



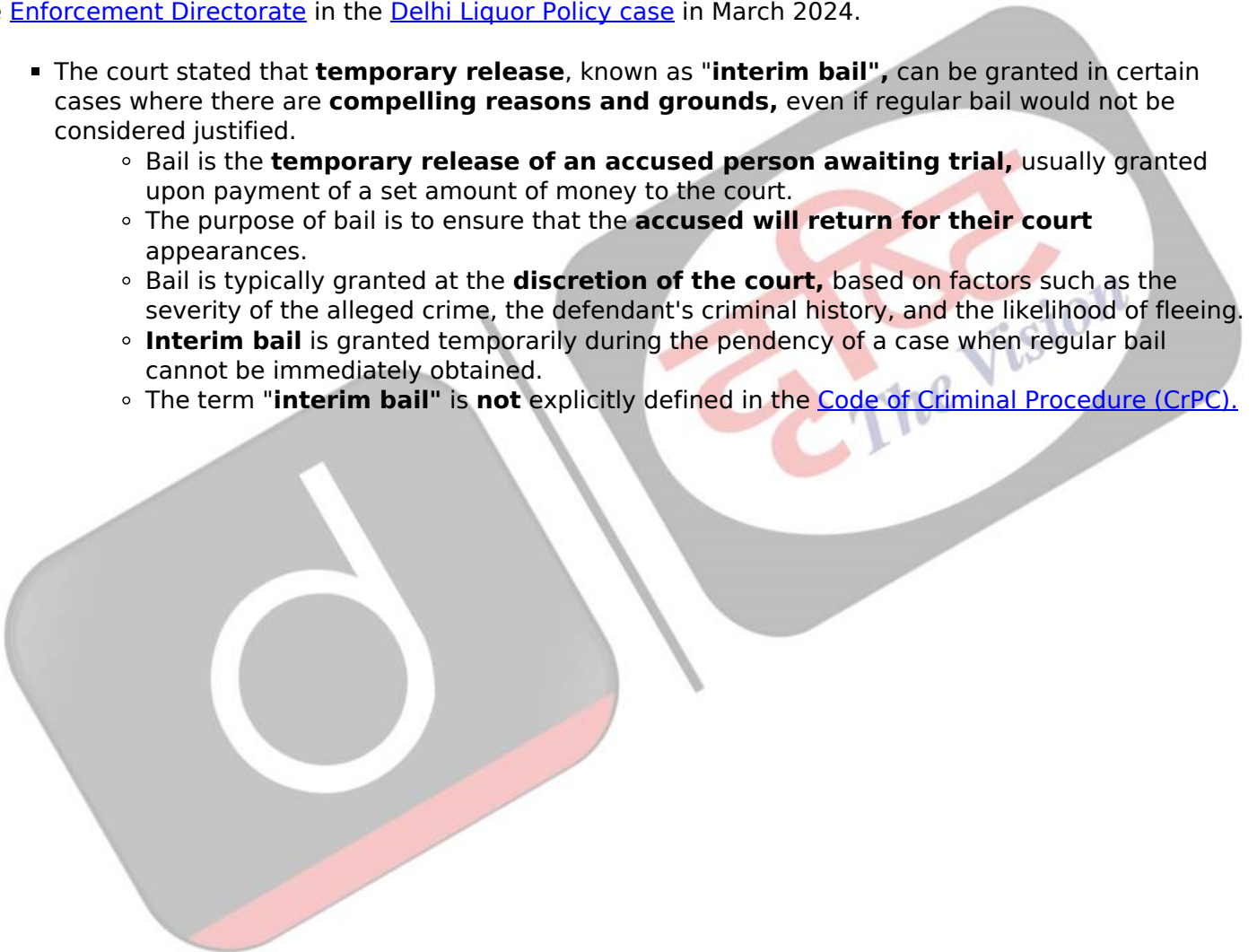
Interim Bail to Delhi Chief Minister

[Source: IE](#)

The [Supreme Court of India](#) has granted **interim bail** to the Delhi [Chief Minister](#) after he was arrested by the [Enforcement Directorate](#) in the [Delhi Liquor Policy case](#) in March 2024.

- The court stated that **temporary release**, known as "**interim bail**", can be granted in certain cases where there are **compelling reasons and grounds**, even if regular bail would not be considered justified.
 - Bail is the **temporary release of an accused person awaiting trial**, usually granted upon payment of a set amount of money to the court.
 - The purpose of bail is to ensure that the **accused will return for their court** appearances.
 - Bail is typically granted at the **discretion of the court**, based on factors such as the severity of the alleged crime, the defendant's criminal history, and the likelihood of fleeing.
 - **Interim bail** is granted temporarily during the pendency of a case when regular bail cannot be immediately obtained.
 - The term "**interim bail**" is **not** explicitly defined in the [Code of Criminal Procedure \(CrPC\)](#).

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BAIL AND RELATED PROVISIONS IN INDIA

“The issue of bail is one of liberty, justice, public safety, and burden of the public treasury, all of which insist that a developed jurisprudence of bail is integral to a socially sensitised judicial process.”

—Justice V.R. Krishna Iyer

Constitutional Provision for Arrest - Article 22:

Grants protection to individuals arrested or detained, with detention classified into two types:

- ➔ **Punitive detention:** To punish a person for an offence committed by him after trial and conviction in a court
- ➔ **Preventive detention:** Detention of a person without trial and conviction by a court

■ **Criminal Procedure Code, 1973:** Doesn't define bail, but defines bailable and non-bailable offences:

Type of Offence	Bailable	Non-Bailable
■ Defined under CrPC as:	An offence mentioned in Schedule 1, or An offence made bailable by any other law	Any offence other than bailable
■ Power to Grant Bail	Bail as a right	Court/Police discretion based on the facts

Bail vs Parole vs Probation

Bail	Parole	Probation
■ Temporary release of defendant awaiting trial or appeal, secured by deposit to guarantee their appearance in court	When person gets some time off from jail sentence , for instance, to fulfil some requirements	Suspension of sentence of an offender, allowing to stay in community under supervision of an officer
■ Granted by Judge	By Parole Board	By Judge

Types of Bails in India

■ **Regular Bail:** Court's order to release person under arrest in police custody

■ **Interim Bail:** Court grants temporary relief until application for Anticipatory Bail or Regular Bail is decided

■ **Anticipatory Bail:** Bail granted preemptively to prevent arrest

■ **Default Bail:** When police fail to complete investigation within specified period

■ **Medical Bail:** Solely on medical grounds

Cancellation of Bail - Certain Grounds

- Misuses his liberty by indulging in criminal activity
- Interferes with course of investigation
- Tampering of evidence
- Threatens witnesses, etc



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