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Meeting:	1577th meeting (December 2026) (DH)
Item reference:	Action Report (30/10/2026)

Communication from Georgia concerning the case of Khachapuridze and Khachidze v. Georgia (Application No. 59464/21) (Kartvelishvili group)

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Réunion :	1577e réunion (décembre 2026) (DH)
Référence du point :	Bilan d'action (30/10/2026)

Communication de la Géorgie concernant l'affaire Khachapuridze et Khachidze c. Géorgie (Requête n° 59464/21) (Groupe Kartvelishvili) ***[anglais uniquement]***

DH-DD(2026)1457: Communication from Georgia
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DGI
30 OCT. 2026
SERVICE DE L'EXECUTION DES ARRETS DE LA CEDH

The Government of Georgia

Action Report

KHACHAPURIDZE AND KHACHIDZE v. Georgia (no. 59464/21)

Judgement of 29 August 2024, Final on 29/11/2024

I. INTRODUCTION

1. The *Kartvelishvili* group of cases concerns violations of the applicants' right to a fair trial in criminal proceedings conducted between 2007 and 2018, arising from their inability to secure the attendance of witnesses on their behalf (*Kartvelishvili*, *Kikabidze* and *Pertaia*) or to examine witnesses whose testimony was decisive for their convictions (*Kartsivadze* and *Khavshabova*) (Article 6 §§ 1 and 3 (d) of the Convention). In *Kikabidze*, the Court additionally found violations stemming from the applicant's delayed access to the case file and the excessively formalistic rejection of the defence witness list (Article 6 §§ 1 and 3 (b)), as well as the insufficient reasoning of the decision dismissing his appeal (Article 6 § 1). The Court also noted the possibility under domestic law of requesting a retrial following a finding of a violation of Article 6 on account of the unfairness of the proceedings (*Kartvelishvili*, § 74).

2. The *Khachapuridze and Khachidze* case, also forming part of the group, concerns a violation of the first and second applicants' right to a fair trial on account of the domestic courts' failure to provide sufficient reasons for refusing to hear the third applicant as a defence witness, their reliance on statements of absent witnesses without sufficient counterbalancing factors, and the first and second applicants' exclusion from the remainder of the trial. The Court found that the cumulative effect of these shortcomings, despite the availability of several items of evidence in the criminal case file, undermined the overall fairness of the proceedings (Article 6 §§ 1 and 3 (c) and (d) of the Convention).

3. In the light of these findings, the Government hereby submit information on the individual and general measures adopted in the case of *Khachapuridze and Khachidze*.

II. INDIVIDUAL MEASURES

4. In the case of *Khachapuridze and Khachidze*, the payment of the just satisfaction awarded by the Court remains outstanding pending receipt of the documentation required to effect payment.

5. In particular, on 17 January 2025, the Government have approached the applicants and their representative, requesting the necessary bank account details, specifically the number of an account denominated in Georgian lari (GEL), together with copies of their identity documents (identity card or passport). The applicants were also informed of the possibility of receiving the awarded sums through a third party, subject to the submission of a notarised power of attorney authorising the designated person to receive payment on their behalf.

6. Subsequently, on 19 February 2025, the first and second applicants submitted a joint statement informing the authorities that, owing to difficulties concerning their identity documents, they would be unable to provide the requisite documentation within the time-limit prescribed by the Court for the payment of just satisfaction. The requested bank account details have not, however, been provided to date.

7. Notwithstanding the above, the Government reiterate their readiness to effect payment of the just satisfaction awarded by the Court upon receipt of the requisite documentation.

III. GENERAL MEASURES

8. The Government submit that the exclusion of the first and second applicants from the remainder of the trial was an isolated occurrence arising from the particular circumstances of the case and did not reflect a general practice or disclose a systemic problem in domestic criminal proceedings.

9. As regards capacity-building measures, the High School of Justice, whose mandate includes contributing to the staffing of the judiciary with highly qualified professionals, provides training for judicial candidates, judges, judicial assistants and other court staff. In particular, a course entitled *"Case-law of the European Court of Human Rights"* is regularly delivered as part of its annual training programme. The course covers, *inter alia*, the requirements of Article 6 of the Convention, including the procedural safeguards enshrined in Article 6 §§ 1 and 3 (c) and (d).

IV. CONCLUSION

10. In view of the foregoing, the Government submit that no further individual or case-specific general measures are required in respect of *Khachapuridze and Khachidze*. Accordingly, the Government invite the Committee of Ministers to close the supervision of this case.

11. Information on the remaining general measures concerning the *Kartvelishvili* group of cases as a whole will be provided in an updated Action Report.