

Cases and rulings

Country Code	Year	Reference details title	Reference details URL	Hate Bias motivation	Court / Body	Key facts of the case	Results (sanctions, outcome) and key consequences or implications of the case	Main reasoning / argumentation	Key issues (concepts, interpretations) clarified by the case	Key quotation in original language and translated into English with reference details
Lithuania	2017	Lithuania / Kaunas Regional Court / Criminal case No. 1A-531-530/2017 /	https://eteismai.lt/byla/87520175886177/1A-531-530/2017	Nationality	Kaunas Regional Court (Kauno apygardos teismas)	The case is about violence and incitement to hatred in a car lot against a migrant. Accused persons shouted racial slurs against the victim, told him to return to the country of origin, threatened to pull out a gun, and two times slapped his face and hit his leg.	One of accused persons was convicted by articles 170 (incitement to hatred) and 284 (public disturbance) of Penal code and sentenced to limitation of freedom (to be at home from 22.00 till 6.00) for 2 years and do 120 hours of public work. Another accused person was convicted only by article 170 of Penal code and sentenced to limitation of freedom (to be at home from 22.00 till 6.00) for 1 year 8 months and do 120 hours of public work.	Court established all the facts of case and there were no doubts of accused persons actions, so there were no legal problems for the court to convict the accused persons	As there were no doubts of incitement to hatred and violence against a victim and there were clear facts provided, court didn't have any legal problems of qualification of the crime.	"Teisėjų kolegijai nekylo abejonių dėl to, kad išsakyti tokie žodžiai lietuvių kalboje turi grasinanti, neigiamą, niekinamą rasistinį pobūdį, jie buvo skirti konkrečiam asmeniui – nukentėjusiajam ir tiesiogiai siejami su nukentėjusio asmens tamsesne odos spalva, siekiant iš jo tyčiotis, jį diskriminuoti, bandyta prieš jį smurtauti ar fiziniai su juo susidurti. / The panel of the judges did not have doubts that in Lithuanian language the expressed words have frightening, negative and disdained racist nature, they were addressed to the concrete person – victim and explicitly related to the person's dark skin, aiming at bullying, discriminating, attempting to use violence or physically beat him. " "Court do not have doubts that statements of accused persons in Lithuanian language have threatening, negative, racist meaning, and they were addressed to concrete person – victim and directly where connected with color of the skin of the victim, trying to mock and discriminate him, attempting to deal violence and cope physically "

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<http://fra.europa.eu/en/databases/anti-muslim-hatred/>

