

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON – TACOMA DIVISION

Bahareh Daneshfar, on behalf of Reza Daneshfar (A# )

Petitioner,

2:25-cv-01708-DGE-DWC

v.

Merrick Garland, Attorney General of the United States, et al.

Respondents.

PETITION FOR WRIT OF HABEAS CORPUS PURSUANT TO 28 U.S.C. § 2241

1. INTRODUCTION

Petitioner Reza Daneshfar (A# ) , through his sister Bahareh Daneshfar, respectfully submits this petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241. He has been in U.S. Immigration and Customs Enforcement (ICE) custody since October 20, 2024. An Immigration Judge granted him withholding of removal on or about June 26, 2025. Nevertheless, he remains in detention with no foreseeable prospect of release.

2. BACKGROUND

Mr. Daneshfar is an Iranian national who entered the United States unlawfully to seek protection from persecution and threats to his life. Following a credible fear interview, an Immigration Judge found his fear credible and granted him withholding of removal due to the severe risks he would face if returned to Iran.

His sister, Bahareh Daneshfar, is a U.S. resident and has agreed to sponsor him upon his release by providing housing and financial support. As of the date of this filing, Mr. Daneshfar has been detained for over eight months.

3. LEGAL ARGUMENT

Under *Zadvydas v. Davis*, 533 U.S. 678 (2001), the continued detention of noncitizens subject to final orders of removal is only permissible for a reasonable period, generally presumed to be six months. Although Mr. Daneshfar was granted withholding of removal rather than a removal order, his prolonged detention raises the same due process concerns addressed in *Zadvydas*. Given the current instability and military conflict in Iran—including missile attacks and armed unrest—his removal is not reasonably foreseeable.

Therefore, his continued detention without a realistic prospect of removal violates his constitutional rights and due process protections under the Fifth Amendment.

4. RELIEF REQUESTED

Petitioner respectfully requests that this Court:

1. Order Respondents to show cause why continued detention is justified;
2. Grant the petition for a writ of habeas corpus;
3. Order the immediate release of Petitioner from ICE custody;
4. Grant any other relief the Court deems just and proper.

Respectfully submitted,

Bahareh Daneshfar

Sister and Legal Representative of Reza Daneshfar

Date: June 27, 2025

ab. 27. 2025
Reza Daneshfar
for his sister