

**By the Judgement of 25 February 2026 No. 9-II, the Constitutional Court assessed constitutionality of Article 108 (part 5) of the Criminal Procedure Code of the Russian Federation**

The specified legal provision was the subject of consideration to the extent that it serves as the basis for a judicial decision to select a preventive measure in the form of detention in the absence of the accused placed on the federal wanted list.

The contested legal provision was recognised as not contradicting the Constitution, since its application by a court when selecting a preventive measure in the form of detention, provided that the grounds established by the criminal procedure law for such a measure exist with respect to an accused placed on the federal wanted list, regardless of whether he was also placed on an international or interstate wanted list, does not entail a violation of his constitutional rights in the system of current legal regulation, which also provides guarantees for the accused to bring his position to the court's attention regarding the existence of grounds for applying this preventive measure, including, in the event of actual placement in custody.