

**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 POINT 3 OF PART 1
OF ARTICLE 361 OF THE CIVIL PROCEDURE CODE OF THE REPUBLIC OF
ARMENIA AND ITS INTERPRETATION IN LAW ENFORCEMENT PRACTICE,
RAISED BY THE APPLICATION OF ALEKSANDR SAHAKYAN**

Based on the results of an examination of the Case and guided by point 1 of Article 168, part 1 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. Point 3 of part 1 of Article 361 of the Civil Procedure Code of the Republic of Armenia complies with the Constitution in the interpretation that *a decision on rejecting a motion to replace one means of securing a claim with another or to modify the motion shall be subject to appeal through an appellate procedure.*

2. According to part 10 of Article 69 of the Constitutional Law “On the Constitutional Court”, the final judicial act issued against the Applicant shall be subject to revision based on a newly emerged circumstance as prescribed by the Law, considering that point 3 of part 1 of Article 361 of the Civil Procedure Code of the Republic of Armenia had been applied against the Applicant in the 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

11 November 2025

DCC-1802

