

Decision no. 35, dated 18.03.2026
(V-35/26)

Constitutional Court of the Republic of Albania composed of: Fiona Papajorgji, President, Marsida Xhaferllari, Sonila Bejtja, Ilir Toska, Genti Ibrahim, Marjana Semini, Asim Vokshi, Sandër Beci, members, with court secretary Farisja Idrizaj, on 17.03.2026 took under examination in plenary session on the basis of submitted documents, the case no. 22 (B) 2025 of the Basic Court Register, pertaining to:

APPLICANT: **BARDHYL IBRA**

INTERESTED ENTITIES:

MINISTRY OF JUSTICE, represented with authorization, by Xhelal Kasaj, Erjon Ndreca, Ornela Marku and Albjona Toçi.

MINISTRY OF FINANCE, represented with authorization, by Vjollca Vasiari, Parashqevi Çabiri and Ornela Braçe.

SUBJECT MATTER: **Repeal of Decision no. 00-2024-5292, dated 23 December 2024 of the Civil Chamber of the High Court, as incompatible with the Constitution of the Republic of Albania.**

Finding of a violation of the constitutional right to a fair trial as a result of the failure to adjudicate the case within a reasonable time, as provided for in Article 399/7, paragraph 2 of the Code of Civil Procedure, regarding the application registered under no. 2123/21234-1343, dated 18 October 2019, with the registry of the Court of Appeal of General Jurisdiction, and acceleration of proceedings.

LEGAL BASIS:

Articles 15, 16, 18, 42, point 2, 43, 131, point 1, letter “f” and 134, of the Constitution of the Republic of Albania (*the Constitution*); Articles 6 § 1 and 13 of the European Convention on Human Rights (*ECHR*); Law No. 8577, dated 10 February 2000 “On the organization and functioning of the Constitutional Court of the Republic of Albania”, (*Court’s Organic Law*), as amended; Articles 399/1 et seq., 474 and 475 of the Code of Civil Procedure (*CCP*).

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.