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Meeting: 1577th meeting (December 2026) (DH)

Item reference: Action Report (23/09/2026)

Communication from Türkiye concerning the case of Cakar and Others v. Türkiye (Application No. 2541/19) (Akgun group)

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Réunion : 1577^e réunion (décembre 2026) (DH)

Référence du point : Bilan d'action (23/09/2026)

Communication de la Türkiye concernant l'affaire Cakar et autres c. Türkiye (Requête n° 2541/19) (Groupe Akgun) **[anglais uniquement]**

ACTION REPORT

***Çakar and Others* (no. 2541/19, judgment of and final on 17 March 2026)**

Repetitive case to

Akgün v. Türkiye (no. 19699/18, final on 22 November 2021)

DGI

23 SEP. 2026

SERVICE DE L'EXECUTION
DES ARRETS DE LA CEDH

I. CASE DESCRIPTION

1. The case concerns the pre-trial detention of the applicants on suspicion of their membership of the FETÖ/PDY terrorist organisation, in the aftermath of the coup attempt of 15 July 2016 (Article 5 § 3 of the European Convention on Human Rights).
2. The European Court of Human Rights (“the Court”) found that the grounds relied on by the domestic courts in ordering the applicants’ initial and extended pre-trial detention could not be regarded as “sufficient” to justify the measure in issue (see § 19 of the judgment).

II. INDIVIDUAL MEASURES

3. The authorities would like to recall at the outset that, in the present case, the Court limited its examination to the detention covered by the initial pre-trial detention orders made in respect of each applicant. The Court neither examined the context of the evidence obtained during the ongoing proceedings nor commented on the evidence leading to the convictions of the applicants.
4. The authorities note at this point that, none of the applicants are currently subject to these initial detention orders. The authorities would like to note that all of the applicants, with the exception of *Uğur Eski* (App. No. 44838/20), have been released. *Uğur Eski*, meanwhile, is currently imprisoned as a convict.
5. In light of this, the authorities are of the view that no further individual measures are required in this respect. This approach was also confirmed by the Committee of Ministers (“the CM”) at the 1475th meeting of 19-21 September 2023 (DH) whereby the CM decided to close some other cases, which also concern violations relating to the applicants’ initial pre-trial detentions, jointly examined under the *Alparslan Altan* and *Akgün* groups of cases. The CM considered that as none of the applicants were subject to these initial detention orders, it did not appear

that any further individual measures were required (see CM/Notes/1475/H46-35 and CM/Del/Dec (2023)1475/H46-35).

6. Therefore, the authorities consider that what is left to be resolved in respect of individual measures is the payment of just satisfaction. In this respect, the authorities would like to note that the sums awarded by the Court in respect of non-pecuniary damage and costs and expenses, in the present case, were paid to the applicants. The information on payment was published on HUDOC-EXEC.
7. In the light of these considerations, the authorities take the view that no further individual measures are required in the present case.

III. GENERAL MEASURES

8. The authorities recall that the outstanding issues relating to the general measures continue to be examined under the leading case of *Akgün*.
9. The authorities will continue to keep, within the context of the supervision of *Akgün*, the Committee of Ministers informed on the general measures taken/envisaged.

Publication and Dissemination Measures

10. The judgment was translated into Turkish and published on the Court's official website.
11. In addition, the Turkish authorities ensured that the translated text of the judgment, with an explanatory note, was circulated to the relevant first-instance courts, the public prosecutors' offices, the regional courts of appeal, the Court of Cassation, the Constitutional Court, the Human Rights and Equality Institution of Türkiye and the Ombudsman Institution.

IV. CONCLUSION

12. The Turkish authorities consider that no further individual measures are required in the present case. They therefore would like to invite the Committee of Ministers to close the supervision of this case in respect of individual measures.
13. As regards general measures, the Turkish authorities will continue to submit further information under *Akgün*.