

# Relevant case law

Case law referenced in the common analysis includes:

<b>Actors of persecution or serious harm</b>	? CJEU, <a href="#">Mohamed M'Bodj v État belge, case C-542/13, judgment of 18 December 2015</a> , <a href="#">Grand Chamber</a> (M'Bodj)
<b>Religion</b>	? CJEU, <a href="#">Bundesrepublik Deutschland v Y and Z, joined cases C-71/11 and C-99/11, Judgment of 5 September 2012, Grand Chamber</a> (Y and Z)
<b>Membership of a particular social group</b>	? CJEU, <a href="#">Minister voor Immigratie en Asiel v X and Y and Z v Minister voor Immigratie en Asiel, joined cases C-199/12 to C-201/12 Judgment of 7 November 2013</a> (X, Y and Z)
<b>Article 15(b) QD</b>	? CJEU, <a href="#">MP v Secretary of State for the Home Department, case C-353/16, judgment of 11 April 2018</a> (MP) ? CJEU, M'Bodj
<b>Indiscriminate violence in relation to armed conflict (Article 15(c) QD)</b>	? CJEU, <a href="#">Aboubacar Diakité v. Commissaire général aux réfugiés et aux apatrides, C-285/12, Judgment of the Court (Fourth Chamber) of 30 January 2014</a> (Diakité) ? CJEU, <a href="#">Elgafaji v. Staatssecretaris van Justitie, C-465/07, Judgment of the Court (Grand Chamber) of 17 February 2009</a> (Elgafaji) ? ECtHR, <a href="#">Sufi and Elmi v. United Kingdom, Applications nos.8319/07 and 11449/07, Judgment of 28 June 2011</a> (Sufi and Elmi)

## Internal protection alternative

? CJEU, X, Y and Z

? CJEU, Y and Z

? CJEU, [Abdulla and Others v Bundesrepublik Deutschland, Joined Cases C-175/08, 176/08, C-178/08 and C-179/08, Judgment of 2 March 2010](#) (Abdulla)

? ECtHR, [A.A.M. v Sweden, Application no. 68519/10, Judgment of 3 April 2014](#) (A.A.M v Sweden)

? ECtHR, [Salah Sheekh v the Netherlands, Application no.1948/04, Judgment of 11 . 2007](#) (Salah Sheekh)

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## Exclusion

? CJEU, [Commissaire général aux réfugiés et aux apatrides v Mostafa Lounani, Case 573/14, Judgment of the Court \(Grand Chamber\) of 31 January 2017](#) (Lounani)

? CJEU, [Bundesrepublik Deutschland v B and D, Joined Cases C-57/09 and C-101/09, Judgment of 9 November 2010](#) (B and D)

? ICTY (Appeals Chamber), [Prosecutor v Kunarac et al., IT-96-23 and IT-96-23/1-A, Judgment of 12 June 2002](#)

? ICTY, [Prosecutor v. Dusko Tadic aka "Dule" \(Opinion and Judgment\), IT-94-1-T, Judgment of 7 May 1997](#)

? ICTR, [The Prosecutor v. Jean-Paul Akayesu \(Trial Judgment\), ICTR-96-4-T, Judgment of 2 September 1998](#)

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For additional information on relevant case law see:

## EASO Practical Guides:

Available at: [/practical-tools](#)

? EASO Practical Guide: Qualification for international protection

? EASO Practical Guide: Exclusion

## Judicial analyses:

Available at: [/courts-and-tribunals](#)

? Judicial Analysis ‘Qualification for International Protection (Directive 2011/95/EU)

? Judicial Analysis ‘Article 15(c) Qualification Directive (2011/95/EU)

? Judicial Analysis ‘Exclusion: Articles 12 and 17 Qualification Directive (2011/95/EU)