

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

SECOND SECTION

DECISION

Application no. 16058/19
Salim KAYA
against Türkiye

The European Court of Human Rights (Second Section), sitting on 3 July 2025 as a Committee composed of:

Gediminas Sagatys*, President*,
Stéphane Pisani,
Juha Lavapuro*, judges*,

and Viktoriya Maradudina, *Acting Deputy Section Registrar,*

Having regard to the above application lodged on 28 February 2019,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The applicant, Mr Salim Kaya, was born in 1989. He was represented by Mr N. Yıldırım, a lawyer practising in Istanbul.

The applicant's complaints under Article 8 of the Convention concerning the monitoring/recording of the applicant's conversation with his lawyers in prison and the electronic recording and storage of the applicant's private correspondence with his family in the National Judicial Network System were communicated to the Turkish Government ("the Government"), who submitted observations on the admissibility and merits. The observations were forwarded to the applicant, who was invited to submit his own observations. No reply was received to the Registry's letter.

By letter dated 5 May 2025, sent to the applicant's representative through the Court's Electronic Communications Service (eComms), the representative was notified that the period allowed for submission of the applicant's observations had expired on 10 April 2025 and that no extension of time had been requested. The applicant's representative's attention was 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.

The letter was downloaded by the applicant's representative on 5 May 2025. However, no response has been received.

THE LAW

In the light of the foregoing, and in the absence of any special circumstances regarding respect for the rights guaranteed by the Convention and the Protocols thereto, the Court, in accordance with Article 37 § 1 (a) of the Convention, considers that it is no longer justified to continue the examination of the application.

Accordingly, the case should be struck out of the list.

For these reasons, the Court, unanimously,

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

Done in English and notified in writing on 28 August 2025.

Viktoriya Maradudina Acting Deputy Registrar	Gediminas Sagatys President