



# Comisión Nacional de los Derechos Humanos

## México

### **Recommendation 031/2010**

The following is a synopsis of the recommendation emitted by the CNDH . The complete version may be consulted on this institution's web page.

**Mexico City, June 7th, 2010**

**Subject: About Q1's Recourse of Impugnation**

**Authority Responsible:**

**H. Town Hall of Santiago Sochiapan, Veracruz**

On August 31st 2009, Q1 submitted an appeal the State Human Rights Commission of Veracruz due to a lack of compliance with recommendation 64/2009, issued by such local body on the 2nd of July 2009. The events which caused the recommendation which in turn resulted in the current recourse of impugnation took place on the 18th of August 2008, when AR1 and a group of workers from the CONSTRUFIMO S.A. de C.V. Company were working on broadening, lining and building the sidewalk for José María Morelos street in the municipality of Santiago Sochiapan, Veracruz. Whilst doing so, they damaged Q1's property given that, according to him, they invaded a meter and a half of his land whilst working.

From the logical juridical analysis performed on the entirety of the evidence which makes up file CNDH/1/2008/263/RI, the CNDH considers the recourse presented by Q1 to be valid, as the human rights to legality and legal certainty, contemplated in articles 14, second paragraph and 16, first paragraph of the Political Constitution of the United Mexican States, were violated to his detriment by civil servants of the municipality of Santiago Sochiapan, Veracruz.

### **Recommendations**

first and Last. Instruct the municipal president to comply with the terms of recommendation 64/2009 issued by the State Human Rights Commission of Veracruz, notifying the National Commission about such compliance.