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

FOURTH SECTION

DECISION

Application no. 42728/16
Doru-Leonard DESPĂU against Romania
and 4 other applications
(see appended table)

The European Court of Human Rights (Fourth Section), sitting on 8 December 2022 as a Committee composed of:

Armen Harutyunyan*, President*,
Anja Seibert-Fohr,
Ana Maria Guerra Martins*, judges*,

and Viktoriya Maradudina, *Acting Deputy Section Registrar,*

Having regard to the above applications lodged on the various dates indicated in the appended table,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The list of the applicants is set out in the appendix.

The applicants' complaints under Article 3 of the Convention concerning the inadequate conditions of detention were communicated to the Romanian Government, who submitted observations on the admissibility and merits. The observations were forwarded to the applicants, who were invited to submit their own observations. No reply was received by the Court.

By letters sent by registered post or by the Court's Electronic Communication Service (eComms), the applicants were notified that the time allowed for the submission of their observations had expired (see the appended table for the relevant dates). The applicants' attention was further drawn to Article 37 § 1 (a) of the Convention, which provides that the Court may strike an application out of its list of cases where the circumstances lead to the conclusion that the applicant does not intend to pursue the application. No reply to these letters has been received by the Court (see details in the appended table) and there are no previous letters from the applicants informing the Court about the change of address. All the applicants have been released from prison.

THE LAW

Having regard to the similar subject matter of the applications, the Court finds it appropriate to examine them jointly in a single decision.

In the light of the foregoing, the Court concludes that the applicants may be regarded as no longer wishing to pursue the applications (Article 37 § 1 (a) of the Convention). Furthermore, in accordance with Article 37 § 1 *in fine*, the Court finds no special circumstances regarding respect for human rights as defined in the Convention and the Protocols thereto which require the continued examination of the applications.

In view of the above, it is appropriate to strike the cases out of the list.

For these reasons, the Court, unanimously,

Decides to join the applications;

Decides to strike the applications out of its list of cases.

Done in English and notified in writing on 12 January 2023.

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Viktoriya Maradudina
Acting Deputy Registrar

Armen Harutyunyan
President

APPENDIX

List of applications raising complaints under Article 3 of the Convention (inadequate conditions of detention)

No.	Application no. Date of introduction	Applicant's name Year of birth	Representative's name and location	Date of the applicant's last letter to the Court	Date of sending Government's observations to the applicant	Time limit of submission of response by the applicant	Date of the Court's registered letter	Date of receipt/ return of the registered letter	Date of the applicant's release from prison
1.	42728/16 19/08/2016	**Doru-Leonard DESPĂU** 1984		21/10/2020	04/02/2022	04/03/2022	03/05/2022	17/05/2022 Signed by the applicant's relatives	14/11/2017
2.	45627/16 01/09/2016	**Constantin-Marian LAȚCU** 1981		17/02/2022	11/07/2022	08/08/2022	27/09/2022	07/10/2022 Illegible signature	03/05/2018
3.	54403/16 21/12/2016	**Gilbert SENOFRON** 1954	Iuliana Senofron Bucharest	08/10/2021	11/07/2022	08/08/2022	27/09/2022	05/10/2022 Illegible signature	14/03/2020
4.	29607/17 16/05/2017	**Andrei CATARGIU** 1987		26/05/2021	11/07/2022	08/08/2022	27/09/2022	06/10/2022 Delivered to the recipient (according to the official website of Romania's Postal Service)	19/09/2017
5.	61831/17 17/08/2017	**Zoltan VARGA** 1979	Marius-Sorin Moldovan Cluj-Napoca	13/05/2022	11/07/2022	08/08/2022	27/09/2022	28/09/2022 (according to the Court's Electronic Communication Service)	21/03/2017