



EUROPEAN COURT OF HUMAN RIGHTS
COUR EUROPÉENNE DES DROITS DE L'HOMME

SECOND SECTION

CASE OF ŞENYÜREK AND OTHERS v. TURKEY

(Applications nos. 34986/05, 34987/05, 35070/05, 41921/06, 44922/06, 44959/06, 44979/06, 44983/06, 45016/06, 45069/06, 45096/06, 45100/06, 45115/06, 45127/06, 50158/06, 50159/06, 10878/07 and 24160/08)

JUDGMENT

STRASBOURG

21 September 2010

FINAL

21/12/2010

This judgment has become final under Article 44 § 2 of the Convention. It may be subject to editorial revision.

In the case of Şenyürek and Others v. Turkey,

The European Court of Human Rights (Second Section), sitting as a Chamber composed of:

Françoise Tulkens, *President*,

Ireneu Cabral Barreto,

Dragoljub Popović,

Nona Tsotsoria,

Işıl Karakaş,

Kristina Pardalos,

Guido Raimondi, *judges*,

and Françoise Elens-Passos, *Deputy Section Registrar*,

Having deliberated in private on 31 August 2010,

Delivers the following judgment, which was adopted on that date:

PROCEDURE

1. The case originated in applications nos. 34986/05, 34987/05, 35070/05, 41921/06, 44922/06, 44959/06, 44979/06, 44983/06, 45016/06, 45069/06, 45096/06, 45100/06, 45115/06, 45127/06, 50158/06, 50159/06, 10878/07 and 24160/08 against the Republic of Turkey lodged with the Court under Article 34 of the Convention for the Protection of Human Rights and Fundamental Freedoms (“the Convention”) by one hundred and fifty four Turkish nationals (“the applicants”) on the dates indicated in the annex hereto. Certain applicants are party to more than one application.

2. The applicants were represented by Mr S. Kaya, a lawyer practising in Ankara. The Turkish Government (“the Government”) were represented by their Agent.

3. On 27 May 2009 the President of the Second Section decided to give notice of the applications to the Government. It was also decided to rule on the admissibility and merits of the applications at the same time (Article 29 § 3).

THE FACTS**THE CIRCUMSTANCES OF THE CASE**

4. All of the applicants are from the Çayçatı village of Muş. Numerous plots of land in the village had been used by the applicants' parents or grandparents without a title deed since the 1930's. These parcels were registered in the name of the Treasury in 1960 pursuant to Law no. 4753. In

1977 they were re-registered in the name of the Treasury pursuant to the Land Registry Act (Law no. 766).

5. On various dates in 1989, the applicants instituted numerous civil proceedings in the Varto Civil Court of First Instance pursuant to Law no. 3402 and requested the annulment of the titles to the plots. Claiming that the parcels in question had been in their families' possession for many years, the applicants further requested that the land be registered in their name. They were all represented by the same lawyer. The first-instance court examined the claims under various files and delivered its initial judgments on different dates between 1989 and 1991 in the presence of the representatives of both parties, which were then either upheld or quashed by the Court of Cassation on various dates between 2003 and 2005. For those judgments that had been quashed, the domestic court continued the proceedings by holding numerous on-site visits, hearing witnesses and requesting expert reports, whilst collecting information. The proceedings ended in the applicants' favour on various dates between 2005 and 2007, after being examined at two levels of jurisdiction, which delivered up to six judgments. The final decisions for files nos. 2005/152, 2005/72, 2005/55, 2005/54 and 2005/49 were served on the applicants on 18 July 2006.

6. Further details concerning the present applications, including the dates of the domestic judgments and notifications, may be found in the attached list.

THE LAW

I. JOINDER OF THE APPLICATIONS

7. The Court considers that, given their common factual and legal background and pursuant to Rule 42 § 1 of the Rules of Court, the applications should be joined.

II. SCOPE

8. The Court takes note that, in their replies to the Government's observations following the communication of the applications, Mehmet Ataç and Mehmet Azak (application no. 50158/06 and applications nos. 44922/06 and 10878/07 respectively) informed the Court that they did not wish to pursue their applications. The Court is satisfied that respect for human rights as defined in the Convention or its Protocols does not require the examination of the applications in respect of these two applicants to be continued (Article 37 § 1 *in fine* of the Convention).

9. In view of the above, the Court holds that it is appropriate to strike the applications out of the list of cases in respect of Mehmet Ataç and Mehmet Azak. The Court will therefore confine its examination of the case to the remaining applicants.

II. ALLEGED VIOLATION OF ARTICLE 6 § 1 OF THE CONVENTION

10. The applicants complained that the length of the proceedings had been incompatible with the “reasonable-time” requirement laid down in Article 6 § 1 of the Convention, which reads as follows:

“In the determination of his civil rights and obligations ..., everyone is entitled to a ... hearing within a reasonable time by [a] ... tribunal...”

A. Admissibility

11. The Government pointed out that Turkey had accepted the competence of the Court to examine individual petitions only in respect of facts or events which have occurred since 22 January 1990. On that account, they contended that the Court can consider only the period after 22 January 1990. The Government further asked the Court to reject the case of *Ahmet Koçhan and 45 Others v. Turkey* (33694/05) for non-compliance with the six-month time-limit set out in Article 35 § 1 of the Convention. In their view, the final judgment in the aforementioned case in respect of parcels nos. 38, 32, 19, 39 and 21 had been served on the applicants on 18 July 2006, whereas their application was introduced before the Court on 13 February 2007.

12. The applicants contested these arguments. They maintained that the judgments in respect of parcels nos. 19, 21, 32, 38 and 39 had become final on 21 August and 11 September 2006 and 13 February 2007.

13. Concerning the Government's first objection, the Court reiterates that it has already held that its competence *ratione temporis* began on 28 January 1987, the date on which Turkey's declaration accepting the right of individual petition came into force (see *Cankoçak v. Turkey*, nos. 25182/94 and 2956/95, § 26, 20 February 2001). Noting that the proceedings in the present applications were initiated on various dates in 1989, the Court considers that the Government's jurisdictional objection cannot be upheld.

14. As for the Government's second objection, the Court reiterates that where an applicant is entitled to be served *ex officio* with a written copy of the final domestic decision, the object and purpose of Article 35 § 1 of the Convention are best served by counting the six-month period as running from the date of service of the written judgment (see *Worm v. Austria*, 29 August 1997, § 33, *Reports of Judgments and Decisions* 1997-V). In line with the above, the Court regularly takes as the starting point for the

running of the six-month period in cases against Turkey, the date of service of the decisions of the Court of Cassation's Civil Division on the applicants (see *Serdar Tamer Kaygan and Others v. Turkey* (dec.), no. 41317/05, 20 October 2009; and *Türkan Aras v. Turkey* (dec.), no. 29643/05, ECHR 2 March 2010).

15. Turning to the present applications, the Court observes that the majority of the parcels were claimed by several applicants at the same time, who introduced numerous and more or less simultaneous proceedings before the Varto Civil Court of First Instance for the same group of parcels. Therefore, the domestic court examined claims for a given parcel under various files and delivered its judgments at different dates.

16. Against this background the Court notes that the applicants' complaint concerning the length of proceedings in respect of parcels nos. 19, 21, 32, 38 and 39 appear in applications nos. 44922/06, 45016/06, 50158/06 and 10878/07. The final decisions in respect of these parcels were delivered on 13 April 2006 and 29 June 2006. Applications nos. 44922/06, 45016/06 and 50158/06 were lodged with the Court on 6 and 11 October 2006, within the six-month time limit, whereas application no. 10878/07 was introduced on 13 February 2007, more than six months after the applicants had been served with the final decision on 18 July 2006.

17. It follows that the applicants' complaints in application no. 10878/07 with regard to the parcels nos. 19, 21, 32, 38 and 39 must be rejected for failure to comply with the six-months rule within the meaning of Article 35 §§ 1 and 4 of the Convention.

18. In this connection, the Court notes that the complaints regarding parcel no. 37 in application no. 10878/07 remain within the six-month time limit as the final decision was delivered on 19 October 2006. All of the applicants in application no. 10878/07, except Mehmet Koçhan and Mehmet Zeki Karataş, have also complained about the length of proceedings regarding parcel no. 37. The Court will therefore confine its examination of application no. 10878/07 to parcel no. 37 and the remaining applicants other than the two mentioned above.

19. The Court notes that this complaint is not manifestly ill-founded within the meaning of Article 35 § 3 of the Convention. It further notes that it is not inadmissible on any other grounds. It must therefore be declared admissible.

B. Merits

20. The Court reiterates that the reasonableness of the length of proceedings must be assessed in the light of the circumstances of the case and with reference to the following criteria: the complexity of the case, the conduct of the applicants and the relevant authorities and what was at stake

for the applicants in the dispute (see, among many other authorities, *Frydlender v. France* [GC], no. 30979/96, § 43, ECHR 2000-VII).

21. The Court has frequently found violations of Article 6 § 1 of the Convention in cases raising issues similar to the one in the present case (see *Frydlender*, cited above; and *Karataş and Yıldız and Others v. Turkey*, nos. 4889/05, 4897/05, 24009/05, 33694/05, 37759/05, 42996/06, 43031/06, 43019/06, 43038/06 and 43054/06, 16 July 2009).

22. Having examined all the material submitted to it, the Court considers that the Government have not put forward any fact or argument capable of persuading it to reach a different conclusion in the present cases. Having regard to its case-law on the subject, the Court considers that in the instant applications the length of the proceedings was excessive and failed to meet the “reasonable time” requirement.

There has accordingly been a breach of Article 6 § 1.

III. OTHER ALLEGED VIOLATIONS OF THE CONVENTION

23. Relying on Article 1 of Protocol No. 1 the applicants firstly asserted that the initial registration of the land in the name of the Treasury had violated their right to property. Secondly, they complained that they had been deprived of their land pending the domestic proceedings, which had been incompatible with the requirements of Article 1 of Protocol No. 1. In conjunction with this complaint they added, under Article 14 of the Convention, that many people in other regions had acquired title to their land whereas they had had to resort to litigation to obtain their entitlement. The applicants lastly maintained, under Article 13 in conjunction with Article 6 of the Convention, that there had been no effective remedy for the interference with their property by the authorities.

24. The Government contested these allegations and argued that the applicants did not have victim status.

25. The Court notes that these complaints are closely linked to the one examined above and must therefore likewise be declared admissible, except for the complaints of Mehmet Koçhan and Mehmet Zeki Karataş which were lodged outside the six-month time limit (see paragraph 18 above).

26. However, having regard to its finding of a violation of Article 6 § 1 (see paragraph 22 above), the Court does not consider it necessary to examine the merits of these complaints separately (*Ezel Tosun v. Turkey*, no. 33379/02, § 28, 10 January 2006; and *Karataş and Yıldız and Others v. Turkey*, cited above).

IV. APPLICATION OF ARTICLE 41 OF THE CONVENTION

27. Article 41 of the Convention provides:

“If the Court finds that there has been a violation of the Convention or the Protocols thereto, and if the internal law of the High Contracting Party concerned allows only partial reparation to be made, the Court shall, if necessary, afford just satisfaction to the injured party.”

A. Damage

28. The applicants claimed various amounts in respect of pecuniary damage calculated on the basis of the size of the land in question and EUR 5,000 per person per procedure in respect of non-pecuniary damage. The Government contested these claims.

29. The Court does not discern any causal link between the violation found and the pecuniary damage alleged; it therefore rejects this claim.

30. As for the non-pecuniary damage, the Court observes that a common interest was at issue in all eighteen cases before the Court. They were introduced in the same year by inhabitants of the same village pursuing the same objective, namely claiming title to different parcels of land. All one hundred fifty-four applicants were represented by the same lawyer, both in the domestic proceedings and before the Court. The length of the proceedings at issue varies between some fifteen and eighteen years. One hundred and forty one of the applicants were simultaneously involved in multiple proceedings claiming title to different parcels. Only thirteen applicants claimed titles to a single parcel.

31. Having regard to the foregoing, the Court notes that the extension of the impugned proceedings beyond a “reasonable time” undoubtedly caused the applicants non-pecuniary damage which would justify an award. It also takes into consideration the number of applicants, the nature of the violation found and the need to determine the amount in such a way that the overall sum is compatible with the relevant case-law and is reasonable in the light of what was at stake in the proceedings in question. In the light of the *Kakamoukas and Others v. Greece* case and the above background, the Court considers that all the applicants must be awarded the same amount (see, *mutatis mutandis*, *Kakamoukas and Others v. Greece* [GC], no. 38311/02, § 48, 15 February 2008; and *Karataş and Yıldız and Others v. Turkey*, cited above). Consequently, irrespective of the number of sets of proceedings concerned, it awards each of the applicants EUR 5,000 for non-pecuniary damage, except Mehmet Ataç and Mehmet Azak (see paragraph 9 above) as well as Mehmet Koçhan and Mehmet Zeki Karataş (see paragraph 18 above).

B. Costs and expenses

32. The applicants also claimed EUR 2,000 for each of the eighteen applications in respect of the costs and expenses incurred before the

domestic courts and EUR 3,000 per person for those incurred before the Court. The Government contested these claims.

33. According to the Court's case-law, an applicant is entitled to the reimbursement of costs and expenses only in so far as it has been shown that these have been actually and necessarily incurred and were reasonable as to quantum. In the present case, the Court observes that the applicants did not produce any document in support of their claims. Accordingly, the Court makes no award under this head.

C. Default interest

34. The Court considers it appropriate that the default interest should be based on the marginal lending rate of the European Central Bank, to which should be added three percentage points.

FOR THESE REASONS, THE COURT UNANIMOUSLY

1. *Decides* to join the applications;
2. *Decides* to strike the applications out of its list of cases in respect of Mehmet Ataç and Mehmet Azak in application nos. 50158/06, 44922/06 and 10878/07;
3. *Declares* the applications admissible, except for the complaints in application no. 10878/07 with regard to the parcels nos. 19, 21, 32, 38 and 39 which are declared inadmissible;
4. *Holds* that there has been a violation of Article 6 § 1 of the Convention;
5. *Holds* that there is no need to examine separately the remaining complaints;
6. *Holds*
 - (a) that the respondent State is to pay, within three months, EUR 5,000 (five thousand euros) to each of the applicants, except Mehmet Ataç, Mehmet Azak, Mehmet Koçhan and Mehmet Zeki Karataş, in respect of non-pecuniary damage, plus any tax that may be chargeable;
 - (b) that from the expiry of the above-mentioned three months until settlement simple interest shall be payable on the above amounts at a rate equal to the marginal lending rate of the European Central Bank during the default period plus three percentage points;
7. *Dismisses* the remainder of the applicants' claim for just satisfaction.

Done in English, and notified in writing on 21 September, pursuant to Rule 77 §§ 2 and 3 of the Rules of Court.

Françoise Elens-Passos
Deputy Registrar

Françoise Tulkens
President

	Application name and no, parcel no, domestic file no (where necessary)	Beginning date of the proceedings	Date of the final decision	Notification date (where necessary)	Date of introduction before the Court	Overall length of proceedings
1	Şenyürek and Şahin (34986/05)					
	Parcels nos. 166, 167, 168	25.09.1989	14.04.2005		05.09.2005	15 years, 6 months, 22 days
2	Eroğlu and Others (34987/05)					
	Parcel no. 15	19.09.1989	07.04. 2005		05.09.2005	15 years, 6 months, 21 days
3	Gondon and Kaya (35070/05)					
	Parcels nos. 169, 170, 171, 173, 174, 175, 176	09.09.1989	07.06.2005		05.09.2005	15 years, 9 months, 1 day
4	Gündüz and Others (41921/06)					
	Parcel no. 41	21.09.1989	27.04.2006		06.10.2006	16 years, 7 months, 9 days
5	Mehmet Nuri Bingöl and Others (44922/06)					
	Parcel no. 45	25.09.1989	13.04.2006		06.10.2006	16 years, 6 months, 21 days
	Parcel no. 51	25.09.1989	20.04.2006		06.10.2006	16 years, 6 months, 28 days

	Parcel no. 32 (domestic file no. 2005/56)	19.09.1989	13.04.2006		06.10.2006	16 years, 6 months, 27 days
6	Abdullah Çoban and Others (44959/06)					
	Parcel no. 28	26.09.1989	20.04.2006		06.10.2006	16 years, 6 months, 27 days
	Parcel no. 46	25.01.1989	13.04.2006		06.10.2006	17 years, 2 months, 21 days
	Parcel no. 37	18.09.1989	20.04.2006		06.10.2006	16 years, 7 months, 5 days
7	Abdullah Kaya and Others (44979/06)					
	Parcel no. 6	06.10.1989	13.04.2006		06.10.2006	16 years, 6 months, 10 days
	Parcel nos. 16 and 60	09.10.1989	20.04.2006		06.10.2006	16 years, 6 months, 14 days
	Parcel no. 34	04.10.1989	20.04.2006		06.10.2006	16 years, 6 months, 19 days
	Parcel no. 53	04.10.1989	13.04.2006		06.10.2006	16 years, 6 months, 12 days
8	Halil Koçhan and Others (44983/06)					
	Parcel no. 30	22.09.1989	20.04.2006		06.10.2006	16 years, 7 months, 1 day
	Parcel no. 247	19.09.1989	27.04.2006		06.10.2006	16 years, 7 months, 11 days
	Parcel no. 37	19.09.1989	13.04.2006		06.10.2006	16 years, 6 months, 27 days
9	Elif Özbey and Others (45016/06)					

	Parcel no. 32 and 35 (domestic file no. 2005/151)	19.09.1989	13.04.2006		06.10.2006	16 years, 6 months, 27 days
10	Turgut Gündüz and 7 others (45069/06)					
	Parcel no. 35	21.09.1989	04.05.2006		06.10.2006	16 years, 7 months, 14 days
11	Heves Yıldırım and Others (45096/06)					
	Parcel no. 18	18.09.1989	13.04.2006		06.10.2006	16 years, 6 months, 28 days
12	Sultan Ataç and Mehmet Ballı (45100/06)					
	Parcel no. 27	23.09.1989	04.05.2006		06.10.2006	16 years, 7 months, 14 days
13	Sabri Çallı and Others (45115/06)					
	Parcel no. 20	26.09.1989	13.04.2006		06.10.2006	16 years, 6 months, 20 days
14	Abdurrahman Sönmezer and Others (45127/06)					
	Parcel no. 5	25.09.1989	27.04.2006		06.10.2006	16 years, 7 months, 5 days
15	Sadık Kaya and Others (50158/06)					
	Parcel no. 17	14.09.1989	04.05.2006		11.10.2006	16 years, 7 months, 23 days

	Parcel no. 18	23.01.1989	04.05.2006		11.10.2006	17 years, 3 months, 14 days
	Parcel no. 19	07.09.1989	29.06.2006		11.10.2006	16 years, 9 months, 25 days
	Parcel no. 21	07.09.1989	29.06.2006		11.10.2006	16 years, 9 months, 25 days
	Parcel no. 22	25.09.1989	27.04.2006		11.10.2006	16 years, 7 months, 5 days
	Parcel no. 26	10.03.1989	01.06.2006		11.10.2006	17 years, 2 months, 26 days
	Parcel no. 29	23.01.1989	04.05.2006		11.10.2006	17 years, 3 months, 14 days
	Parcel no. 32	23.01.1989	29.06.2006		11.10.2006	17 years, 3 months, 14 days
	Parcel no. 33	23.01.1989	27.04.2006		11.10.2006	17 years, 3 months, 7 days
	Parcel no. 38	23.01.1989	29.06.2006		11.10.2006	17 years, 5 months, 9 days
	Parcel no. 39	07.09.1989	29.06.2006		11.10.2006	16 years, 9 months, 25 days
	Parcel no. 52	04.10.1989	27.04.2006		11.10.2006	16 years, 6 months, 26 days
16	Haydar Taştan and Others (50159/06)					
	Parcel no. 1	25.09.1989	27.04.2006		04.10.2006	17 years, 0 months, 13 days
	Parcel no. 3	21.09.1989	27.04.2006		04.10.2006	16 years, 7 months, 9 days
	Parcel no. 8	21.09.1989	04.05.2006		04.10.2006	16 years, 7 months, 16 days
	Parcel no. 9	06.10.1989	20.04.2006		04.10.2006	16 years, 6 months, 17 days

	Parcel no. 10	21.09.1989	27.04.2006		04.10.2006	17 years, 0 months, 17 days
	Parcel no. 11	21.09.1989	04.05.2006		04.10.2006	16 years, 7 months, 16 days
	Parcel no. 58	21.09.1989	27.04.2006		04.10.2006	17 years, 0 months, 17 days
17	Ahmet Koçhan and Others (10878/07)					
	Parcel no. 38 (domestic file no. 2005/54)	23.01.1989	29.06.2006	18.07.2006	13.02.2007	17 years, 5 months, 9 days
	Parcel no. 32 (domestic file no. 2005/55)	23.01.1989	29.06.2006	18.07.2006	13.02.2007	17 years, 5 months, 9 days
	Parcel no. 19 (domestic file no. 2005/152)	23.01.1989	29.06.2006	18.07.2006	13.02.2007	17 years, 5 months, 9 days
	Parcel no. 39 (domestic file no. 2005/49)	07.09.1989	29.06.2006	18.07.2006	13.02.2007	16 years, 9 months, 25 days
	Parcel no. 21 (domestic file no. 2005/72)	07.09.1989	29.06.2006	18.07.2006	13.02.2007	16 years, 9 months, 25 days
	Parcel no. 37	18.09.1989	19.10.2006		13.02.2007	17 years, 1 month, 5 days
18	Abdurrahman Çelik and Turan Çelik (24160/08)					
	Parcel no. 36	23.01.1989	29.11.2007		15.05.2008	18 years, 10 months, 10 days

	Applicant name, year of birth	parcel no.	Application no.
1	Abdülbari Kaya, 1966 (heir)	19 26 38 52	50158/06 50158/06 50158/06 50158/06
2	Abdülkadir Kaya, 1975 (heir)	19 26 38 52	50158/06 50158/06 50158/06 50158/06
3	Abdulkerim Şahin, 1956	35	45069/06
4	Abdullah Ağlar, 1964 (heir)	37 19	44983/06 50158/06
5	Abdullah Çoban, 1920	28 51 38	44959/06 44922/06 50158/06
6	Abdullah Doğan, 1963 (heir)	26 37	50158/06 10787/07
7	Abdullah Kaya, 1954	6 1 10 11 (169, 170, 171, 173, 174, 175, 176)	44979/06 50159/06 50159/06 50159/06 35070/05
8	Abdullah Şahin, 1942	17 26 38 39 37	50158/06 50158/06 50158/06 50158/06 10878/07
9	Abdullah Turhan, 1948	19 29 37	50158/06 50158/06 10878/07
10	Abdullah Türkeş, 1933	5 22 26 29 32 33 37	45127/06 50158/06 50158/06 50158/06 50158/06 50158/06 10878/07
11	Abdurrahman Çelik, 1954	29 37 36	50158/06 10878/07 24160/08
12	Abdurrahman Sönmezer, 1948	45 5 22	44922/06 45127/06 50158/06
13	Abdurrahman Turhan, 1954	45 17 18 29 37	44922/06 50158/06 50158/06 50158/06 10878/07

14	Ahmet Koçhan, 1945	32 19 39 21 37	10878/07 10878/07 10878/07 10787/07 10787/07
15	Ahmet Yıldız, 1932	51 (16, 60) 5 26	44922/06 44979/06 45127/06 50158/06
16	Alaaddin Gündüz, 1948	37	10878/07
17	Ali İhsan Şenyürek, 1940	17 (166,167,198)	50158/06 34986/05
18	Ali Musa Özbey, 1965 (heir)	(32, 35) 39 37	45016/06 50158/06 10878/07
19	Ali Rıza Ağlar, 1956 (heir)	37 19	44983/06 50158/06
20	Ali Şahin, 1940	19 26 32 39	50158/06 50158/06 50158/06 50158/06
21	Ali Turhan, 1948	35 19 26 29 37	45069/06 50158/06 50158/06 50158/06 10878/07
22	Almast Akbal (Kaya), 1945 (heir)	19 26 38 52	50158/06 50158/06 50158/06 50158/06
23	Aydın Şahin, 1955	37	10878/07
24	Baran Savaş (Kaya), 1961 (heir)	19 26 38 52	50158/06 50158/06 50158/06 50158/06
25	Celal Yıldırım, 1950 (heir)	32 37 18 26	44922/06 44959/06 45096/06 50158/06
26	Celalettin Bingöl, 1952	1 3 9 10 11 58	50159/06 50159/06 50159/06 50159/06 50159/06 50159/06
27	Cemil Yıldırım, 1953 Cemil Yıldırım, 1953 (heir)	38 32 33 39	50158/06 50158/06 50158/06 50158/06

		32	44922/06
		37	44959/06
		18	45096/06
		26	50158/06
28	Cemile Çelik (Kaya), (heir)	17	50158/06
		52	50158/06
29	Cihat Şahin, 1963	37	10878/07
30	Cindi Gündüz, 1921	45	44922/06
		22	50158/06
		26	50158/06
31	Derviş Yıldız, 1945	19	50158/06
		26	50158/06
		32	50158/06
		38	50158/06
		37	10878/07
32	Dilşah Ağlar, 1982 (heir)	37	44983/06
		19	50158/06
33	Dilşah Bingöltekin (Kaya), 1974 (heir)	17	50158/06
		19	50158/06
		52	50158/06
34	Doğan Özbey, 1978 (heir)	(32, 35)	45016/06
		39	50158/06
		37	10878/07
35	Ekrem Şahin, 1951	37	10878/07
36	Elif Özbey, 1961 (heir)	(32, 35)	45016/06
		39	50158/06
		37	10878/07
37	Emine Tanrıverdi, 1923 (heir)	247	44983/06
		20	45115/06
		21	50158/06
38	Fahrettin Bingöl, 1964	9	50159/06
		3	50159/06
		8	50159/06
		58	50159/06
39	Faruk Ağlar, 1986 (heir)	37	44983/06
		19	50158/06
40	Felemez Yıldız, 1960	19	50158/06
		1	50159/06
		3	50159/06
		8	50159/06
		9	50159/06
		10	50159/06
		11	50159/06
		58	50159/06
41	Ferhat Kaya, 1992	19	10878/07
		37	10878/07
42	Ferika Kaya, 1939 (heir)	19	50158/06
		26	50158/06
		38	50158/06

		52	50158/06
43	Ferman Şenyürek, 1964	1	50159/06
		3	50159/06
		10	50159/06
		58	50159/06
44	Fesi Kaya, 1974 (heir)	19	50158/06
		26	50158/06
		38	50158/06
		52	50158/06
45	Feyat Doğan, 1967 (heir)	26	50158/06
		37	10787/07
46	Giyasettin Bingöl, 1950	1	50159/06
		3	50159/06
		8	50159/06
		9	50159/06
		10	50159/06
		11	50159/06
		58	50159/06
47	Giyasettin Yıldız, 1954	5	45127/06
		18	50158/06
48	Güler Aydın (Özbey), 1975 (heir)	(32, 35)	45016/06
		39	50158/06
		37	10878/07
49	Gülhanım Özgül, 1960	35	45069/06
		5	45127/06
		26	50158/06
		38	50158/06
50	Gülü Kaya, 1933	5	45127/06
		19	50158/06
		52	50158/06
51	Güvercin Akın (Kaya), (heir)	17	50158/06
		52	50158/06
52	Hacer Yalçiner (Ağlar), 1971 (heir)	37	44983/06
		19	50158/06
53	Halil Koçhan, 1940	30	44983/06
54	Halil Savaş, 1938	3	50159/06
		8	50159/06
		37	10787/07
		52	50158/06
		11	50159/06
		58	50159/06
55	Halil Yılmaz, 1967	38	50158/06
		37	10878/07
56	Hamza Gündüz, 1956	41	41921/06
		45	44922/06
		34	44979/06
		35	45069/06
		19	50158/06
		22	50158/06

		26	50158/06
		29	50158/06
57	Hanım Kızıl (Doğan), 1966	26	50158/06
		37	10878/07
58	Hanım Kaya, (heir)	17	50158/06
		52	50158/06
59	Hasan Demirci, 1931	15	34987/05
		3	50159/06
		38	50158/06
		33	50158/06
60	Hasan Şahin, 1947	32	50158/06
		39	50158/06
		(166,167,198)	34986/05
61	Hasan Turhan, 1968	8	50159/06
		41	41921/06
		19	50158/06
		1	50159/06
		9	50159/06
		10	50159/06
		11	50159/06
		58	50159/06
		3	50159/06
62	Haşim Gündön, 1951	19	50158/06
		32	50158/06
		39	50158/06
		37	10878/07
63	Hatun Demirbağ (Doğan), 1971 (heir)	26	50158/06
		37	10878/07
64	Haydar Daştan, 1949	3	50159/06
		8	50159/06
		10	50159/06
		11	50159/06
		58	50159/06
65	Hayrettin Koçhan, 1959	32	10878/07
		19	10878/07
		39	10878/07
		21	10787/07
		37	10787/07
66	Hazal Kaya, 1953 (heir)	17	50158/06
		52	50158/06
67	Hazal Kaya, 1970 (heir)	19	10878/07
		37	10878/07
68	Hediye Ağlar, 1976 (heir)	37	44983/06
		19	50158/06
69	Hediye Kaya, 1975 (heir)	17	50158/06
		52	50158/06
		19	50158/06
70	Hediye Yılmaz, 1943 (heir)	247	44983/06
		20	45115/06

		21	50158/06
71	Heves Yıldırım, 1925 (heir)	32 37 18 26	44922/06 44959/06 45096/06 50158/06
72	Hüseyin Arslan, 1938	37	10787/07
73	Hüseyin Tanrıverdi, (heir)1959	247 20 21	44983/06 45115/06 50158/06
74	İbrahim Ataç, 1944	5 17 18 26	45127/06 50158/06 50158/06 50158/06
75	İbrahim Çelik, 1954	26 29 37	50158/06 50158/06 10787/07
76	İbrahim Tunç, 1948	18 26 29 37	50158/06 50158/06 50158/06 10787/07
77	İsa Deniz, 1948	41 35 26	41921/06 45069/06 50158/06
78	İsmail Akbulut, 1934	1 3 8 10	50159/06 50159/06 50159/06 50159/06
79	İzzettin Turhan, 1941	28 20 17 26 29	44959/06 45115/06 50158/06 50158/06 50158/06
80	İzzettin Savaş, 1952	39 3 8 11 58 37	50158/06 50159/06 50159/06 50159/06 50159/06 10787/07
81	Kader Kaya, 1991	19 37	10878/07 10878/07
82	Kamer Özbey, 1983 (heir)	(32, 35) 39 37	45016/06 50158/06 10878/07
83	Kazim Özbey, 1974 (heir)	(32, 35) 39 37	45016/06 50158/06 10878/07
84	Köroğlu Ağlar, 1974 (heir)	37 19	44983/06 50158/06
85	Kumriye Şahin (Kaya), 1956 (heir)	19	50158/06

		26	50158/06
		38	50158/06
		52	50158/06
86	Kutbettin Gündüz, 1936	22	50158/06
		26	50158/06
		37	10878/07
87	M.Emin Han, 1938	38	50158/06
		37	10878/07
88	Mehmet Sait Tunç, 1953	46	44959/06
		17	50158/06
		18	50158/06
		26	50158/06
		37	10878/07
89	Mahmut Gündön, 1935	26	50158/06
		33	50158/06
		38	50158/06
		37	10787/07
		(169, 170, 171, 173, 174, 175, 176)	35070/05
90	Mahmut Kaya, 1975 (heir)	17	50158/06
		52	50158/06
91	Mahmut Sönmezer, 1965	35	45069/06
		26	50158/06
		29	50158/06
		37	10878/07
92	Mahmut Şahin, 1945	17	50158/06
		26	50158/06
		32	50158/06
		37	10878/07
93	Mahmut Yıldız, 1922	18	50158/06
		41	41921/06
		5	45127/06
		17	50158/06
		26	50158/06
94	Makbule Ağlar, 1979 (heir)	37	44983/06
95	Mehmet Ağlar, 1961 (heir)	19	50158/06
	Mehmet Ağlar, 1961	37	44983/06
		18	50158/06
		37	10878/07
96	Mehmet Ataç, 1978	38	50158/06
97	Mehmet Atik Kaya, 1981 (heir)	17	50158/06
		52	50158/06
98	Mehmet Azak, 1931	51	44922/06
		37	10878/07
99	Mehmet Ballı, 1950	35	45069/06
		27	45100/06
		17	50158/06
		18	50158/06
		19	50158/06

		26	50158/06
100	Mehmet Bingöl, 1938	41	41921/06
		17	50158/06
		18	50158/06
		19	50158/06
		22	50158/06
		26	50158/06
101	Mehmet Degertaş, 1918	37	10878/07
102	Mehmet Emin Karataş, 1930	19	50158/06
		39	50158/06
103	Mehmet Eroğlu, 1922	15	34987/05
		33	50158/06
		38	50158/06
		39	50158/06
104	Mehmet Karataş, 1960	20	45115/06
		19	50158/06
		21	50158/06
		32	50158/06
		38	50158/06
		39	50158/06
105	Mehmet Koçhan, 1946	39	10878/07
106	Mehmet Nuri Bingöl, 1965	45	44922/06
		52	50158/06
		37	10787/07
107	Mehmet Sait Yıldırım, 1933	26	50158/06
		33	50158/06
		38	50158/06
		37	10878/07
108	Mehmet Salih Kaya, 1988	19	10878/07
		37	10878/07
109	Mehmet Şerif Aktaş, 1965	(16, 60)	44979/06
		38	50158/06
110	MehmetŞirin Kaya, 1983 (heir)	17	50158/06
		52	50158/06
111	Mehmet Yıldız, 1949	38	50158/06
112	M.Zeki Çoban, 1952	37	10878/07
		33	50158/06
		39	50158/06
113	Mehmet Zeki Karataş, 1933	38	10878/07
		32	10878/07
		39	10787/07
114	Memet Şerif Yıldırım, 1956 (heir)	32	44922/06
		37	44959/06
		18	45096/06
		26	50158/06
115	Melik Kaya, 1993 (heir)	19	10878/07
		37	10878/07
116	Meral Kaya, 1988 (heir)	17	50158/06
		52	50158/06

117	Mikail Tunç, 1961	1 3 10 11 58	50159/06 50159/06 50159/06 50159/06 50159/06
118	Muhabbet Bingöl, 1943	18 26	50158/06 50158/06
119	Muhlis Kaya, 1964	17 29	50158/06 50158/06
120	Muhyettin Işıklı, 1947	38 37	50158/06 10878/07
121	Musa Güneş, 1917	29 38	50158/06 50158/06
122	Mustafa Oktan, 1954	17 26 29 37	50158/06 50158/06 50158/06 10787/07
123	Mustafa Şahin, 1935	26 32 37	50158/06 50158/06 10878/07
124	Mustafa Türkeş, 1931	5 26 29 32 33 38 37	45127/06 50158/06 50158/06 50158/06 50158/06 50158/06 10878/07
125	Muzaffer Şahin, 1959	37	10878/07
126	Müşkinaz Özbey, 1934	39 37	50158/06 10878/07
127	Nusrettin Şahin, 1955	21 32 39	50158/06 50158/06 50158/06
128	Nüsrettin Özdemir, 1934	30 19 26	44983/06 50158/06 50158/06
129	Orhan Bingöl, 1961	1 3 8 10 11 58	50159/06 50159/06 50159/06 50159/06 50159/06 50159/06
130	Raziye Şahin (Kaya), 1957 (heir)	17 52	50158/06 50158/06
131	Remziye Deniz (Kaya), 1971 (heir)	52	50158/06
132	Resul Çoban, 1946	33 38 37	50158/06 50158/06 10787/07
133	Reyhan Alp (Kaya), 1980 (heir)	19	50158/06

		26	50158/06
		38	50158/06
		52	50158/06
134	Sabri Çallı, 1938	20	45115/06
		32	50158/06
		33	50158/06
		38	50158/06
135	Sadık Kaya, 1951	32	50158/06
		33	50158/06
		38	50158/06
		39	50158/06
		37	10787/07
	Sadık Kaya, 1951 (heir)	19	50158/06
		26	50158/06
		38	50158/06
		52	50158/06
136	Selahattin Ataç, 1964	41	41921/06
		46	44959/06
		53	44979/06
		18	50158/06
		26	50158/06
137	Seracettin Koçhan, 1958	32	10878/07
		19	10878/07
		39	10878/07
		21	10787/07
		37	10787/07
138	Sultan Ataç, 1935	41	41921/06
		27	45100/06
		18	50158/06
		29	50158/06
		37	10878/07
139	Subhan Aksoy (Kaya), 1973 (heir)	19	50158/06
		26	50158/06
		38	50158/06
		52	50158/06
140	Şadiye Biçer (Ağlar), 1959 (heir)	37	44983/06
		19	50158/06
141	Şevfik Şahin, 1960	26	50158/06
		33	50158/06
142	Tevfik Şahin, 1948	26	50158/06
		33	50158/06
143	Tuncay Doğan, 1978 (heir)	26	50158/06
		37	10878/07
144	Turabi Eligüzel, 1929	38	50158/06
145	Turan Çelik, 1939	30	44983/06
		38	50158/06
		37	10878/07
		36	24160/08

146	Turgut Gündüz, 1933	41 35 26	41921/06 45069/06 50158/06
147	Turgut Kaya, 1990	19 37	10878/07 10878/07
148	Ünal Kaya, 1986	19 37	10878/07 10878/07
149	Vahdettin Turhan, 1952	28 20 17 26 29	44959/06 45115/06 50158/06 50158/06 50158/06
150	Vahide Ağlar, 1939 (heir)	37 19	44983/06 50158/06
151	Yadigar İlkay (Özbey), 1972 (heir)	(32, 35) 39 37	45016/06 50158/06 10878/07
152	Yasin Savaş, 1961	15 3 8 11 58 37	34987/05 50159/06 50159/06 50159/06 50159/06 10787/07
153	Yıldız Doğan, 1924 (heir)	26 37	50158/06 10787/07
154	Yusuf Özbey, 1969 (heir)	(32, 35) 39 37	45016/06 50158/06 10878/07