

**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 97 OF
THE LAW “ON BANKRUPTCY”, TAKING INTO ACCOUNT THE
INTERPRETATION GIVEN TO IT IN LAW ENFORCEMENT PRACTICE, RAISED
BY THE APPLICATION OF “ACBA BANK” OPEN JOINT-STOCK COMPANY**

Based on the results of the examination of the Case and being 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. Article 97 of the Law “On Bankruptcy” is in conformity with the Constitution under the interpretation that, following the entry into force of a judgment concluding the bankruptcy proceedings of a natural person by discharging them from the performance of their obligations, the discharge of a debtor who is a natural person declared bankrupt from the performance of monetary obligations secured by a guarantee does not result in the termination of those obligations and, accordingly, does not release the guarantor from the performance of the obligation undertaken towards the creditor of the natural person declared bankrupt.

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 review on the basis of a new circumstance as prescribed by law.

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

PRESIDING JUDGE

A. DILANYAN

6 October 2026

DCC-1844