

The Court of Cassation Evaluated the Difference in Scribes for the Short and Reasoned Judgments as a Ground for Annulment



On May 23, 2024, the 9th Criminal Chamber of the Court of Cassation issued its decision in Case No. 2024/1472, Decision No. 2024/5002. The Court of Cassation evaluated the situation where the scribe who attended the hearing when the short judgment was announced and signed the minutes was different from the scribe who wrote and signed the reasoned judgment, considering this a valid ground for annulment.

The Court of Cassation found that the scribe who attended the last hearing where the short judgment was announced and signed the minutes did so, but for no apparent reason, the reasoned judgment was written and signed by a different scribe. As a result, the Court ruled that this situation violated the provisions of the Criminal Procedure Code No. 5271, and thus, the decision was annulled.