



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

Published on 7 September 2026

SECOND SECTION

Application no. 72796/16

Kamuran AKIN

against Türkiye

and 40 others – see appended list

lodged on 14 November 2016

communicated on 23 June 2021 and 17 August 2026

The Statement of facts and the initial questions to the parties are available in HUDOC.

ADDITIONAL QUESTIONS

1. Can it be considered that, in the particular circumstances of the present applications, the applicants are provided with an effective remedy under Turkish law, within the meaning of Article 13 of the Convention, capable of redressing their complaints under Articles 8, 10 and 11 of the Convention? If so, have the applicants duly exhausted those remedies, as required by Article 35 § 1 of the Convention, including the remedy before the Turkish Constitutional Court?

The parties are invited to answer this question in view of (a) the length of the domestic proceedings, which in the applicants' view rendered the available judicial remedies ineffective in practice, and (b) the allegedly divergent case-law of the administrative courts, including the Supreme Administrative Court, as to whether the signing of the petition in question would in and of itself establish affiliation with, or links to, a terrorist organisation within the meaning of Legislative Decrees nos. 672, 675, 679, 686 and 689, and thereby justify their dismissal from their posts?

The parties are requested to support their responses with relevant case-law of the administrative courts, in particular the Supreme Administrative Court. The Government are further requested to submit to the Court the following judgments and/or information:

- The judgment no. 2023/22348 E. and 2025/8423 K. delivered by the 5th Chamber of the Supreme Administrative Court on 1 July 2025;
- The subsequent judgment delivered by the 5th Chamber of the Supreme Administrative Court sitting in plenary session, with the participation of all its eight members (no. and date of judgment currently unknown to the Court);
- Is there any case pending before, or has a judgment been delivered by, the Supreme Administrative Court's General Assembly of Administrative Proceedings Divisions (*Danıştay İdari Dava Daireleri Genel Kurulu*) as regards the alleged divergencies in the administrative courts' case-law as mentioned above? In particular, what developments have followed the decision of the 13th Chamber of the Ankara Regional Administrative Court dated 26 November 2025 (no. 2025/4002 E., 2025/4155 K.) to persist in its original judgment upholding the dismissal of an academic, despite the 5th Chamber of the Supreme Administrative Court having quashed that decision?

2. As regards applicants who have not been reinstated to their posts and/or not been paid their outstanding social and financial entitlements despite administrative court decisions in their favour, have they exhausted all available and effective remedies, as required by Article 35 § 1 of the Convention, in respect of those particular complaints?

3. Did the applicants have a fair hearing, in accordance with the requirements of Article 6 § 1 of the Convention, in the dismissal proceedings considered in their entirety and in the light of the criterion of overall fairness and the principle of effective judicial review?

4. Has there been an interference with the applicants' rights under Articles 8, 10 and 11 of the Convention by reason of their dismissal from their respective posts and the specific evidence relied upon in ordering and subsequently upholding the dismissal? If so, was that interference prescribed by law and necessary within the meaning of the second paragraphs of those Articles?

5. What is the current status of the domestic proceedings with respect to each applicant? The Government are requested to provide the following information in respect of each applicant in table format:

- a. Has the decision for the applicant's dismissal been upheld by the Ankara Administrative Court, the Regional Administrative Court and the Supreme Administrative Court, respectively?

The Government are requested to submit the relevant decisions delivered in the parties' respect in separate annexes.

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- b. What is the evidence relied on by the administrative courts in determining that the dismissal measure was in accordance with the law?
- c. Has the applicant been reinstated to his or her former post following a favourable administrative court decision? If so, has that decision become final?
- d. If the applicant has been reinstated to his or her former post, has he or she been paid the social and financial entitlements deprived of as a result of dismissal, as ordered by the administrative courts?

APPENDIX

List of applications

No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
1.	72796/16	Akın v. Türkiye	14/11/2016	Kamuran AKIN 1988 İzmir Turkish	Sevgi KALAN GÜVERCİN
2.	72798/16	Özügurlu v. Türkiye	14/11/2016	Aynur ÖZUĞURLU 1965 Kocaeli Turkish	Sevgi KALAN GÜVERCİN
3.	72799/16	Erçin v. Türkiye	14/11/2016	Mehmet Cengiz ERÇİN 1961 Kocaeli Turkish	Sevgi KALAN GÜVERCİN
4.	74936/16	Keskin Demirer v. Türkiye	14/11/2016	Derya KESKİN DEMİRER 1968 Kocaeli Turkish	Sevgi KALAN GÜVERCİN
5.	74938/16	Bakırezzer v. Türkiye	14/11/2016	Güven BAKİREZER 1967 Kocaeli Turkish	Sevgi KALAN GÜVERCİN
6.	74939/16	Özkan v. Türkiye	14/11/2016	Özlem ÖZKAN HAMZAOĞLU 1968 Kocaeli Turkish	Sevgi KALAN GÜVERCİN
7.	74942/16	Demirer v. Türkiye	14/11/2016	Yücel DEMİRER 1963 İstanbul Turkish	Sevgi KALAN GÜVERCİN
8.	338/17	Dertli v. Türkiye	23/11/2016	Nail DERTLİ 1980 Ankara Turkish	Sevgi KALAN GÜVERCİN
9.	1070/17	Tastan v. Türkiye	23/11/2016	Onur Can TASTAN 1981	Sevgi KALAN GÜVERCİN

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
				Ankara Turkish	
10.	1212/17	Kara v. Türkiye	23/11/2016	İlkay KARA 1982 Ankara Turkish	Sevgi KALAN GÜVERCİN
11.	5843/17	Ünsal v. Türkiye	07/12/2016	Fatma ÜNSAL 1965 Ankara Turkish	Sevgi KALAN GÜVERCİN
12.	51464/17	Köse v. Türkiye	15/06/2017	Ahmet Haşim KÖSE 1960 Ankara Turkish	Sevgi KALAN GÜVERCİN
13.	54155/17	Ongan v. Türkiye	24/04/2017	Tevfik Hakan ONGAN 1967 İSTANBUL Turkish	İlkay BAHÇETEPE
14.	54159/17	Morva Kablamacı v. Türkiye	24/04/2017	Ahsen Deniz MORVA KABLAMACI 1977 İSTANBUL Turkish	İlkay BAHÇETEPE
15.	54160/17	Kıvılcım v. Türkiye	24/04/2017	Zeynep KIVILCIM 1971 Berlin Turkish	İlkay BAHÇETEPE
16.	54164/17	Keleşoğlu v. Türkiye	24/04/2017	Erhan KELEŞOĞLU 1975 İSTANBUL Turkish	İlkay BAHÇETEPE
17.	57724/17	Kılıçaslan v. Türkiye	13/07/2017	Gülay KILIÇASLAN 1986 İstanbul Turkish	İlkay BAHÇETEPE
18.	57732/17	Paydaş v. Türkiye	13/07/2017	Eren PAYDAŞ 1985 Berlin Turkish	İlkay BAHÇETEPE

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
19.	57760/17	Gürses v. Türkiye	13/07/2017	Hande GÜRSES 1982 NORTHAMPTON Turkish	İlkay BAHÇETEPE
20.	57765/17	İnal Çekiç v. Türkiye	13/07/2017	Semin Çağdaş Tuba İNAL ÇEKİÇ 1976 Berlin Turkish	İlkay BAHÇETEPE
21.	57767/17	Tek v. Türkiye	13/07/2017	Eylem TEK 1975 Istanbul Turkish	İlkay BAHÇETEPE
22.	68270/17	Göymen and Others v. Türkiye	13/07/2017	Ali Yalçın GÖYMEN 1981 Istanbul Turkish İsmet AKÇA 1973 Istanbul Turkish Süreyya ALGÜL 1971 Istanbul Turkish Fulya ATACAN 1962 Istanbul Turkish Didar Zeynep BATUMLU 1977 Istanbul Turkish Erhan BAYRAM 1976 İzmir Turkish Gökhan DEMİR 1980	İlkay BAHÇETEPE

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
				Istanbul Turkish Saniye DEMİREL 1961 Istanbul Turkish Caner Murat DOĞANÇAYIR 1987 Istanbul Turkish Ferda FAHRİOĞLU AKIN 1988 Istanbul Turkish Berivan GÖKÇENAY 1972 Istanbul Turkish Didem GÜRSER 1956 Istanbul Turkish Hatice Ahi HATIPKARASULU ÇAĞLA 1973 Istanbul Turkish Tuba KIYAN 1978 Istanbul Turkish Derya KÖMÜRCÜ 1975 Istanbul Turkish	

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
				İrfan Emre KOVANKAYA 1983 Istanbul Turkish Barış Alp ÖZDEN 1978 Istanbul Turkish Ece ÖZTAN 1975 Istanbul Turkish Canay ŞAHİN 1968 Ankara Turkish Edgar ŞAR 1991 Istanbul Turkish Habibe ŞENTÜRK 1984 Berlin Turkish Alphan TELEK 1990 Istanbul Turkish Burak ÜLMAN 1969 Muğla Turkish	
23.	68336/17	Saydam and Others v. Türkiye	13/07/2017	Asya SAYDAM 1990 İstanbul Turkish Fehmiye Ceren AKÇABAY	İlkay BAHÇETEPE

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
				1981 İSTANBUL Turkish Derya AKDEMİR 1979 İSTANBUL Turkish Filiz ARIÖZ 1969 İSTANBUL Turkish Can Yalçın ARMUTCUOĞLU 1982 İSTANBUL Turkish Utku Uraz AYDIN 1976 İSTANBUL Turkish Egemen CEVAHİR 1978 İSTANBUL Turkish Meryem Didem DAYI TREK 1973 İSTANBUL Turkish Esra DEMİR GÜRSEL 1981 Berlin Turkish Hülya DİNÇER 1985 İSTANBUL Turkish Seçil ERCAN	

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
				1987 İSTANBUL Turkish Funda KARAPEHLİVAN ŞENEL 1974 İSTANBUL Turkish Emre Tansu KETEN 1988 İSTANBUL Turkish Özgür MÜFTÜOĞLU 1966 İSTANBUL Turkish Leyla ŞİMŞEK RATHKE 1968 İSTANBUL Turkish Cihan YAPIŞTIRAN 1978 İSTANBUL Turkish Burcu YILMAZ GÜNDÜZ 1981 İSTANBUL Turkish	
24.	1859/18	Akdağ v. Türkiye	16/06/2017	Yaşar AKDAĞ 1984 Muğla Turkish	Sevgi KALAN GÜVERCİN
25.	1878/18	Yılmaz v. Türkiye	16/06/2017	Zafer YILMAZ 1977 Berlin Turkish	Sevgi KALAN GÜVERCİN

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
26.	2000/18	Yılmaz v. Türkiye	16/06/2017	Binnaz Banu YILMAZ 1972 Ankara Turkish	Sevgi KALAN GÜVERCİN
27.	2023/18	Değirmenci v. Türkiye	16/06/2017	Ekin DEĞİRMENCİ 1983 Ankara Turkish	Sevgi KALAN GÜVERCİN
28.	2036/18	Demir v. Türkiye	16/06/2017	Nevcan DEMİR 1989 Ankara Turkish	Sevgi KALAN GÜVERCİN
29.	2053/18	Durdağ v. Türkiye	16/06/2017	Banu DURDAĞ 1982 Ankara Turkish	Sevgi KALAN GÜVERCİN
30.	2062/18	Akı v. Türkiye	16/06/2017	Emine Irem AKI 1982 Ankara Turkish	Sevgi KALAN GÜVERCİN
31.	2086/18	Balaban v. Türkiye	16/06/2017	Utku Barış BALABAN 1979 Ankara Turkish	Sevgi KALAN GÜVERCİN
32.	2108/18	Yiğiter v. Türkiye	16/06/2017	Cenk YİĞİTER 1980 Ankara Turkish	Senem DOĞANOĞLU
33.	2141/18	Şeker v. Türkiye	16/06/2017	Can ŞEKER 1985 Tunceli Turkish	Sevgi KALAN GÜVERCİN
34.	2144/18	Aydoğan v. Türkiye	16/06/2017	Aylin AYDOĞAN 1977 Ankara Turkish	Sevgi KALAN GÜVERCİN
35.	2161/18	Köse v. Türkiye	16/06/2017	Ece KÖSE 1989 Ankara Turkish	Sevgi KALAN GÜVERCİN
36.	2181/18	Solak Akman	16/06/2017	İnci SOLAK AKMAN	Sevgi KALAN GÜVERCİN

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No .	Application no.	Case name	Lodged on	Applicant Year of Birth Place of Residence Nationality	Represented by
		v. Türkiye		1979 Ankara Turkish	
37.	2197/18	Bedir v. Türkiye	16/06/2017	Yasin BEDİR 1989 Istanbul Turkish	Sevgi KALAN GÜVERCİN
38.	2203/18	Koçkan v. Türkiye	16/06/2017	Zühre KOÇKAN 1988 Ankara Turkish	Sevgi KALAN GÜVERCİN
39.	2220/18	Karacabe y v. Türkiye	16/06/2017	Süreyya KARACABEY 1968 Ankara Turkish	Sevgi KALAN GÜVERCİN
40.	2230/18	Coşkun v. Türkiye	16/06/2017	Mustafa Kemal COŞKUN 1970 Ankara Turkish	Sevgi KALAN GÜVERCİN
41.	2234/18	Öztürk v. Türkiye	16/06/2017	Metin ÖZTÜRK 1990 Ankara Turkish	Sevgi KALAN GÜVERCİN