



Judgments of 19 June 2018

The European Court of Human Rights has today notified in writing 12 judgments¹:

two Chamber judgments are summarised below; separate press releases have been issued for four other Chamber judgments in the cases of *Centrum för rättvisa v. Sweden* (application no. 35252/08), *Bursa Barosu Başkanlığı and Others v. Turkey* (no. 25680/05), *Hülya Ebru Demirel v. Turkey* (no. 30733/08), and *Kula v. Turkey* (no. 20233/06);

six Committee judgments, concerning issues which have already been submitted to the Court, can be consulted on [Hudoc](#) and do not appear in this press release.

The judgments in French below are indicated with an asterisk ().*

Kahadawa Arachchige and Others v. Cyprus (applications nos. 16870/11, 16874/11, and 16879/11)

The applicants, Don Uditha Niroshana Kahadawa Arachchige, Dehiwalage Shehan Fernando, and Dushan Aruna Shanthi Budda Koralage, are Sri Lankan nationals who were born in 1974, 1978, and 1980 and live in Colombo, Kochchikade, and Pannipitiya (Sri Lanka).

All three men were deported by Cyprus in January 2011 after being arrested and held on remand for taking part in clashes with a group of other Sri Lankans in a district of Nicosia. The applicants denied taking part in the disturbance. The first and third applicants were held in detention for five days before being deported while the third applicant was held for seven days.

The applicants complained in particular under Article 5 § 1 (right to liberty and security) and Article 5 § 4 (right to have lawfulness of detention decided speedily by a court) of the European Convention on Human Rights about their pre-deportation detention.

No violation of Article 5 § 1

Violation of Article 5 § 4

Just satisfaction: The applicants did not submit a claim for just satisfaction.

Erarslan and Others v. Turkey (nos. 55833/09, 55837/09, 55838/09, and 55843/09)

The applicants, Recep Alton Erarslan, Sevtap Sema Murat, Bahriye Uğurel and Cihan Demirci Tansel, are Turkish nationals who were born in 1950, 1956, 1954, and 1960 respectively. They live in Istanbul (Turkey). At the material time they were members and leaders of the Association for Supporting Contemporary Life (*Çağdaş Yaşamı Destekleme Derneği*, "ÇYDD").

¹ Under Articles 43 and 44 of the Convention, Chamber judgments are not final. During the three-month period following a Chamber judgment's delivery, any party may request that the case be referred to the Grand Chamber of the Court. If such a request is made, a panel of five judges considers whether the case deserves further examination. In that event, the Grand Chamber will hear the case and deliver a final judgment. If the referral request is refused, the Chamber judgment will become final on that day. Under Article 28 of the Convention, judgments delivered by a Committee are final.

Once a judgment becomes final, it is transmitted to the Committee of Ministers of the Council of Europe for supervision of its execution. Further information about the execution process can be found here: www.coe.int/t/dghl/monitoring/execution

The case concerned their being held in police custody in the framework of a criminal investigation into a criminal organisation known as *Ergenekon*, whose presumed members had been suspected of carrying out activities geared to overthrowing the Government by force and violence.

Relying on Article 5 § 1 (right to liberty and security of person), the applicants complained about being held in police custody, alleging that no evidence had pointed to any plausible reasons for suspecting them of the criminal offence of belonging to an illegal organisation.

Violation of Article 5 § 1

Just satisfaction: The applicants did not submit a claim for just satisfaction within the time allocated.

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The European Court of Human Rights was set up in Strasbourg by the Council of Europe Member States in 1959 to deal with alleged violations of the 1950 European Convention on Human Rights.