

Decision no. 78, dated 03.12.2025

(V-78/25)

Constitutional Court of the Republic of Albania composed of: Marsida Xhaferllari, Head of session, Fiona Papajorgji, Sonila Bejtja, Sandër Beci, Ilir Toska, Marjana Semini, Asim Vokshi, Genti Ibrahim, members, with court secretary Anjeza Puka, on 03.12.2025 took under examination in plenary session on the basis of submitted documents, the case no. 7 (K) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **KLEANT KESHI** (*alias* **GENTIAN HYSA**), represented with special power of attorney, by lawyer Ardian Visha.

INTERESTED ENTITY: **GENERAL PROSECUTION OFFICE**, represented with authorization, by the prosecutor Isa Jata.

SUBJECT MATTER: **Repeal of Decision No. 00-2024-1319 (184), dated 16.07.2024, of the Criminal College of the High Court, as incompatible with the Constitution of the Republic of Albania.**
Refusal of the extradition of the citizen Kleant Keshi *alias* Gentian Hysa from the Republic of Albania to the Republic of Italy.

LEGAL BASIS: **Articles 42, 131, point 1, 134, point 1, letter “i” and 134, point 2, of the Constitution of the Republic of Albania (*the Constitution*); Article 6 of the European Convention on Human Rights and Article 4 to its Protocol No. 7 (*ECHR*); Articles 27, 49, point 3, letter “e”, 71 and 71/a of Law No. 8577, dated 10.02.2000 “On the Organization and Functioning of the Constitutional Court of the**

Republic of Albania”, (*Court’s Organic Law*), as amended.

Constitutional Court, pursuant to Articles 131, point 1, letter “f” and 134, point 1, letter “i”, of the Constitution, as well as Articles 72 et seq. of Law No. 8577, dated 10 February 2000 “On the organization and functioning of the Constitutional Court of the Republic of Albania”, as amended, unanimously,

DECIDED:

1. Rejection of the application.

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