

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

FIRST SECTION

DECISION

Application no. 9397/23
Marcin WINKEL
against Poland

The European Court of Human Rights (First Section), sitting on 5 February 2026 as a Committee composed of:

Raffaele Sabato*, President*,
Artūrs Kučs,
Anna Adamska-Gallant*, judges*,

and Viktoriya Maradudina, *Acting Deputy Section Registrar,*

Having regard to the above application lodged on 13 February 2023,

Having deliberated, decides as follows:

FACTS AND PROCEDURE

The applicant, Mr Marcin Winkel, was born in 1988.

The applicant's complaint under Article 3 of the Convention concerning the lengthy imposition of the "dangerous detainee" regime was communicated to the Polish Government ("the Government"), who submitted observations on the admissibility and merits.

By letter dated 7 October 2025, sent by registered post, the applicant was notified that the period allowed for submission of his observations had expired on 5 September 2025 and that no extension of time had been requested. The applicant'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 applicant received that letter on 16 October 2025. However, no response followed.

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 26 February 2026.

Victoriya Maradudina Acting Deputy Registrar	Raffaele Sabato President