

# Workplace Investigations

## Contributing Editors

*Phil Linnard at Slaughter and May*  
*Clare Fletcher at Slaughter and May*

## 05. Can the employee under investigation bring legal action to stop the investigation?

### Switzerland

Author: *Laura Widmer, Sandra Schaffner*  
at Bär & Karrer

The accused could theoretically request a court to stop the investigation, for instance, by arguing that there is no reason for the investigation and that the investigation infringes the employee's personality rights. However, if the employer can prove that there were grounds for reasonable suspicion and is conducting the investigation properly, it is unlikely that such a request would be successful.

Last updated on 15/09/2022

### Turkey

Author: *Elvan Aziz, Gülce Saydam Pehlivan, Emre Kotil, Osman Pepeoğlu*  
at Paksoy

There is no specific remedy provided under Turkish law to stop the investigation. One may consider requesting an injunction from a court for this purpose, but it is less likely that such a request would be successful. This is because investigations are often conducted for fact-finding purposes and to obtain an injunction the claimant will need to prove that this fact-finding exercise will pose a great risk and cause irreparable harm to the employee.

Last updated on 15/09/2022

## Contributors

### Switzerland

Laura Widmer

Sandra Schaffner  
*Bär & Karrer*



## Turkey

Elvan Aziz  
Gülce Saydam Pehlivan  
Emre Kotil  
Osman Pepeoğlu  
*Paksoy*

[www.internationalemploymentlawyer.com](http://www.internationalemploymentlawyer.com)