

Decision no. 60, dated 20.11.2023

(V-60/23)

Constitutional Court of the Republic of Albania composed of: Holta Zaçaj, President, Marsida Xhaferllari, Elsa Toska, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Fiona Papajorgji, members, with court secretary Belma Lleshi, on 20.11.2023, took under examination in plenary session on the basis of submitted documents, the case no. 22 (A) 2023 of the Basic Court Register, pertaining to:

APPLICANT: **AGIM ELEZI**, represented with power of attorney, by practicing lawyer Sokol Gjini.

INTERESTED SUBJECTS:

LULJETA HYSOLLI, represented with power of attorney, by practicing lawyer Ilir Dode.

MARGARITA KOLLANI (ELEZI), MIGENA MERJO (ELEZI), THËLLËNZA MANA (ELEZI), MARINELA ELEZI, ROMINA ELEZI, represented with power of attorney, by practicing lawyer Qani Hasa.

OBJECT: **Repeal of decisions no. 221 (13-2014-1621), dated 13.03.2014 of Judicial District Court of Elbasan, no. 59/10-2014-1954, dated 27.05.2014 of Appeal Court of Durres; no. 00-2022-3489, dated 23.11.2022 of the Civil College of the Supreme Court, as incompatible with the Constitution of the Republic of Albania. Remanding of the case to the Supreme Court for further proceedings.**

LEGAL BASIS: **Articles 18/1, 41, 42, 43, 44, 131, point 1, letter “f” and 134, point 1, letter “i”, of the Constitution of the Republic of Albania**

(The Constitution); article 6 of the European Convention on Human Rights; law no. 8577, dated 10 February 2000 "On the organization and functioning of the Constitutional Court of the Republic of Albania", (law no. 8577/2000), amended.

Constitutional Court of the Republic of Albania, in pursuance of articles 131, point 1, letter "f" and 134, point 1, letter "i", of the Constitution, as well as articles 71 and 72 of Law no. 8577, dated 10 February 2000 "On the organization and functioning of the Constitutional Court of the Republic of Albania", amended, by majority of votes,

DECIDED:

1. Rejection of the application.

This decision is final and enters into force on the day of its publication in the Official Gazette.