



## Forthcoming judgments and decisions

The European Court of Human Rights will be notifying in writing 15 judgments on Tuesday 11 January 2022 and 149 judgments and / or decisions on Thursday 13 January 2022.

*Press releases and texts of the judgments and decisions will be available at 10 a.m. (local time) on the Court's Internet site ([www.echr.coe.int](http://www.echr.coe.int))*

### Tuesday 11 January 2022

#### [Ekimdzhiev and Others v. Bulgaria \(application no. 70078/12\)](#)

The case concerns both the system of secret surveillance as well as of retention and subsequent accessing of communications data in Bulgaria.

The applicants are two Bulgarian nationals, Mihail Tiholov Ekimdzhiev and Aleksandar Emilov Kashamov, who are lawyers, and two non-governmental organisations, the Association for European Integration and Human Rights and the Access to Information Foundation.

Relying on Article 8 (right to respect for private and family life) and Article 13 (right to an effective remedy) of the European Convention on Human Rights, the applicants allege, in particular, that: firstly, under the system of secret surveillance in Bulgaria the communications of anyone in the country could be intercepted; and, secondly, that the communications data of anyone in the country could be accessed by the authorities under the system of retention and subsequent accessing of communications data. They complain that the laws governing those two matters, as applied in practice, do not provide sufficient safeguards against arbitrary or abusive secret surveillance and accessing of communications data. They also complain they had no effective remedy in respect of those breaches.

#### [Freitas Rangel v. Portugal \(no. 78873/13\)](#)

The applicant, Emídio Arnaldo Freitas Rangel, now deceased, was a Portuguese national who was born in 1947 and lived in Lisbon. He was a very well-known journalist.

The case concerns the applicant's conviction for statements made about the professional bodies for judges and for public prosecutors at a hearing of a parliamentary committee. He had been convicted and had to pay 56,000 euros in fines and damages in total.

Relying on Article 10 (freedom of expression) of the European Convention, the applicant complains, in particular, that his conviction and punishment were in breach of his rights.

#### [Corneschi v. Romania \(no. 21609/16\)](#)

The applicant, Corneliu Corneschi, is a Romanian national who was born in 1970 and lives in Botoşani (Romania).

Mr Corneschi had been an officer with the Romanian Intelligence Service (*Serviciul român de informații*) since 1994. The case concerns the decision to remove his security clearance following criminal proceedings against him for various non-violent crimes, for which he had ultimately not been indicted. It also concerns his subsequent sacking.

Relying on Article 6 § 1 (right to a fair trial) of the Convention, the applicant complains, in particular, that the proceedings in which his security clearance was withdrawn and the decision to dismiss him were unfair, as the courts refused him access to the decisive, classified evidence.

Thursday 13 January 2022

[Hashemi and Others v. Azerbaijan \(nos. 1480/16, 3936/16, 15835/16, 28034/16, 34491/16, 51348/16 and 15904/17\)](#)

The applicants are eight Afghan and Pakistani nationals. They fled Afghanistan and Pakistan during the 2000s and settled in Azerbaijan, where they registered with the Office of the UN High Commissioner for Refugees, which issued them with a letter of protection.

The applicants in this case complain about the national authorities' refusal to issue identity cards to their children, who were born in Azerbaijan, and to acknowledge them as Azerbaijani citizens.

Before the national courts, the applicants argued that, in application of the principle of *ius soli*, as enshrined in the Azerbaijani legislation in force prior to 30 May 2014, their children, who had been born before that date, were Azerbaijani citizens. They alleged that the domestic authorities' refusal to issue them with identity papers was illegal. On various dates the applicants' requests were all rejected by the domestic courts, which held that their children could not be considered to be Azerbaijani citizens, given that their parents held another nationality, namely that of Afghanistan or Pakistan.

The applicants rely on Article 8 of the Convention (right to respect for private and family life).

[Tabak v. Croatia \(no. 24315/13\)](#)

The applicant, Ivan Tabak, is a Croatian national who was born in 1956 and lives in Ferdinandovac (Croatia).

In 1995 the applicant was involved in a road traffic accident, injuring his knee. The case concerns the proceedings he brought against the insurance company seeking damages.

Relying on Article 6 § 1 (right to a fair trial), Mr Tabak alleges that the proceedings were unfair because court rulings in his case, in particular relating to his claim for lost income between 1995 and his retirement in 1999, were based on the opinion of an expert who had professional ties with the insurance company.

[Istomina v. Ukraine \(no. 23312/15\)](#)

The applicant, Olena Volodymyrivna Istomina, is a Ukrainian national who was born in 1973 and lives in Dnipro (Ukraine).

The case concerns criminal proceedings against the applicant following her arrest on suspicion of tax evasion.

Relying on Article 5 (right to liberty and security), the applicant complains that the reasoning in placing her in remand was inadequate, and the bail set was excessive.

[Krayeva v. Ukraine \(no. 72858/13\)](#)

The applicant, Agnesa Eduardivna Krayeva, is a Ukrainian national who was born in 1986 and lives in Zaporizhzhya (Ukraine).

The case concerns a breach of customs regulations allegedly made by the applicant in her role as a customs clearance agent working for a private enterprise, and the court proceedings that followed.

Relying on Article 1 of Protocol No. 1 (protection of property) and Article 6 § 1 (right to a fair trial), the applicant complains, in particular, that the fine imposed on her had been disproportionate and unlawful.

The Court will give its rulings in writing on the following cases, some of which concern issues which have already been submitted to the Court, including excessive length of proceedings.

These rulings can be consulted from the day of their delivery on the Court's online database [HUDOC](#).

They will not appear in the press release issued on that day.

## Tuesday 11 January 2022

Name	Main application number
Avsanova and Others v. Russia	62380/12
Duplenko v. Russia	71475/11
E.D. v. Russia	34176/18
Fredriksen and Others v. Russia	15476/08
Lepeshkina and Shilov v. Russia	50956/15
Marshalov and Others v. Russia	49290/06
Pendik and Shkarlet v. Russia	61539/19
Sadovov v. Russia	41548/17
Starikov v. Russia	35890/17
Uspanov and Others v. Russia	48053/06
Velasco Ayra v. Russia	54628/19
Vinnik v. Russia	79310/13

## Thursday 13 January 2022

Name	Main application number
MR-Internacional Sh.P.K. v. Albania	7469/17
Artsruni v. Armenia	41126/13
Agayev v. Azerbaijan	15440/14
Agazade v. Azerbaijan	29852/16
Balakishiyev and Surkhayeva v. Azerbaijan	57037/16
Jafarov v. Azerbaijan	3197/14
Jalilov and Others v. Azerbaijan	27618/19
Nasirli and Others v. Azerbaijan	56899/16
O.S. v. Belgium	14202/21
Čavar and Puce v. Bosnia and Herzegovina	12371/21
Stoilkova and Others v. Bulgaria	43917/17
Kačkov v. Croatia	62949/19
Pozder v. Croatia	56510/15
Urh v. Croatia	60130/16
Vukasović and Others v. Croatia	38717/17
Guner v. Cyprus	25773/19

Name	Main application number
Žirovnický v. the Czech Republic	69665/12
A.B. and Others v. France	40448/19
A.G. v. France	9423/17
Lourdiane v. France	62998/16
M.A. v. France	34871/18
Vattier v. France	41973/17
Pertaia v. Georgia	44888/16
Sakhvadze and Zurabishvili v. Georgia	70619/11
Toradze v. Georgia	12699/18
Funke Woman Group GmbH v. Germany	25845/17
Schuett v. Germany	25859/17
Zacharias v. Germany	49528/16
Zembol v. Germany	20160/16
Ametoglou and Others v. Greece	43922/20
Burdoian v. Greece	8196/18
Filios and Others v. Greece	34573/18
Hussain and Others v. Greece	44757/20
Benkó and Others v. Hungary	466/21
Corneanu and Others v. Hungary	45021/20
Eckermann and Others v. Hungary	52090/20
G.A. and Others v. Hungary	50984/21
Kovács v. Hungary	6880/20
Pócza and Others v. Hungary	13353/21
Rontóné Szép and Others v. Hungary	390/21
A.B. v. Italy	5339/18
Alfieri v. Italy	19593/14
Caldarozzi and Others v. Italy	13995/13
Casamento v. Italy	57328/18
Casimo v. Italy	57327/18
Esposito v. Italy	64286/19
Fanizza v. Italy	23602/14
Giannone v. Italy	74688/14
Guerriero v. Italy	29882/07
Immobiliare Podere Trieste S.r.l. v. Italy	48039/12
Leoni and Cappellari v. Italy	50339/10
Marotta and Others v. Italy	70424/16
Morciano v. Italy	13504/14
Palombi and Others v. Italy	5422/19
Romano v. Italy	26408/20
Tesolat v. Italy	37516/18
Torsello v. Italy	66495/14
Radmilli v. Malta	28711/19
Doga v. the Republic of Moldova	55922/13

Name	Main application number
Association Monégasque Pour Le Culte Des Témoins de Jéhovah (AMCTJ) v. Monaco	51657/19
Bigović v. Montenegro	43763/20
Gierczyńska and Others v. Poland	26955/19
Myśliwiec v. Poland	568/19
Qiang v. Portugal	42226/20
Alexoae and Others v. Romania	41320/16
Anghel and Others v. Romania	17943/16
Băilă and Others v. Romania	55080/16
Băla and Others v. Romania	62893/16
Bălan and Others v. Romania	24378/16
Bejan v. Romania	17588/15
Buruiană and Others v. Romania	65715/16
Dascălu and Others v. Romania	2676/16
Dinu v. Romania	13270/18
Diță and Others v. Romania	23712/16
Faraon and Others v. Romania	40691/16
Făţan v. Romania	46327/16
Gîlce and Others v. Romania	73408/16
Hornoiu and Others v. Romania	33107/16
Iacob and Others v. Romania	36217/16
Ioniță and Others v. Romania	57285/15
Ivanov v. Romania	47005/18
Kallai and Others v. Romania	17650/17
Matei and Others v. Romania	44767/16
Novacovici and Others v. Romania	34657/16
Oniciuc and Others v. Romania	64094/16
Pădurariu and Others v. Romania	37813/15
Pop and Others v. Romania	32009/16
Sima and Others v. Romania	35204/16
Szekely and Others v. Romania	33498/16
Tacu v. Romania	13273/18
Tudor and Others v. Romania	52149/16
Vlădescu v. Romania	42362/16
Atamanov v. Russia	52202/07
Batenev v. Russia	14620/08
Chebaturkina v. Russia	50083/19
Chernyshev v. Russia	58607/11
Derkachev v. Russia	23435/12
Kalmykov v. Russia	71325/16
Kavkazskiy v. Russia	76201/17
Kovalchuk v. Russia	5863/20
Kulik v. Russia	2472/11
Markelov and Zagitova v. Russia	42282/06

Name	Main application number
Radchenko v. Russia	60246/11
Tkachenko v. Russia	43035/20
Yashin v. Russia	11364/19
Zouaoui v. Russia	3101/18
Belić and Others v. Serbia	26271/20
Bilić and Others v. Serbia	36038/20
Cojić and Others v. Serbia	30983/19
Cvetković and Others v. Serbia	37615/19
Ilić and Others v. Serbia	51218/20
Jovanović and Others v. Serbia	42906/20
Kojić and Others v. Serbia	36735/20
Krstić and Others v. Serbia	34170/19
Milenova and Others v. Serbia	37143/20
Mitrović and Others v. Serbia	36077/20
Šainovic and Others v. Serbia	39257/19
Stoičkov and Stoimenov v. Serbia	12657/21
Zejnelović v. Serbia	26277/20
Živković and Others v. Serbia	52237/20
Bardúnová v. Slovakia	30736/21
Glončáková v. Slovakia	58404/19
Harabin v. Slovakia	74543/17
Junasová v. Slovakia	40874/21
Lipšic v. Slovakia	33160/17
Mačej v. Slovakia	53030/20
S.S. v. Sweden	43654/18
H.S. v. Turkey	57059/18
Arystarkhov and Others v. Ukraine	22948/20
Bilyy v. Ukraine	11356/17
Boguta and Tereshchenko v. Ukraine	13094/19
Boroday and Others v. Ukraine	44274/13
Khmelnitskaya v. Ukraine	46584/13
Kirtok v. Ukraine	26193/20
Leonova v. Ukraine	3649/16
Mandryka v. Ukraine	12991/10
Martynyuk and Kozmina v. Ukraine	9493/21
Melnyk v. Ukraine	61535/19
Petina and Nelina-Yeremyeyeva v. Ukraine	18183/19
Petrosyan and Others v. Ukraine	31211/20
Pigoryev and Others v. Ukraine	5757/15
Savinochkin and Others v. Ukraine	39814/20
Vasilenko v. Ukraine	70777/12
Yefimova and Others v. Ukraine	68748/17
Zymnya and Others v. Ukraine	1302/19

This press release is a document produced by the Registry. It does not bind the Court. Decisions, judgments and further information about the Court can be found on [www.echr.coe.int](http://www.echr.coe.int). To receive the Court's press releases, please subscribe here: [www.echr.coe.int/RSS/en](http://www.echr.coe.int/RSS/en) or follow us on Twitter [@ECHR\\_CEDH](https://twitter.com/ECHR_CEDH).

### Press contacts

[echrpess@echr.coe.int](mailto:echrpess@echr.coe.int) | tel.: +33 3 90 21 42 08

Tracey Turner-Tretz (tel.: + 33 3 88 41 35 30)

Denis Lambert (tel.: + 33 3 90 21 41 09)

Inci Ertekin (tel.: + 33 3 90 21 55 30)

Neil Connolly (tel.: + 33 3 90 21 48 05)

Jane Swift (tel.: + 33 3 88 41 29 04)

**The European Court of Human Rights** was set up in Strasbourg by the Council of Europe Member States in 1959 to deal with alleged violations of the 1950 European Convention on Human Rights.