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

FOURTH SECTION

DECISION

Application no. 6041/17
Gabriel NIŢU against Romania
and 3 other applications
(see appended table)

The European Court of Human Rights (Fourth Section), sitting on 25 August 2022 as a Committee composed of:

Armen Harutyunyan*, President,*
Jolien Schukking*,*
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 appended table.

The applicants' complaints under Article 3 of the Convention concerning the inadequate conditions of detention were communicated to the Romanian Government (see the appended table for the relevant dates), the friendly-settlement procedure being set in motion through the offices of the Registrar upon communication. No reply was received by the Court from the applicants within the provided deadline.

By letters sent by registered post, the applicants were notified that the Court received no response within the time allowed for the submission of their response and that they were provided with a new deadline for submitting a response and to manifest their interests in continuation of the proceedings before the Court (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.

All these letters returned to the Court as unclaimed (see details in the appended table) and there are no previous letters from the applicants informing the Court about the change of address. Even though all the applicants had been released from prison several years before the date of this decision, the last correspondence from them dates back several years as well (see the appended table for the relevant dates).

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, in the absence of any correspondence from the applicants for several years and considering that, following the communication of the application to the Government, no reply was received to the first letter and the second letter was returned to the Court as unclaimed, 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 15 September 2022.

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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 communication	Date of the Court's registered letter	Date of receipt of the registered letter	New time-limit for submission of response by the applicant	Date of the applicant's release from prison
1.	6041/17 10/02/2017	**Gabriel NIŢU** 1967		07/04/2021	14/10/2021	31/03/2022	12/04/2022 Illegible signature	28/04/2022	08/02/2017
2.	12282/17 26/01/2017	**Eugen-Ion COJOCEL** 1971	Cozmin Umbrărescu Bacău	26/04/2017	14/10/2021	31/03/2022	11/04/2022 Delivered to the applicant's mailbox	28/04/2022	29/11/2016
3.	12435/17 20/01/2017	**Marius MUCIONIU** 1977		20/01/2017	14/10/2021	31/03/2022	Letter returned to sender on 03/05/2022	28/04/2022	26/07/2016
4.	17309/17 23/02/2017	**Constantin TOFAN** 1976	Gabriel Traian Ciontea Bucharest	09/05/2017	14/10/2021	31/03/2022	31/03/2022 (according to the Court's Electronic Communication Service "ecomms")	28/04/2022	24/08/2016