

**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 187 AND
PART 1 OF ARTICLE 397 OF THE RA CIVIL CODE AND THEIR INTERPRETATION
IN LAW ENFORCEMENT PRACTICE, RAISED BY THE APPLICATION OF
ANDRANIK MANUKYAN**

Based on the results of an examination of the Case and guided by part 1 of Article 167, point 1 of Article 168, parts 1 and 2 of Article 170 of the Constitution, as well as Articles 63, 64, and 69 of the Constitutional Law “On the Constitutional Court”, the Constitutional Court **DECIDED:**

1. Article 187 and part 1 of Article 397 of the RA Civil Code comply with the Constitution by the interpretation that in the case of legal relationships concerning acquisitive prescription, material rights and claims that did not exist at the time of transfer cannot be transferred through procedural succession.

2. According to part 10 of Article 69 of the Constitutional Law “On the Constitutional Court”, the final judicial act adopted against the Applicant shall be subject to revision upon the grounds of newly emerged circumstances as prescribed by the Law, considering that Article 187 and part 1 of Article 397 of the RA Civil Code had been applied against the Applicant by an interpretation other than given by this Decision.

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

PRESIDING JUDGE

A. DILANYAN

1 July 2025

DCC-1789