

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

FIRST SECTION

DECISION

Application no. 57660/08
Maksim Ilyich MURAVSKIY
against Russia

The European Court of Human Rights (First Section), sitting on 18 June 2013 as a Committee composed of:

Khanlar Hajiyev, *President,*
Julia Laffranque,
Dmitry Dedov, *judges,*

and André Wampach, *Deputy Section Registrar,*

Having regard to the above application lodged on 21 October 2008,

Having regard to the friendly settlement proposal submitted by the Government and the applicant's acceptance of its terms,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

1. The applicant, Mr Maksim Ilyich Muravskiy, is a Russian national, who was born in 1974 and lives in Kurgan. He was represented before the Court by Mr D. Dushkin, a lawyer practising in Yekaterinburg.

2. The Russian Government ("the Government") were represented by Mr G. Matyushkin, the Representative of the Russian Federation at the European Court of Human Rights.

3. The applicant complained under Article 3 of the Convention about the appalling conditions of his detention and under Article 5 § 3 of the Convention about an excessive duration of his detention without sufficient reasons.

4. On 10 September 2012 the Government submitted a friendly settlement proposal under which the applicant agreed to waive any further claims against Russia in respect of the facts giving rise to this application against an undertaking by the Government to pay him 10,000 euros payable within three months from the date of notification of the decision taken by the Court. The payment will constitute the final resolution of the case.

5. By letter of 18 April 2013, the applicant informed the Court that he accepted the terms of the Government's proposal.

THE LAW

6. The Court takes note of the friendly settlement reached between the parties. It is satisfied that the settlement is based on respect for human rights as defined in the Convention and its Protocols and finds no reasons to justify a continued examination of the application. In view of the above, it is appropriate to strike the case out of the list.

For these reasons, the Court unanimously

Decides to strike the application out of its list of cases in accordance with Article 39 of the Convention.

André Wampach
Deputy Registrar

Khanlar Hajiyev
President