



C/2024/1235

12.2.2024

**Request for a preliminary ruling from the Cour de cassation — Chambre criminelle (France) lodged
on 22 September 2023 — AK v Ministère public**

(Case C-583/23, Delda) ⁽¹⁾

(C/2024/1235)

Language of the case: French

Referring court

Cour de cassation — Chambre criminelle

Parties to the main proceedings

Appellant: AK

Defendant: Ministère public

Question referred

Must Articles 1 and 3 of Directive 2014/41 ⁽²⁾ be interpreted as allowing the judicial authorities of a Member State to issue or validate a European Investigation Order the purpose of which is, first, to serve on the person concerned an indictment, which also includes an incarceration order and an order to make a bail payment and, second, to hear that person so that he or she may, in the presence of his or her lawyer, make any relevant observations on the matters set out in the indictment?

⁽¹⁾ The name of the present case is a fictitious name. It does not correspond to the real name of any party to the proceedings.

⁽²⁾ Directive 2014/41/EU of the European Parliament and of the Council of 3 April 2014 regarding the European Investigation Order in criminal matters (OJ 2014 L 130, p. 1).