

CONTENTS

Bail in General	1
Inquiry Stage.....	25
Bailable and Non-Bailable Offenses	26
Appellate Stage.....	35
Bail under Indian Perspective relevant to Bail Act (Sri Lanka)	36
Bail Act No.30 of 1997.....	42
Bail Bond	80
Various Types of Bail Bonds.....	80
Surety Bail	87
Bail Conditions	89
The Offence of Absconding/ Impounding Passport.....	91
Types of Bail conditions that can be imposed	99
Bail Bonds and Sureties.....	100
Sureties - Provisions in the Bail Act.....	104
Discharge of Sureties / Forfeiture of bond:.....	117
Forfeiture of a Surety Bond distinguished with forfeiture of Personal Bond.....	125
Forfeiture order is it Appealable?.....	127
Termination of the Bail Bond	129
Late application by a surety.	129
Production of solvency certificate etc.,from the surety.	129
Cancellation of Bail (Indian Perspective).....	133
Bail Order wrongly applied:.....	190
Failure to file charge-sheet-Bail Granted- Can such Bail be cancelled subsequent to filing of a Charge Sheet/Indictment?	206

When one Bench orders bail Can another Bench of the same Court cancell the order for bail?	208
Cancellation of Bail /Estraining Sureties Recognizance	210
Likelihood of Interference with the Judicial Process	219
Offences Against Victims of Crime and Witnesses	221
Conflicting views on Public Interest and Private Rights in Bail	230
Cash Bail and the Poor/Needy Prisoners.....	245
Police Torture during Investigations Stage and Bail	252
Period of Detention of a Suspect in Police Custody:.....	262
Offences Punishable with Death or Life Imprisonment-Bail.....	268
Code of Criminal Procedure (Special Provisions)Act No.15 of 2005.....	272
Pending Actions	281
Procedural Acts	281
Statute plainly retrospective.....	281
Age of the suspect.....	283
Medical grounds	284
Humanitarian Grounds.....	285
Offence of Rape and Bail.....	289
Some Statutory Amendments	330
Anticipatory Bail	336
Can Anticipatory Bail be applied more than once?	349
Territorial Jurisdiction and Grant of Anticipatory Bail	350
Appeal against Anticipatory Bail:.....	351
Anticipatory Bail could be refused to assist investigations:	352
Liquor Tragedy cases (India)	352
Anticipatory Bail and Drug Offenses.....	353
Anticipatory Bail-Other Serious Offenses	355

Bail and Release of Remand Prisoners Act No.8 of 1991.....	362
Refusal of Bail-Is it a Final Order?.....	367
Bail/ Discretion vested in Court.....	371
Bail in Respect of Economic Offences	388
Economic Offenses where Foreign Nationals are involved.....	399
Concept of Speedy Trial and Delay in Prosecutions:.....	405
Constitutional Provisions:	406
Fundamental Rights and Remand Orders -Recent trends in Sri Lanka.....	434
Evidential value of First Information Report/ "B Report"	441
Delayed Information of the crime:.....	453
Bail in Respect of Drug Offences - (Sri Lanka).....	463
Exceptional Circumstances.....	476
Exceptional Circumstances - Australian Jurisdiction.....	484
Bail in Relation to Juvenile Offenders	515
Payment of Compensation.....	529
Procisions under the Penal Code for Payment of Compensation.....	545
What is PARDON?.....	564
Codeof Criminal Procedure (Amendment) an Act to amend the Code of Criminal Procedure Act, No. 15 of 1979	566
From Jail to Bail Without Fail.....	577
Balance between the Society and the Individual.....	585
Exceptional Circumstances/ Public Property Act.....	601
Bail Act , No 30 of 1997.....	637
Release Of Remand Prisoners Act No.8 of 1991	652
Fast Track Courts (India)	657
Recent Developments (Indian Supreme Court).....	672
Fair Trial (Recent Judgments Sri Lanka /India)	676

SINCE - RAMU THAMODARAM PILLI	712
Ramu Thamodaram Pillai V Attorney-General	
Case Number : SC 141/75.....	712
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
C.A. Revision Application No: CA (PHC) Apn 179/2017.....	732
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
CA Revision Application : CA(PHC) APN 79/2020	741
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
CA Revision Application No : CA/ PHC/APN CPA 42/2021	7560
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka.	
Court of Appeal: CPA132/2020	763
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
CA Bail No: CAL/BAL/03/2021	766
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/BAL/31/2020	769
In The Court of Appeal of The Democratic Socialist Republic of Sri Lank	
CA Bail No: CAL/BAL/03/2021	775
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA (PHC) APN 124/20	780
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/PHC/APN/69/2021	783
In The Court of Appeal of The Democratice Socialist Republic of Sri Lanka	
Court of Appeal: CPA 98/21 MC.....	791
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA (Bail) 53/21	793
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Appeal Case No: BAL-0010-22	796
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA (Bail) 71/2021	799

In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
CA/Bail Application No. CA/BAL/64/2021	802
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Application No: CPA/77/22.....	805
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA Bail 72/ 2021	811
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA Bail 29/22.....	814
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Application No: CA/BAL/20/2022.....	817
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Revision Application No : CA (PHC) APN 134/20	824
Duty of Counsel	842
In The General Division of The High Court of	
The Republic of Singapore [2021] SGHC 204.....	844
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Application No: CPA 75/21	853
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Application No: CA/BAL/43/2022	858
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: Ca Bail 31 /202.....	863
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA Bail 27 / 22	866
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CPA 11/2022	868
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA LA 03/14	871
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
CA(Appeal) Application No.CA/MIS/ 01/2016.....	876

In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/ PHC/APN/14/2022	881
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/BAL/049/2022	885
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA Bail 70 / 2021.....	888
In The Supreme Court of The Democratic Socialist Republic of Sri Lanka	
Case Number : SC/Appeal 53/2022.....	891
The Facts.....	894
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/Bail/017/2022	904
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Application No: CA/CPA/79/22.....	907
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CPA/82/2022	913
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/Bail 62/2022	916
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/Bal/52/2022	918
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/Bail/058/2022	920
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/Bail/33/2022	922
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA Bail 80/22	924
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: Bail/75/2022	926

In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/CPA/40/2022	928
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/Bail 0094/22.....	932
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA PHC 138/2017	940
The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal Case No: CA/Bal/0117/22	944
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal No: CA (PHC) APN 76/2022	950
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal No: CA PHC/APN/0072/2022	960
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal No: CA (PHC) APN/131-2022.....	965
In The Court of Appeal of The Democratic Socialist Republic of Sri Lanka	
Court of Appeal No: CA/BAL/0105/23.....	971
In The Supreme Court of The Democratic Socialist Republic of Sri Lanka	
Case Number : SC Appeal No. 100/2005.....	977