

**IN THE NAME OF THE REPUBLIC OF ARMENIA
DECISION OF THE CONSTITUTIONAL COURT OF
THE REPUBLIC OF ARMENIA**

**ON THE CASE CONCERNING THE CONSTITUTIONALITY OF ARTICLE 317 § 2,
AND ARTICLE 337 § 1 OF THE CIVIL CODE OF THE REPUBLIC OF ARMENIA
RAISED BY THE APPLICATION OF SUSANNA BAZIKYAN**

Based on the examination of the case and subject to Article 168(1), Article 169 § 1(8), and Article 170 of the Constitution, as well as guided by Articles 63 and 64, Article 69 of the Constitutional Law on the Constitutional Court, the Constitutional Court **HOLDS:**

1. Article 317 § 2, and Article 337 § 1 of the Civil Code of the Republic of Armenia comply with the Constitution by the interpretation according to which, in the event the violation of the right by a court act served as grounds for challenging the validity of the transaction, the moment when the relevant court act recognizing the violation of that right enters into legal force shall be considered as the beginning of the calculation of the statute of limitations.

2. In accordance with Article 69 § 10 of the Constitutional Law on the Constitutional Court, the final judicial act rendered against the applicant shall be subject to revision upon the grounds of a newly emerged circumstance as prescribed by the Law, since Article 317 § 2, and Article 337 § 1 of the Civil Code of the Republic of Armenia had been applied against the applicant by an interpretation other than prescribed by this Decision.

3. Pursuant to Article 170 § 2 of the Constitution, this Decision shall be final and shall enter into force upon its promulgation.

PRESIDENT

A. DILANYAN

4 July 2023

DCC-1693