



Georgia

Ratified the European Convention on Human Rights in 1999

National Judge: Lado Chanturia (8 January 2018 -)

[Judges' CVs](#) are available on the ECHR Internet site

Previous Judges: Mindia Ugrekhelidze (1999-2008), Nona Tsotsoria (2008-2017)

[List of judges of the Court since 1959](#)

The Court dealt with 119 applications concerning Georgia in 2023, of which 99 were declared inadmissible or struck out. It delivered 17 judgments (concerning 20 applications), of which 12 found at least one violation of the European Convention on Human Rights.

Applications processed in	2021	2022	2023
Applications allocated to a judicial formation	120	148	156
Communicated to the Government	23	21	23
Applications decided:	127	523	119
- Declared inadmissible or struck out (Single Judge)	86	130	92
- Declared inadmissible or struck out (Committee)	12	376	7
- Declared inadmissible or struck out (Chamber)	12	2	0
- Decided by judgment	17	15	20

Applications pending before the court on 01/01/2024	
Applications pending before a judicial formation:	182
Single Judge	33
Committee (3 Judges)	76
Chamber (7 Judges)	73
Grand Chamber (17 Judges)	0

Georgia and ...

The Registry

The task of the Registry is to provide legal and administrative support to the Court in the exercise of its judicial functions. It is composed of lawyers, administrative and technical staff and translators. There are currently **618** Registry staff members.

For information about the Court's judicial formations and procedure, see the [ECHR internet site](#).
Statistics on interim measures can be found [here](#).

Noteworthy cases, judgments delivered

Grand Chamber

[Merabishvili v. Georgia](#)

28.11.2017

The case concerned the arrest and pre-trial detention of a former Prime Minister of Georgia, Ivane Merabishvili, and his complaint that there had been ulterior purposes behind these measures.

No violation of Article 5 § 1 (right to liberty and security) with regard to Mr Merabishvili's arrest or his pre-trial detention

No violation of Article 5 § 3 (entitlement of a detainee to trial within a reasonable time or to release pending trial) with regard to his initial placement in pre-trial detention

Violation of Article 5 § 3 in that, at least from 25 September 2013 onwards, his pre-trial detention had ceased to be based on sufficient grounds; and

Violation of Article 18 (limitation on use of restrictions on rights) taken in conjunction with Article 5 § 1

[Assanidze v. Georgia](#)

08.04.2004

The case concerned the continued detention of Tengiz Assanidze, former mayor of Batumi, in a short-term remand prison in the Adjarian Autonomous Republic, despite his acquittal by the Supreme Court of Georgia.

Violation of Article 5 § 1 (right to liberty and security)

Violation of Article 6 § 1 (right to a fair hearing)

Interstate cases

[Georgia v. Russia \(II\)](#)

21.01.2021

The case concerned allegations by the Georgian Government of administrative practices on the part of the Russian Federation entailing various breaches of the Convention, in connection with the armed conflict between Georgia and the Russian Federation in August 2008.

See [press release](#) published in January 2021

[Georgia v. Russia \(I\)](#)

03.07.2014

The case concerned the alleged existence of an administrative practice involving the arrest, detention and collective expulsion of Georgian nationals from the Russian Federation in the autumn of 2006.

Violation of Article 4 of Protocol No. 4 (prohibition of collective expulsion of aliens)
Violation of Article 5 § 1 (right to liberty and security)

Violation of Article 5 § 4 (right to judicial review of detention)

Violation of Article 3 (prohibition of inhuman or degrading treatment)

Violations of Article 13 (right to an effective remedy) in conjunction with Article 5 § 1 and with Article 3

Violation of Article 38 (obligation to furnish all necessary facilities for the effective conduct of an investigation)

The Court also found no violation of Article 8 (right to respect for private and family life), no violation of Article 1 of Protocol No. 7 (procedural safeguards relating to expulsion of aliens) and no violation of Articles 1 and 2 of Protocol No. 1 (protection of property and right to education).

On 31 January 2019, the Court decided on [the question of just satisfaction](#).

It held that Russia had to pay Georgia 10,000,000 euros (EUR) in respect of non-pecuniary damage suffered by a group of at least 1,500 Georgian nationals; that that amount was to be distributed to the individual victims by paying EUR 2,000 to the Georgian nationals who had been victims only of a violation of Article 4 of Protocol No. 4 (collective expulsion), and EUR 10,000 to EUR 15,000 to those among them who had also been victims of a violation of Article 5 § 1 (unlawful deprivation of liberty) and Article 3 (inhuman and degrading conditions of detention), taking into account the length of their respective periods of detention.

Chamber

Cases concerning the right to life (Article 2)

[Machalikashvili and Others v. Georgia \(no. 32245/19\)](#)

19.01.2023

The case concerned an anti-terrorism operation carried out in Georgia by the State Security Service. Following one of the arrests, the applicants' relative, T.M., who was suspected of providing material support to a group associated with the so-called "Islamic State", died in hospital, having been shot while allegedly trying to detonate a grenade during his arrest. The applicants alleged that they themselves were subjected to physical and verbal abuse.

Violation of Article 2 (investigation)
No violation of Article 2 (right to life)

[Tkheldze v. Georgia](#)

08.07.2021

The case concerned the Georgian authorities' failure to protect the applicant's daughter from domestic violence and to conduct an effective investigation into the matter.

Violation of Article 2 (right to life/investigation) taken in conjunction with Article 14 (prohibition of discrimination)

[Kukhalashvili and Others v. Georgia](#)

02.04.2020

The case concerned the death of the applicants' relatives during a police operation to quell a riot in a prison where they were being held.

Violation of Article 2 in both its procedural and substantive aspects

[Sarishvili-Bolkvadze v. Georgia](#)

19.07.2018

The case concerned the applicant's complaint about the authorities' duty to protect her son's life from medical negligence and the adequacy of their response to his death.

Violation of Article 2 because of the authorities' failure to provide an effectively functioning regulatory framework

Violation of Article 2 because of shortcomings in the civil proceedings for compensation

[Makharadze and Sikharoulidze v. Georgia](#)

22.11.2011

Georgian authorities' inability to provide effective treatment to a prisoner suffering from multi-drug resistant tuberculosis.

Violation of Article 2

Violation of Article 34 (individual applications)

[Enukidze and Girgvliani v. Georgia](#)

26.04.2011

The case concerned the death of a young man, allegedly at the hands of representatives of the Ministry of the Interior, and the complaint that no effective investigation was carried out into it.

Violation of Article 2 (lack of effective investigation into the death of the applicants' son)

Violation of Article 38 (obligation to cooperate with the Court)

Cases concerning inhuman or degrading treatment (Article 3)

[Mamasakhlisi and Others v. Georgia and Russia \(nos. 29999/04 and 41424/04\)](#)

07.03.2023

The case concerned events prior to the armed conflict in 2008 between Georgia and Russia and, in particular, Mr Mamasakhlisi's and Mr Nanava's arrests in 2001 and 2003 respectively, and their alleged ill-treatment, conviction and continued detention by the *de facto* Abkhaz authorities.

No violation by Georgia

[Women's Initiatives Supporting Group and Others v. Georgia](#)

16.12.2021

The case concerned an attack by a mob on LGBT demonstrators on 17 May 2013 – the International Day Against Homophobia – in central Tbilisi.

Violation of Article 3 in conjunction with Article 14 (prohibition of discrimination)

Violation of Article 11 (freedom of association) taken in conjunction with Article 14.

Aghdgomelashvili and Japaridze v. Georgia

08.10.2020

The case concerned a police raid on the office of a lesbian, gay, bisexual and transgender organisation in Tbilisi. The applicants, who worked at the organisation, complained that the police had insulted and threatened them, and put them through humiliating strip-searches.

Violations of Article 3 taken in conjunction with Article 14 (prohibition of discrimination) as concerned the police abuse during the raid and the related investigation.

Identoba and Others v. Georgia

12.05.2015

The case concerned a peaceful demonstration in Tbilisi in May 2012 to mark the International Day against Homophobia, which was violently disrupted by counter-demonstrators outnumbering the marchers.

Violation of Article 3 taken in conjunction with Article 14 (prohibition of discrimination)

Violation of Article 11 (freedom of assembly and association) in conjunction with Article 14

Begheluri and Others v. Georgia

07.10.2014

The case concerned the severe harassment of a large number of Jehovah's Witnesses in Georgia in the years 2000-2001.

Violation of Article 3, taken separately and in conjunction with Article 14 (prohibition of discrimination) with regard to 32 of the applicants, on account of the inhuman and degrading treatment to which they were subjected – and no violation, in that respect, of Article 3 taken separately or in conjunction with Article 14 with regard to the remaining applicants

Violation of Article 3, taken separately and in conjunction with Article 14 with regard to 46 of the applicants on account of the authorities' failure to conduct an effective investigation into their complaints – and no violation, in that respect, of Article 3 taken separately or in conjunction with Article 14 with regard to the remaining applicants

Violation of Article 9 (freedom of thought, conscience, and religion), taken separately and in conjunction with Article 14 with regard to 88 applicants

Ghvtadze v. Georgia

03.03.2009

The case concerned the failure of the Georgian authorities to comply with their obligation to protect the applicant's health during his detention and to provide him with appropriate treatment for his viral hepatitis C and tuberculous pleurisy.

Violation of Article 3

Poghosyan v. Georgia

24.02.2009

The case concerned the failure to provide the applicant, who suffered from viral hepatitis C, with proper medical care in prison.

Violation of Article 3

The Court, under Article 46 (binding force and execution of judgments), invited Georgia to take legislative and administrative steps to prevent the transmission of viral hepatitis C in prisons, to introduce screening arrangements for this disease and to ensure its timely and effective treatment.

Ramishvili and Kokhreidze v. Georgia

27.01.2009

The case concerned the imprisonment on suspicion of extortion of Shalva Ramishvili and Davit Kokhreidze, who were co-founders of and shareholders in a private media company which owned "TV 202", a broadcasting television channel in Tbilisi.

Violation of Article 3) on account of the inhuman and degrading conditions in which the first applicant was detained in the punishment cell at Tbilisi No. 5

Violation of Article 3 on account of the second applicant's detention in an overcrowded cell at Tbilisi No. 5 Prison

Violation of Article 3 on account of the applicants' placement in a metal cage during a court hearing

Violation of Article 5 § 1 (c) (right to liberty and security) on account of the absence of a valid court order authorising the applicants' detention between 27 November 2005 and 13 January 2006

No violation of Article 5 § 4 on account of the applicants' inability to have prompt access to a video recording used as evidence against them

Violation of Article 5 § 4 on account of the manner in which the judicial review of 2 September 2005 was conducted and the

absence of a speedy reply to the applicants' complaint of 6 December 2005

97 Members of the Gldani Congregation of Jehovah's Witnesses & 4 Others v. Georgia

03.05.2007

The case concerned an October 1999 attack on a Congregation of Jehovah's Witnesses by a group of extremist Orthodox believers, led by Basil Mkalavishvili (known as "Father Basil") and the lack of an appropriate response by the Georgian authorities.

Violation of Article 3

Violation of Article 9 (freedom of thought, conscience and religion)

Violation of Article 14 (prohibition of discrimination)

Shamayev and 12 Others v. Georgia and Russia

12.04.2005

The case concerned the extradition of alleged Chechen terrorists from Georgia to Russia.

See the Court's findings in the press release

Cases concerning the right to liberty and security (Article 5)

O.J. and J.O. v. Georgia and Russia (nos. 42126/15 and 42127/15)

19.12.2023

The case concerned the arrest, detention and sentencing of two men on spying charges in the Autonomous Republic of Abkhazia -- the region in Georgia which is currently outside the *de facto* control of the Georgian Government.

No violation by Georgia.

Violation of Article 5 § 1(a)(c) by the Russian Federation

Violation of Article 6 §§ 1 and 3(c) (right to a fair trial) by the Russian Federation

Melia v. Georgia (no. 13668/21)

07.09.2023

The applicant is an opposition politician who, at the time of the events, was a member of Parliament and one of the leaders of the United National Movement (UNM). He was fitted with an electronic tag in 2019 when released on bail while awaiting trial for his alleged role in organising and participating in an attempted violent storming of the Parliament building on 20-21 June 2019.

No violation of Article 5 § 1

No violation of Article 18 (limitation on use of restrictions on rights)

Ugulava v. Georgia (no. 5432/15)

09.02.2023

The case concerned the arrest of Mr Ugulava on 3 July 2014 and his pre-trial detention until 17 September 2015. He was wanted in connection with money laundering and other crimes, with several criminal proceedings taking place in parallel.

No violation of Article 5 § 1 on account of the arrest and remand during the period between 3 July 2014 and 2 April 2015

Violation of Article 5 § 1 on account of the remand between 2 April and 17 September 2015

No violation of Article 5 § 1 on account of the lack of a fixed period of detention in the orders of 4 July 2014 and 15 March 2015

Violation of Article 5 § 3

No violation of Article 18 (limitation on restriction of rights) in conjunction with Article 5

Tchankotadze v. Georgia

21.06.2016

The case concerned the pre-trial detention of the former the chairperson of the Civil Aviation Agency (CAA) of Georgia and his criminal conviction of abuse of power.

Violation of Article 5 § 1

Violation of Article 6 § 1 (right to a fair trial)

Kakabadze and Others v. Georgia

02.10.2012

The case concerned the applicants' arrest and punishment by detention, imposed as an administrative sanction by a court on the day of their arrest, for their participation in a demonstration.

Violation of Article 5 § 1

Violation of Article 6 §§ 1 and 3 (c) (right to a fair trial)

Violation of Article 11 (freedom of assembly and association)

Violation of Article 2 of Protocol No. 7 (right of appeal in criminal matters)

Giorgi Nikolaishvili v. Georgia

13.01.2009

The case concerned the unlawful detention on remand of the applicant who had been called to serve as a witness in a murder case in which his brother was a suspect.

Violation of Article 5

Cases concerning Article 6

Mamaladze v. Georgia (no. 9487/19)

03.11.2022

The case concerned the proceedings against a priest and director of a medical clinic for plotting to kill the personal secretary of the Georgian Orthodox Church's Patriarch while in Berlin. She was part of a delegation accompanying the Patriarch to that city for medical treatment. Mr Mamaladze was ultimately found guilty of "preparation of murder".

No violation of Article 6 § 1 concerning the manner in which the key evidence had been obtained and used against the applicant;
Violation of Article 6 § 1 regarding the closing of his criminal trial to the public
Violation of Article 6 § 2 (presumption of innocence)

Rusishvili v. Georgia (no. 15269/13)

30.06.2022

The case concerned the alleged unfairness of criminal proceedings conducted against the applicant for murder.

No violation of Article 6 §§ 1 and 3 (c) on account of the alleged restrictions on the applicant's right of access to a lawyer of his own choosing

No violation of Article 6 §§ 1 and 3 (d) on account of the allegedly arbitrary refusal to admit the defence evidence

No violation of Article 6 § 1 on account of the absence of reasons in the jury verdict
Violation of Article 6 § 1 on account of the unreasoned decision to declare inadmissible the applicant's appeal on points of law

Rustavi 2 Broadcasting Company Ltd and Others v. Georgia

18.07.2019

The case concerned an ownership row over a privately owned television channel, Rustavi 2, the first applicant in the case. The dispute led to a ruling in March 2017 by the Supreme Court of Georgia finding that a former owner of Rustavi 2 had been coerced into giving up the television channel and that the current owners, the second to fourth applicants in the case, were not therefore *bona fide* third-party acquirers. Pending those proceedings, Rustavi 2's corporate assets and all of the

owners' shares in the company were frozen.

In the case before the European Court of Human Rights, the current owners of Rustavi 2 alleged in particular that the judges examining the ownership row had lacked independence and impartiality.

No violation of Article 6 § 1 as concerned the judge deciding the case at first-instance
No violation of Article 6 § 1 as concerned the court deciding the case on appeal

No violation of Article 6 § 1 as concerned the composition of the bench deciding the case during the cassation proceedings before the Supreme Court

The Court also rejected as inadmissible the remaining complaints brought by Rustavi 2's owners (the second to fourth applicants) as well as all those brought by Rustavi 2 (the first applicant) itself, including in particular their allegations that the proceedings had been a State-led campaign to silence the television channel.

Given those inadmissibility findings, the Court decided to lift the interim measure under Rule 39 of its Rules of Court indicating to the Georgian Government that it should among other things suspend enforcement of the decision of March 2017.

Tchokhnelidze v. Georgia

28.06.2018

The case concerned the alleged police entrapment of a senior regional Government official. Following an undercover police operation, he was convicted of requesting a bribe in exchange for his help in obtaining a building permit. In the criminal proceedings against him he unsuccessfully alleged that he had been incited into committing the offence.

Violation of Article 6 § 1

Natsvlishvili and Togonidze v. Georgia

29.04.2014

The case essentially concerns the compatibility of the plea-bargain procedure, introduced into the Georgian judicial system in 2004, with the right to a fair trial.

No violation of Article 6 § 1

No violation of Article 2 of Protocol No. 7 (right of appeal in criminal matters)

No violation of Article 6 § 2 (presumption of innocence)

No violation of Article 1 of Protocol No. 1 (protection of property)

The Court further held that Georgia had not failed to comply with its obligations under Article 34 (right of individual petition).

The Court also noted that in Mr Natsvlshvili's case, the plea bargain had been accompanied by sufficient safeguards against abuse. Mr Natsvlshvili had entered into the plea bargain voluntarily, having understood its contents and consequences.

Khoniakina v. Georgia

19.06.2012

The case concerned the retirement pension of a former Supreme Court judge, which had been modified under a retroactive legislative amendment.

[No violation of Article 6 § 1](#)

[No violation of Article 1 of Protocol No. 1 \(protection of property\)](#)

The Court found in particular that the adjustment requirement of Ms. Khoniakina's initial pension entitlement had been preserved, as well as the idea of a more generous welfare scheme for retired Supreme Court judges. The modification to Ms. Khoniakina's retirement pension was similarly applied to 850 persons affected by the general reform of retired civil servants' pensions.

Gogoladze v. Georgia

11.12.2007

The case concerned the applicant's complaint that there had been no hearing before the Supreme Court in her case.

[No violation of Article 6 § 1](#)

Apostol v. Georgia

28.11.2006

The case concerned the authorities' refusal to enforce the judgment in the applicant's favour.

[Violation of Article 6 § 1](#)

Right to obtain attendance and examination of witnesses

Kartvelishvili v. Georgia

07.06.2018

The case concerned a penknife found during a search of Mr Kartvelishvili's cell while he was serving a nine-year sentence for murder. He was convicted of infringing prison regulations and sentenced to a further three years in prison essentially on the basis of statements by prison officers who had carried out the search. The courts refused Mr Kartvelishvili's requests to have

his cellmates, who were present during the search, called as witnesses in the proceedings.

[Violation of Article 6 §§ 1 and 3 \(d\)](#)

Cases dealing with private and family life (Article 8)

A.D. and Others v. Georgia (no. 57864/17)

01.12.2022

The applicants are transgender men (assigned female at birth). The case concerned their complaints that they had been unable to obtain legal recognition of their gender because they had not undergone sex reassignment surgery.

[Violation of Article 8](#)

Jishkariani v. Georgia

20.09.2018

The case concerned defamation proceedings brought in 2005 by a psychiatrist, who is also a civil society activist, against the Minister of Justice at the time. The Minister had accused her on live television and in a newspaper of issuing medical reports to prisoners in exchange for money.

[Violation of Article 8](#)

N.Ts. v. Georgia (no. 71776/12)

02.02.2016

The case concerned proceedings for the return of three young boys – who had been living with their maternal family since their mother's death – to their father.

[Violation of Article 8](#)

Freedom of expression (Article 10)

Amaghlobeli and Others v. Georgia

20.05.2021

The case concerned the scope of journalistic freedom to engage in news-gathering activities in the customs-control zone of a border checkpoint. Two of the applicants had entered such a zone, had interviewed travellers and taken photographs, and had refused to leave when requested to do so by customs officials.

[No violation of Article 10](#)

[Studio Monitori and Others v. Georgia](#)

30.01.2020

The case concerned complaints about being denied access to information of public interest.

[No violation of Article 10](#)

Freedom of assembly and association (Article 11)

[Chkhartishvili v. Georgia \(no. 31349/20\)](#)

11.05.2023

The case concerned the applicant's arrest in 2019 at a demonstration for disobeying police orders to move off the road and throwing beans at the police, shouting that beans used to be "gruel for slaves". The demonstration in Tbilisi was part of a series of protests about Parliament's failure to approve electoral reform. Mr Chkhartishvili was brought before a judge and found guilty of insulting and disobeying lawful police orders. He was sentenced to eight days' administrative detention.

[violation of Article 11 read in the light of Article 10 \(freedom of expression\)](#)

[Peradze and Others v. Georgia \(no. 5631/16\)](#)

15.12.2022

The case concerned the applicants' arrest and conviction for brandishing a banner likening Panorama Tbilisi, an urban development project, to a human penis during a public demonstration. The project aimed to build four new city areas on Sololaki Hill overlooking Tbilisi Old Town.

[Violation of Article 11 read in the light of Article 10.](#)

Protection of property cases (Article 1 of Protocol No. 1)

[Khizanishvili and Kandelaki v. Georgia](#)

17.12.2019

The case concerned the applicants' complaint that they had not received sufficient compensation for the demolition of a building in central Tbilisi in which they had shares.

[Violation of Article 1 of Protocol No. 1](#)

Other noteworthy cases, judgments delivered

[Gogitidze and Others v. Georgia](#)

12.05.2015

The case concerned the court-imposed measure of confiscation of property belonging – in particular – to the former Ajarian Deputy Minister of the Interior.

[No violation of Article 1 \(protection of property\) of Protocol No. 1](#)

[Ashlarba v. Georgia](#)

15.07.2014

The case concerned the precision and foreseeability of a law which punishes individuals for their membership of a criminal syndicate and which was introduced in Georgia in 2005 as part of a legislative package aiming to fight against the criminal underworld.

[No violation of Article 7 \(no punishment without law\)](#)

Noteworthy cases, decisions delivered

[Kudukhova and Kudukhova v. Georgia and Naniyeva and Bagayev v. Georgia](#)

13.12.2018

The cases concerned complaints by the applicants that their lives were put in danger by the actions of Georgian forces in South Ossetia in August 2008 and that their property had been damaged or destroyed.

[Cases declared inadmissible as manifestly ill-founded](#)

[X. and Y. v. Georgia \(no. 5358/14\)](#)

02.10.2014

The case concerned the criminal proceedings instituted against 16 public officials, including the head and deputy head of the Georgian prison department, after video footage of ill-treatment in prisons had been broadcasted on national television. One of the videos included scenes of X., the second applicant, being verbally and physically abused by prison officers.

[Application declared inadmissible as it was lodged with the European Court of Human rights outside the six-month time-limit.](#)

Inter-state case

Georgia v. Russia (III) (no. 61186/09) was lodged on 16 November 2009 in connection with the detention of four Georgian minors by the *de facto* authorities of South Ossetia. Following a visit to South Ossetia by the Human Rights Commissioner of the Council of Europe, the four minors and a further one who had been previously detained were released from detention. On 29 January 2010 the Georgian Government informed the Court that they no longer wished to maintain the case. Therefore, on 16 March 2010 a Chamber decided to [strike the application out of its list](#) of cases (Article 37 § 1 (a) of the Convention).

Noteworthy pending cases

Baghashvili and Others v. Georgia (no. 20129/21)

Case [communicated](#) to the Georgian Government in June 2021

Kurdovanidze and Others v. Georgia (no. 20175/21)

Case [communicated](#) to the Georgian Government in June 2021

Mukhtarli v. Azerbaijan and Georgia (no. 39503/17)

Case [communicated](#) to the Georgian Government in May 2018

Interstate cases

There are two pending cases Georgia v. Russia and almost 600 individual applications concerning the hostilities in 2008, against Georgia, against Russia or against both States.

For more information, see the [Q and A on inter-State cases](#).

Cases concerning the armed conflict in the Abkhazian Autonomous Republic between 1992 and 1993:

Mekhuzla v. Georgia (no. 5148/05)

Case communicated to the Georgian Government in February 2007

Sanaia v. Georgia (no. 26166/05)

Case communicated to the Georgian Government in February 2007

Dvalia and Goguia v. Georgia (no. 42765/05)

Case communicated to the Georgian Government in February 2007

The applicants in these cases complain that they had been deprived of their houses and that their private and family life had been negatively affected as a result of the armed conflict which took place in the Abkhazian Autonomous Republic between 1992 and 1993.

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