

U.S COURT MIDDLE DISTRICT OF GEORGIA

**OFFICE OF THE CLERK
COLUMBUS DIVISION**

FILED 25 MAR 3 AM 8:15 MDGA-COL

CEESAY ALASSAN
PETITIONER
-VS-

A#



DATE: 02-26-2025

DEPARTMENT OF HOMELAND SECURITY
RESPONDENT .

PETITION FOR A WRIT OF HABEAS CORPUS UNDER 28 U.S.C 2241

Here came the Petitioner in above caption case, Acting without the Aide of Counsel and Pursuant to Federal Rules of Civil Procedure, Hereby move this Honorable Court to enter a ruling of **Petition For Writ of Habeas Corpus Under 28 U.S.C 2241** in favor of the Petitioner.

Here, Government Action was afoul of Congressional Status .And in doing violates the Petitioner Protected Rights Pursuant to **5 U.S.C Sec 552 (f) (e)** by obtaining in violation of the status requirement to use against Petitioner in a court of law, **See Davis v Garland, (2022 U.S LEXIS 23247, No 22-CV-LV (W.D.N.Y December 21, 2023).** In which the court held, the Federal Rules of Evidence do not apply in Immigration Proceedings , The Strict Rules of Evidence do not apply in Deportation Proceedings) . The Rules of Evidence are not applicable to Immigration Hearing , Although the constitutional and statutory guarantee of due process require that government choice of whether to use certain evidence not wholly unfetter.

Under the Due Process Clause of the Fifth Amendment, An Alien is entitled to a timely and meaningful opportunity to demonstrate that s/he should not be detained . Petitioner in this case has been denied that opportunity. ICE does not make decision concerning aliens custody status in neutral and impartial manner. The failure of Respondent to provide a neutral decision maker to review the continued custody of Petitioner violates petitioners' rights to process .

This Action arise under the Constitution of the United States , and the **Immigration and Nationality Act ("INA), 8 U.S.C 1101 et seq..** As amended by the **Illegal Immigration Reform and Immigrant Responsibility Act, 1992 ("IIRIRA") Pub. L No. 104-208, 110 Stat, 1570,** and the **Administrative Procedure Act ("APA") 5 U.S.C 701.**

FACTUAL ALLEGATIONS

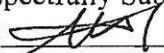
Petitioner, **Gambian** is native and citizen of **Gambia** . Petitioner has been in(**ICE**) - (**D.H.S**) custody since October 8th 2024, I am currently incarcerated at the Stewart Detention Center 146 CCA Road Lumpkin G.A 31815.

**STATUTORY VIOLATION
UNLAWFUL IMPRISONMENT**

Its a reasonable belief that the Government (D.H.S) violated my rights in usage of privilege information that they were not privy to use against me. The Petitioner now reserve his rights to seek redress in the Court of Law.

Wherefore : For all reason set forth in this Motion , Petitioner request to take legal action against the respondent (D.H.S) Department of Homeland Security .

Respectfully Submitted

By: 

Ceesay, Alassan

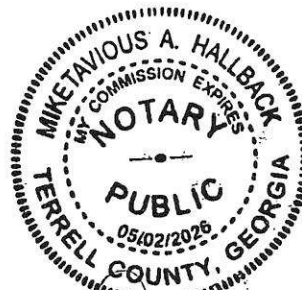
A# 

146 CCA Road

P.O Box 248

Lumpkin G.A 31815

Stewart Detention Center




2/26/25