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

THIRD SECTION

DECISION

Application no. 5828/06
Robert Ambartsumovich KESYAN
against Russia

The European Court of Human Rights (Third Section), sitting on 10 October 2017 as a Committee composed of:

Luis López Guerra, *President,*
Dmitry Dedov,
Jolien Schukking, *judges,*

and Fatoş Aracı, *Deputy Section Registrar,*

Having regard to the above application lodged on 24 November 2005,

Having deliberated, decides as follows:

## THE FACTS

The applicant, Mr Robert Ambartsumovich Kesyan, is a Russian national, who was born in 1952 and lives in Sochi. He was represented before the Court by Mr A.V. Kiryanov and Ms Y.V. Kiryanova, lawyers practising in Taganrog.

The relevant facts were already summarised by the Court in the judgment *Kesyan v. Russia* (no. 36496/02, §§ 21-46, 19 October 2006).

## COMPLAINTS

The applicant complained in substance under Articles 6, 13 of the Convention and Article 1 of Protocol No. 1 about failure of the Russian authorities to criminally prosecute the debtor Mr S. and absence of domestic remedies in this regard.

# THE LAW

Having regard to all the material in its possession, and in so far as the matters complained of are within its competence, the Court finds that the applicant's complaints are inadmissible and must be rejected in accordance with Article 35 §§ 1, 3 (a) and 4 of the Convention.

For these reasons, the Court, unanimously,

*Declares* the application inadmissible.

Done in English and notified in writing on 9 November 2017.

Fatoş Aracı
Deputy Registrar

Luis López Guerra
President