

Republic of Iraq
Federal Supreme Court
Ref 122/ federal/2024



Kurdish text

The Federal Supreme Court (F S C) has been convened on 1/7/2024 headed by Judge Jassim Mohammed Abood and membership of Judges Sameer Abbas Mohammed, Ghaleb Amir Shunain, Hayder Jaber Abid, Hayder Ali Noori, Khalef Ahmed Rajab, Ayoob Abbas Salih, Dyar Mohammed Ali, and Munther Ibrahim Husain who are authorized in the name of the people to judge and they made the following decision:

The Plaintiff: Azad Abdul Hamid Ahmed Dosky.

The Defendant: President of the Federal Supreme Court / being in this capacity –His agent the official jurist Samera Abdul Rahman Kadim.

The Decision:

Upon scrutiny and deliberation by the Federal Supreme Court, it was found that plaintiff Azad Abdul Hamid Ahmed filed his lawsuit before this court against the defendant (President of the Federal Supreme Court / being in this capacity) requesting a ruling that Articles (19 and 22) of the Rules of Procedure of the Federal Supreme Court No. (1) of 2022 are unconstitutional for the reasons stated in his petition, and after registering the lawsuit, collecting the legal fee for it, and informing the defendant of its petition and documents in accordance with Article (21/1st and 2nd) of the Court's Rules of Procedure, his agent responded to the reply regulation dated 12/5/2024, according to which she requested to reject the lawsuit for the reasons stated therein. After completing the procedures required by the rules of procedure of the court, a date was set for the pleading in accordance with Article (21/3rd) thereof, and the parties were informed of it, and in which the court was formed, but the plaintiff did not attend despite the notification in accordance with the law and the defendant's agent attended, the court reviewed the plaintiff's requests and his supports, the defendant's agent answered and requested

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the annulment of the lawsuit petition based on the provisions of Articles (56/2) and (57) of the Civil Procedures Law No. (83) of 1969, as amended, and for the approval of the request to the law, the court decided to annul the lawsuit petition and award the defendant's agent one-third of the attorneyship fees prescribed by law, and the decision has been issued unanimously, and final based on Article (94) of the Constitution of the Republic of Iraq of 2005, and Article (5/2nd) of the Federal Supreme Court Law No. (30) of 2005 as amended by Law No. (25) of 2021 and publicly understood on 26 Dhu al-Hijjah 1445 A.H. corresponding to 1/7/2024 AD.

Judge
Jassim Mohammed Abood
President of the Federal Supreme Court

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