



EUROPEAN COURT OF HUMAN RIGHTS
COUR EUROPÉENNE DES DROITS DE L'HOMME

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FIRST SECTION

Application no. 21562/24
Zoran OGNJENOVIC and Others
against Croatia
lodged on 17 July 2024
communicated on 6 July 2026

SUBJECT MATTER OF THE CASE

The application concerns the alleged lack of an effective investigation into the killing of the applicants' father, an elderly civilian of Serbian ethnicity, in 1995 allegedly perpetrated by Croatian soldiers.

The domestic investigation classified the act as a war crime against civilians.

In their constitutional complaint lodged in 2019 against the decisions given by the domestic courts in civil proceedings for damages against the State, the applicants also complained under Articles 2 and 14 of the Convention that the investigation into the killing of their father had been ineffective. In 2024 the Constitutional Court dismissed their constitutional complaint as being lodged out of time, holding that the applicants should have turned to the Constitutional Court in 2015, after they must have become aware of the fact that no investigative steps were being undertaken.

It would appear that the investigation is still pending at the domestic level and that actions are continuously being undertaken.

The applicants complain, under Article 2, 13 and 14 of the Convention, that the authorities did not effectively investigate the killing of their father.

OGNJENović AND OTHERS v. CROATIA –
SUBJECT MATTER OF THE CASE AND QUESTIONS

QUESTION TO THE PARTIES

Have the domestic authorities carried out an effective investigation into the circumstances surrounding the killing of the applicants' father, as required by the procedural aspect of Article 2 of the Convention (see *Jelić v. Croatia*, no. 57856/11, §§ 72-95, 12 June 2014; *B. and Others v. Croatia*, no. 71593/11, §§ 56-74, 18 June 2015; and *M. and Others v. Croatia*, no. 50175/12, §§ 66-89, 2 May 2017)? In particular, has the investigation been prompt within the meaning of Article 2 of the Convention (see *Jelić*, cited above, § 91)?

OGNJENović AND OTHERS v. CROATIA – SUBJECT MATTER OF THE CASE AND
QUESTIONS

APPENDIX

List of applicants

No.	Applicant's Name	Year of birth	Nationality	Place of residence
1.	Zoran OGNJENović	1955	Croatian	Kinjača
2.	Zorka MACURA	1953	Croatian	Niš
3.	Zagorka ŠUŠA	1947	Croatian	Ripanj