

**Judgments given in 2021 by the Supreme Court of Cassation (SCC) in cases,
related to corruption crimes under the approved
by Order № 474/01.03.2017 of the President of the SCC Uniform Catalogue of Corruption
Crimes, on which statistics are kept at the SCC**

In 2021, 19 judgments were handed down by the Supreme Court of Cassation in cases related to corruption crimes.

1. criminal case № 789/2020, Art. 167 of the Criminal Code

The case was initiated on the appeal of the as defense counsel N. B. H. against the judgment of 25.02.2020 in criminal case № 1074/2019 of the Sofia Court of Appeal, which confirmed the condemnation in criminal case № 6089/2017 of the Sofia City Court.

With the first instance condemnation M. T. G. was found not guilty of having committed an offence under Article 167, paragraph 4, subparagraph 2 in conjunction with paragraph 2, subparagraph 2 of the Criminal Code (providing a pecuniary advantage to be given to another for the purpose of inducing him to exercise his voting rights in favour of a particular candidate - for his own benefit).

With the same sentence the defendant N. B. H. was found guilty of committing an offence under Art. 167, para. 4, item 2 in conjunction with para. 2, item 2 of the Criminal Code (providing a material benefit to be given to another in order to induce him to exercise his voting rights in favour of a particular candidate - in favour of M. T. G.), therefore he was sentenced to "imprisonment" for a term of 1 year and a "fine" in the amount of BGN 10 000. On the basis of Article 66, par. The execution of the penalty "imprisonment" for a term of 3 years was suspended. The defendant N. B. H. was also sentenced to "deprivation of the right to hold state and public office in the state and municipal administration" for a period of 1 year.

Final judgment № 200/22.01.2021. The Supreme Court of Cassation decided: Returns the case for a new hearing by another panel of the appellate court, from the hearing stage.

2. criminal case № 946/2020 г., Art. 301 of the Criminal Code

The case was initiated on cassation appeals of the defendants P. V. A. and M. D. K. against appeal decision № 88 of 14.09.2020 in case № 53/2020 of the Court of Appeal - Burgas.

By the verdict of 13.11.2019 in case № 1083/2018 of the District Court - Burgas P. V. A. and M. D. K. as co-perpetrators were found guilty of committing a continuing offence under Art. 301, para. 1 in art. 20, par. 2 in art. 26, par. 1 of the Criminal Code (requesting a gift - a sum of money, which is not due to them in their capacity as officials - inspectors at the Regional Inspectorate of Health and Consumer Protection in the town of Burgas), for which they were sentenced to "imprisonment" of 1 year and 6 months, suspended for a period of 3 years, and a "fine" of BGN 1500 for each of them.

Final judgment №. 31/24.02.2021. The Supreme Court of Cassation decided: Amends Judgment of the Court of Appeal - Burgas by reclassifying the offence committed by the defendants P. V. A. and M. D. K. 301, par. 1 of the Criminal Code and acquits them of having committed the bribery as a continuing offence within the meaning of Article 26 of the Criminal Code.

Penalties imposed:

- P. V. A. - "deprivation of liberty" in the amount of 1 year and 6 months, with the execution suspended for a period of 3 years, and "fine" in the amount of BGN 1500;

- M. D. K. - "deprivation of liberty" in the amount of 1 year and 6 months, with the execution suspended for a period of 3 years, and "fine" in the amount of BGN 1,500.

3. criminal case № 46/2021 г., Art. 202 of the Criminal Code

The case is against I. D. S. – former director of the Vocational School of Agricultural Mechanization – Septemvri town. It was formed on a cassation appeal of the defendant against the appellate decision of 09.11.2020 under v.n.o.h.d. № 411/2020 of the Court of Appeal - Plovdiv.

By the verdict of 06.07.2020 in case № 272/2019 of the District Court – Pazardjik I. D. S. was found guilty of committing two crimes as an official - director of PGMZS – Septemvri town – according Art. 202, par. 1, p. 1 in conjunction with Art. 201 in conjunction with Art. 26, par. 1 in conjunction with Art. 93, p. 1, 6. „6“ of Criminal code (misappropriation under the conditions of a continuing crime, and for its facilitation another crime has been committed, for which no more severe punishment is provided by law) and according Art. 219, par. 3 in conjunction with par. 1 of Criminal code (common economic crime - homelessness), for which he was sentenced to "imprisonment" of 2 years each, and for the second, facilitating the first crime, and an additional optional sentence on the grounds Art. 37, par. 1, p. 6 of Criminal code – „deprivation of the right to hold public office - school principal“ for a period of 3 years. Pursuant to Art. 23, para. 1 of the Penal Code, the court of first instance determines a total punishment of the defendant in the amount of 2 years "imprisonment", to which on the grounds of Art. 23, para. 2 of the Penal Code is joined the punishment "deprivation of the right to hold public office - school principal" for a period of 3 years, serving the sentence "imprisonment" under Art. 66, para. 1 of the Penal Code has been postponed for a period of 4 years.

With the decision of the Court of Appeal - Plovdiv the first instance verdict was confirmed.

Final judgment №. 31/24.02.2021 The Supreme Court of Cassation decided: With Decision № 33/26.02.2021 SCC decide: Amends the appellate decision № 143 / 09.11.2020, ruled under criminal case. № 411/2020, according to the inventory of the Court of Appeal - Plovdiv, reducing:

- the amount of the sentences “imprisonment” imposed on the defendant IDS for the crime under Art. 219, para. 3 in conjunction with para 1 in conjunction with Art. 55, para. 1, item 1 of the Penal Code from 2 years to 1 year and for the crime under Art. 202, para. 1, item 1 above Art. 201 supra art. 26, para. 1 supra art. 93, vol. 1, p. "B" above Art. 55, para. 1, item 1 of the Penal Code from 2 years to 10 months;

- determined on the basis of Art. 23, para. 1 of the Penal Code a total penalty of "imprisonment" from 2 years to 1 year;

- the probationary period under Art. 66, para. 1 of the Penal Code from 4 years to 3 years from the entry into force of the sentence.

Leave in force the appellate decision in the remaining part.

Penalties imposed:

- IDS - "imprisonment" in the amount of 1 year with a probationary period of 3 years and "deprivation of the right to hold public office - school principal" for a period of 3 years.

4. criminal case № 391/2020 r., Art. 203 of Criminal code

The case is against D. M. for missappropriation on a particularly large scale, which is a particularly serious case and committed under the conditions of a continuing crime in the capacity of an official. It was formed on the basis of a cassation protest and a cassation appeal of the defendant against the decision on criminal case. № 527/2019 of Appeal Court – Plovdiv.

With sentence on criminal case № 233/2019 of District Court - Haskovo the defendant was found guilty of committing a crime under Art. 203, par. 1 in conection with Art. 201 in in conjunction with Art. 26, par. 1 and Art. 58a, par. 1 of Criminal Code for that, in his capacity as an official по Art. 93, p. 1, 6 „a“ of Criminal code – Investigating customs inspector at the Burgas Customs, misappropriated foreign money in the total amount of 464 652,24 BGN, entrusted to him to protect them, as the misappropriation is particularly large, is a particularly serious case and was committed under conditions of continuing crime.

Final judgment №. 31/24.02.2021. The Supreme Court of Cassation decided: with Decision № 113/31.03.2021 r. SCC decide: Remains in force Decision № 10 of 29.01.2020 of the Plovdiv Court of Appeal, ruled under criminal case № 527/2019 r.

Penalties imposed:

- D.M. – "Imprisonment" for a term of 7 years, "deprivation of the right to hold public or public office related to the management, control and management of public property" for a term of 10 years; "Deprivation of the right to practice a profession or activity related to the safekeeping, management, control and reporting of other people's property" for a period of 10 years.

5. criminal case 130/2021, Art. 302, p. 1 of Criminal code

The case was formed on cassation appeals of S.S.P. and G.S.G. against decision № 10303/01.10.2020 on criminal case. № 134/2020 of Administrative Court Sofia, thus confirming the sentence № 1202/12.03.2019 on criminal case № 103/2018 r. of District Court – Blagoevgrad.

Final judgment №. 31/24.02.2021 The Supreme Court of Cassation decided: C Decision № 54/22.04.2021 r. SCC sentence: Leave the decision in force № 10303/01.10.2020, sentenced on criminal case № 134/2020 by Appeal court - Sofia.

Penalties imposed:

- S.S.P. – „Imprisonment“ for 8 mounts, whose service has been postponed for a period of 3 years;
- G.S.G. – „Imprisonment“ for 1 year, whose service has been postponed for a period of 3 years.

6. criminal case № 621/2020 r., Art. 301 of Criminal code

The case was formed on cassation appeals of P. K., P. M., G. G., S. I., M. E., I. S., I. D. и G. B. Against sentence № 5 of 11.05.2018 r. on criminal case. № 42/2017 of Appeal specialized criminal court.

Final judgment №. 31/24.02.2021. The Supreme Court of Cassation decided: with Sentence № 166/10.05.2021 SCC decide: Revokes the appellate verdict of the Appellate Specialized Criminal Court № 5/11.05.2018 r., sentenced on criminal case № 42/2017 r., in the criminal-convicting part, with which the defendants S. G. I., P. G. M., G. N. B., M. J., I. P. D. and G. T. G. have been found guilty of committing crimes under Art. 321, para. 3 of Criminal code and Art. 302, p. 1 in conjunction with Art. 26, par. 1 of Criminal code, and the defendants I. S. S. and P. S. K. - for a crime under Art. 321, para. 3 of the Criminal Code, and appropriate penalties were imposed on them, as well as in the part regarding the costs of the case, the disposal of the material evidence and the application of Art. 307a of the Criminal Code and returns the case for retrial in the canceled part of another panel of the same court from the stage of the court hearing.

7. criminal code. № 140/2021, under Art. 304a of the Criminal code

The case was instituted at the request of the convicted N. B. P. for resumption of criminal case № 257/2020 of District court – Pazardzhik.

According to Art. 343g of the Criminal code the defendant is deprived of the right to drive a motor vehicle for a period of 1 year and 6 months. Pursuant to Art. 23 of the Penal Code, the defendant was sentenced to a total of 10 months of "imprisonment" and a "fine" of BGN 1,000. Pursuant to Art. 66, para. 1 of the Penal Code, the serving of the imposed sentence of "imprisonment" was postponed for a probationary period of 3 years and 6 months. A probation measure "mandatory periodic meetings with a probation officer" was also issued during the probationary period.

The sentence was not appealed and protested and came into force.

The request for resumption alleges the existence of the cassation ground under Art. 348, para. 1, item 1 of the PPC - violations of substantive law. Alternatively, a ground under Art. 348, para. 1, item 3 of the PPC - obvious injustice of the imposed punishment. A request is made for the case to be reopened and for the first instance verdict to be amended.

Final judgment №. 31 / 24.02.2021. The Supreme Court of Cassation decided: By Decision № 51 / 11.05.2021, the Supreme Court of Cassation ruled: Disregards the request of the defense counsel of the convicted N. B. P. for resumption of n.o.h. № 257/2020 according to the inventory of the Pazardzhik District Court.

8. criminal case № 780/2020 r., Art. 219 of Criminal code

The case was instituted on appeals of the defendants A. P. G. and I. Ya. I. against the appellate decision under v.n.o.h.d. № 611/2019 of the Sofia Court of Appeal.

With a sentence under n.o.h.d. № 2362/2017 of the Sofia City Court A. P. G. was found guilty of committing a crime under Art. 219, para. 4 above para. 3 times para. 1 supra art. 26, para.

1 of the Penal Code (in the period 22.10.2007 - 01.07.2008 as an official - General Director of the National Railway Infrastructure Company (NRIC), with two acts and under the conditions of a continuing crime deliberately failed to take sufficient care of the management, administration and preservation of the property entrusted to him and this resulted in significant damage to NRIC in particularly large amounts - BGN 2,015,590.77, the case is particularly severe), for which he was sentenced to 11 months' imprisonment. He was also sentenced under Art. 37, para. 1, item 6 ("deprivation of the right to hold a managerial position in state institutions and enterprises") and item 7 ("deprivation of the right to exercise activity related to material responsibility") of the Penal Code for a period of 3 years.

With the cassation appeal of the defense counsel of I.Ya.I. the grounds under Art. 348, para. 1, items 1 and 2 of the PPC with a request for annulment of the appellate decision in the convicting part with regard to the defendant and his acquittal.

Final judgment №. 31/24.02.2021 The Supreme Court of Cassation decided: With sentence № 42/12.05.2021 SCC decide: Annuls the appellate decision № 131 / 21.04.2020, ruled under v.n.o.h.d. № 611/2019 on the list of the Sofia Court of Appeal. Returns the case for retrial by another panel of the SAC from the stage of the court hearing.

9. criminal case № 297/2021, Art. 304a of Criminal code

The case was instituted on a cassation appeal of the defendant M. T. R. against the decision of 15.12.2020 under v.n.o.h.d. № 842/2020 of the Supreme Administrative Court, which confirmed the sentence of 09.06.2020 under n.o.h.d. № 1347/2020 of the Sofia City Court. With it, the defendant M. T. R. was found guilty of bribery - BGN 20, to officials in their capacity as police authorities - J. B. K. and D. E. G., holding the position of "senior police officer "In the sector "Security Police" to 8 RU - SDVR, in order not to perform an official action, namely - to suspend the police inspection against her and not to take action to remove the registration numbers and terminate the registration of a car - a crime under Art. . 304a supra art. 304, para. 1 of the Penal Code, therefore she was sentenced to "probation" with the following probation measures: "mandatory registration at the current address" - appearing and signing before a probation officer twice a week for a period of 1 year; "Mandatory periodic meetings with a probation officer" for a period of 1 year; "Inclusion in vocational training courses, social impact programs" for a period of 1 year.

The complaint contains a request to reduce the amount of the imposed probation measures.

Final judgment № 31/24.02.2021 The Supreme Court of Cassation decided: With sentence № 73/17.05.2021 SCC decide: Remains in force Decision № 315 / 15.12.2020, issued by the Administrative court - Sofia on appeal criminal csse № 842/2020

Penalties imposed:

- M. T. R. - "probation" with the following probation measures: "mandatory registration at the current address" - appearing and signing before a probation officer twice a week for a period of 1 year; "Mandatory periodic meetings with a probation officer" for a period of 1 year; "Inclusion in vocational training courses, social impact programs" for a period of 1 year.

10. criminal case № 117/2021, Art. 304a of the Criminal code

The case was instituted on a cassation appeal of the defendant V. P. B. against decision № 260039 of 09.11.2020 under appeal criminal case № 360/2020 of the Court of Appeal - Plovdiv.

Final judgment №. 31/24.02.2021. The Supreme Court of Cassation decided: With sentence № 80/26.05.2021 SCC decide: Remains in force Decision № 260039 / 09.11.2020 of the Plovdiv Court of Appeal, ruled under appeal criminal case № 360/2020.

Penalties imposed:

- V.P.B. - "probation" with the following probation measures: "mandatory registration at the current address" for a period of 1 year with a frequency of appearances twice a week and "mandatory periodic meetings with a probation officer" for a period of 1 year.

11. criminal case № 216/2020, Art. 212, para. 1, p. 1 or HK

The case was instituted on cassation appeals by the defendants V. K. and K. K., by the defenders of the defendants D. A., V. K., S. K., V. Ts., V. Y., N. K. and C.Y., as well as on a cassation appeal by the civil plaintiff - the State Agency for State Reserves and Wartime Stocks (SASRWS), against sentence from 07.08.2019 on appeal criminal case № 94/2019 of Administrative court Sofia.

Final judgment №. 31/24.02.2021. The Supreme Court of Cassation decided: With the sentence № 120/16.06.2021 SCC decide: Annuls the decision № 341 of 07.08.2019, ruled on v.n.o.h.d. № 94/2019 on the list of the Sofia Court of Appeal, in the part by which the defendants S. N. K. and V. G. Ts. Were found guilty of committing crimes under Art. 282, para. 3 times para. 2, item 1 and item 2, para. 1, item 1 above Art. 26, para. 1 supra art. 20, para. 2 of the Penal Code (for K.) and in conjunction with Art. 20, para. 4 of the Penal Code (for Ts.), As on the grounds of Art. 304 supra art. 24, para. 1, item 1 of the PPC finds them not guilty and acquits them on the charges thus brought.

Annuls the decision in the civil-conviction part, rejecting in full the claims brought on the grounds of Art. 45 of the CPA civil claims from DA DRVVZ against SNK for the amounts of: BGN 699,932.48; BGN 825,000; BGN 726,000; BGN 742,500; BGN 131,250; BGN 175,000; BGN 701,250; BGN 742,500; BGN 742,500 and BGN 262,500, representing compensation for property damages, as unfounded, as well as in the part of the state fee and costs of the case awarded to S.N.

Annuls the decision in the civil-conviction part, rejecting in full the claims brought on the grounds of Art. 45 of the CPA civil claims from DA "DRVVZ" against V. G. Ts. For the amounts of: BGN 699,932.48; BGN 825,000; BGN 726,000; BGN 742,500; BGN 131,250; BGN 175,000; BGN 701,250; BGN 742,500; BGN 742,500 and BGN 262,500, representing compensation for property damages, as unfounded, as well as in the part the state fee and costs of the case awarded so far in the burden of V. G. Ts.

Annuls the decision № 341 of 07.08.2019, ruled on v.n.o.h.d. № 94/2019 on the list of the Sofia Court of Appeal, in the part with which the defendants V. N. K., K. G. K., V. R. J., C. P. J., D. H. A. and N. N. K. were found guilty of committing crimes under Art. 212, para. 4, ex. 1, para. 1, item 1 of the Penal Code, and returns the case for a new hearing to the appellate court from the stage of the court session.

Leave the decision in force for the rest of it.

12. criminal case № 860/2020, Art. 206 of Criminal code

The case was instituted on appeals of the defendants L. A. B. and M. B. A. against the decision of 11.08.2020 under appeal criminal case № 283/2019 of the Court of Appeal - Plovdiv.

Final judgment №. 31/24.02.2021. The Supreme Court of Cassation decided: with the Sentence № 198/17.06.2021 SCC decide: Amends decision № 123 of 11.08.2020 under v.n.o.h.d. № 283/2019 on the list of the Plovdiv Court of Appeal, based on Art. 66, para. 1 of the Penal Code postpones the execution of the imposed on the defendant MBA for a crime under Art. 219, para. 3, para. 1 of the Penal Code sentence of 2 years "imprisonment" for a probation period of 3 years from the entry into force of the sentence. Remains in force decision № 123 of 11.08.2020 on v.n.o.h.d. № 283/2019 on the list of the Plovdiv Court of Appeal, first panel, in its remaining part.

Penalties imposed:

- M.B.A. - 2 years "imprisonment" with a probationary period of 3 years and "deprivation of the right to hold public office - municipal councilor" for a period of 3 years;
- L. A. B. - 4 years "imprisonment" and "deprivation of the right to practice law" for a period of 5 years.

13. criminal case № 441/2021, Art. 304a of Criminal code

The case was initiated in protest against the sentence № 1022 of 22.10.2020 under appeal criminal case № 456/2020 of the Court of Appeal Sofia.

Final judgment №. 31/24.02.2021. The Supreme Court of Cassation decided: with sentence № 60111/22.06.2021 SCC decide: Revoked the appellate sentence № 1022 of 22.10.2020 under appeal criminal case № 456/2020 on the list of the Sofia Court of Appeal and

returned the case for a new hearing by another panel of the same court, from the stage of the court session.

14. criminal case № 384/2021, Art. 202 of the Criminal code

The case is against the defendants Z. P. J. and J. I. J. for large-scale embezzlement by Z. P. J. and knowingly entered into an unprofitable transaction (which resulted in significant damage) by J.I.J.

Final judgment №. 31/24.02.2021 The Supreme Court of Cassation decided: with sentence № 115/30.06.2021 SCC decide: Revokes the appellate sentence under case № 391/2020 of the Court of Appeal - Varna, which overturned the sentence under case № 397/2019 of the District Court - Shumen, and returns the case for a new hearing by another panel of the Varna Court of Appeal from the stage of the hearing under Art. 327 of the PPC.

15. criminal case № 428/2021, Art. 282, para. 2 – 5 of the Criminal code

The case was initiated on the complaint of S. D. M. against the decision of the Varna Court of Appeal in case № 170/2020, by which the verdict of the District Court - Dobrich in case № 300/2017 was amended, holding that the failure to fulfil the official duties refers to the following provisions: Art. 34, para. 8 of the Law on the ownership and use of agricultural land, Art. 4, para. 1 and Art. 4, para. 2, point 2 of the Regulations on the Implementation of the Law on the Ownership and Use of Agricultural Land, Art. 3, point 3 and Art. 4 of the Rules of Procedure of the Regional Directorates "Agriculture", and the verdict is confirmed in the remaining part.

Final judgment № 60111/13.07.2021 The Supreme Court of Cassation decided: Annuls the decision of the Varna Court of Appeal № 260010/05.02.2021 in case № 170/2020, in so far as it concerns the application of Art. 34, para. 8 of the Law on the Ownership and Use of Agricultural Land, Art. 3 of the Law on the Preservation of Agricultural Land, Art. 3, point 3 and Art. 4 of the Rules of Procedure of the Regional Directorates of Agriculture. The remainder of the judgment is upheld.

Penalties imposed:

- S. D. M. - 3 years' imprisonment, suspended for 5 years, and “disqualification from holding a state or public office” for 5 years.

16. criminal case № 32/2020, Art. 202 of the Criminal code

The case was initiated on a cassation appeal by the defendant and his defence counsel against decision № 167 of 04.12.2019 in case № 201/2019 of the Court of Appeal - Varna.

Final judgment № 193/18.08.2021 The Supreme Court of Cassation decided: Annuls judgment № 167/2019 in case № 201/2019 of the Varna Court of Appeal in the part in which the defendant R. A. H. was found guilty of having, in the period 31.07.2007 - 03.07.2008, in his capacity as an official, Mayor of the Municipality of Vetovo, under the conditions of a continuing crime, knowingly concluded 7 unfavourable transactions with P. B. and from this has resulted significant damage for the Municipality of Vetovo in the amount of 6062,66 BGN and on the basis of art. 220, par. 1 in conjunction with Art. 26, para. 1 and Art. 54 of the Criminal Code was sentenced to 1 year of imprisonment, suspended on the basis of Art. 66, para. 1 of the Criminal Code with a probation period of 3 years and to 3 years “deprivation of the right to hold a leading state and public office” under Art. 37, para. 1, point 6 of the Criminal Code. On the basis of Article 24, par. 1, point 1 of the Criminal Procedure Code acquits the defendant R. A. H. for having committed an offence under Article 220, par. 1 in conjunction with Art. 26, par. 1 of the Criminal Code. Amends the same judgment by reducing the amount of compensation awarded to the Municipality of Vetovo from BGN 67 995,96 to BGN 61 933,30 and the amount of the state fee from BGN 2 720 to BGN 2 477,33. Sets aside the remainder of the judgment.

17. criminal case № 693/2021, Art. 304a of the Criminal code The case was initiated on a cassation appeal of A. O. A. against appeal judgment № 18 of 07.06.2021 in case № 233/2021 of the Court of Appeal - Plovdiv, which confirmed the verdict № 260013 of 29.03.2021 in case № 99/2021 of the District Court - Stara Zagora. A. O. A. was found guilty of an offence under

Art. 304a in conjunction with Article 304, para. 1 of the Criminal Code (giving a bribe to an official - a police authority) and sentenced to 4 months' imprisonment.

Final judgment № 60171/18.11.2021 The Supreme Court of Cassation decided: Upholds judgment № 18/07.06.2021 rendered in case № 233/2021 of the Court of Appeal - Plovdiv.

Penalties imposed:

- A. O. A. – “imprisonment” in the amount of 4 months.

18. criminal case № 818/2021, Art. 311 of the Criminal code

The case was initiated on a cassation appeal by K. K. V. against the verdict of 27.05.2021 in case № 28/2021 of the District Court - Kyustendil.

By the verdict of 31.08.2020 in case № 1532/2017 of the Provincial Court - Kyustendil K. K.V. was acquitted and found not guilty of an offence under Art. 311, para. 1, prop. 1 of the Criminal Code.

Final judgment № 60203/15.12.2021 The Supreme Court of Cassation decided: Annuls the verdict № 260010/27.05.2021 of the District Court - Kyustendil, rendered in case № 28/2021, except for the part confirming the acquittal of the defendant K. K. V. on the charge under art. 310, para. 1, prop. 1 in conjunction with Art. 308, para. 1 in conjunction with Art. 26, para. 1 of the Criminal Code. Remands the case back to the Court of Appeal, sitting in another formation, for a retrial in the reversed part.

19. criminal case № 707/2021, Art. 304 of the Criminal code

The case was initiated on a protest against decision № 58 of 19.05.2021 in case № 84/2021 of the Court of Appeal - Veliko Tarnovo, which confirmed the verdict of 09.11.2020 in case № 277/2020 of the District Court - Ruse. The defendant A. T. K. was found not guilty of the following charges on 01.08.2019, 02.08.2019 and 30.09.2019 in the town of Rousse on three occasions in the conditions of a continuing crime offered a gift - a sum of money from 1000 to 5000 BGN to an official - T. R. A., as a system operator in the Group “Registration and reporting of road vehicles and their owners and drivers” in the Sector “Traffic Police” at the Department “Security Police” at the Department of the Ministry of Interior - Ruse, to violate his official duties by processing and entering into the AIS false data, different from the data from the incoming documents on administrative criminal case - incorrect registration number of the motor vehicle with which the administrative offence was committed or incorrect place of commission of the administrative offence, which would lead to the invalidity of the criminal decree and its annulment by the court, therefore and on the basis of Art. 304 of the Criminal Procedure Code the court acquits him on the charge of a criminal offence under Art. 304, para. 2 in conjunction with Art. 26, para. 1 of the Criminal Code.

By the cassation protest the grounds under Art. 348, para. 1, point 1 and 2 of the Criminal Procedure Code, and it is sought that the judgment under appeal be set aside and the case be remitted for a new hearing.

Final judgment № 60165/08.12.2021 The Supreme Court of Cassation decided: Upholds Appeal Judgment № 58 of 19.05.2021 of the Veliko Tarnovo Court of Appeal in Case № 84/2021.