DATABASE 2012-2024 ON ANTI-MUSLIM HATRED

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
Estonia	2023	Estonia / Tartu Circuit Court / 1-13-11203	https://www.riigiteataja.ee/kohtulahendid/fail.html?id=351109558	Racial or ethnic origin	Tartu Circuit Court / Tartu Ringkonnakohus	J., serving a long prison sentence, sought early release. The lower court denied his request, citing concerns about his rehabilitation and risk of re-offending. The appellate court upheld the lower court's decision.	The appellate court affirmed the lower court's decision to deny J's request for early release. He remains incarcerated. The ruling establishes a precedent regarding the rigorous criteria for early release in similar cases and the limited grounds for challenging judicial decisions.	The appellate court found the lower court's decision to be appropriately reasoned and justified. While J. showed some positive aspects, the court found his rehabilitation insufficient to warrant early release, particularly given the seriousness of his crime and lingering concerns about his behaviour. Accusations of bias against the judge were dismissed.	The case clarifies the standards for early release from prison in Estonia. It emphasizes the importance of demonstrating genuine rehabilitation and the weight given to the seriousness of the original crime in such decisions. The court also addressed claims of judicial bias, ultimately dismissing them.	From the arguments of the complainant, para: Rassismi ja diskrimineerimist ei ole J. kogenud üksnes pere, vaid ka kriminaalasjas osalenud prokuröri poolt, kes muudkui korrutas „moslem, moslem, moslem". Translation: Racism and discrimination have not only been experienced by J's family, but also by the prosecutor involved in the criminal case, who kept repeating "Muslim, Muslim, Muslim".

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