

Decision no. 38, dated 19.03.2026
(V-38/26)

Constitutional Court of the Republic of Albania composed of: Fiona Papajorgji, President, Sonila Bejtja, Sandër Beci, Ilir Toska, Genti Ibrahim, Marjana Semini, Asim Vokshi, Marsida Xhaferllari, members, with court secretary Farisja Idrizaj, on 19.03.2026 took under examination in plenary session on the basis of submitted documents, the case no. 19 (F) 2025 of the Basic Court Register, pertaining to:

APPLICANT: FATMIRA ALLMUÇA

INTERESTED ENTITIES:

**STATE CADASTRE AGENCY, TIRANA RURAL 1
LOCAL DIRECTORATE**, represented by Denald Gjoni,
by delegation order.

**TIRANA REGIONAL COUNCIL, DIRECTORATE OF
LAND ADMINISTRATION AND PROTECTION**,
represented by order, by the head of sector Gani Shehu.

**FARKË ADMINISTRATIVE UNIT, TIRANA
MUNICIPALITY**, in absentia.

NEXHMI ALLMUÇA

**KUJTIM ALLMUÇA, HAFSA LAMAJ, SHQIPE
BARBULLUSHI, SHPRESA BIÇAKU, TEUTA
BLETA, ERMIRA SEFERI, RUKIJE KUBATI,
MERITA GURABARDHI, ARTA GURABARDHI,
HIDAJETE MEMA, ENINA NALLBANI, DENIS
MEMA, LUMTURI ALLMUÇA, VJOLLCA HATIBI,
LEJLA HYSI, SALI ALLMUÇA, EDITH ZAJMI,
ARTUR ZAJMI, DRITAN ZAJMI, JULJAN ZAJMI**, in
absentia.

SUBJECT MATTER: **Repeal of Decision no. 00-2025-509, dated 12 February 2025 of the Civil Chamber of the High Court, as incompatible with the Constitution of the Republic of Albania.**

Remanding of the case to the High Court for retrial by a differently composed bench.

LEGAL BASIS: **Articles 42, point 2, 131, letter “f” and 134, point 1, letter “i”, of the Constitution of the Republic of Albania (*the Constitution*); Articles 71, point 1 and 71/a 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.**

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

DECIDED:

1. Admission of the application.
2. Repeal of Decision no. 00-2025-509, dated 12 February 2025 of the Civil Chamber of the High Court, as incompatible with the Constitution of the Republic of Albania.
3. Remanding of the case to the High Court for further proceedings.

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