.05.2026</p> <p><i>Arpan</i></p>
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