

RAHMAN, MIZANUR  
NAME  
~~XXXXXXXXXXXXXXXXXXXX~~  
INMATE NUMBER

OTAY MESA DETENTION CENTER  
PLACE OF CONFINEMENT

P.O. Box 439049, SAN DIEGO, CA 92154-9049  
ADDRESS

United States District Court  
Southern District Of California

RAHMAN, MIZANUR  
(FULL NAME OF PETITIONER)  
**Petitioner**

Civil No. '26CV2022 RSH DDL  
(TO BE FILLED IN BY CLERK OF U.S. DISTRICT COURT)

CHRISTOPHER LA ROSE  
Warden OTAY MESA DETENTION CENTER  
(NAME OF WARDEN, SUPERINTENDENT, JAILOR, OR AUTHORIZED  
PERSON HAVING CUSTODY OF PETITIONER, E.G. PAROLE OFFICER)  
**Respondent**

PETITION FOR WRIT OF HABEAS CORPUS

UNDER 28 U.S.C. § 2241

and  
The Attorney General of the State of  
California, Additional Respondent.

1. Are you currently:
- A pretrial detainee (waiting for trial on criminal charges)
  - Serving a sentence (incarceration, parole, probation, etc.) after having been convicted of a crime
- If you are currently serving a sentence, provide:
- (a) Name and location of court that sentenced you: \_\_\_\_\_
  - (b) Docket or case number (if you know): \_\_\_\_\_
  - (c) Date of sentencing: \_\_\_\_\_
- Being held on immigration charge
  - Other (explain): \_\_\_\_\_

2. Are you currently being held on orders by:  
 Federal authorities       State authorities       Other - explain:

3. What are you challenging in this petition:  
 How your sentence is being carried out, calculated, or credited by prison or parole authorities  
 Pretrial detention  
 Immigration detention  
 Detainer  
 The validity of your conviction or sentence as imposed  
 Disciplinary proceedings  
 Other (specify):

4. Provide more information about the decision or action you are challenging:

(a) Name and location of the court or agency: OTAY MESA DETENTION COURT  
7488 CALZADA DE LA FUENTE, SAN DIEGO CA 92154

(b) Case number, docket number or opinion number (if you know):

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed): FOR CUSTODY Redetermination the Immigration  
Judge Ruled Stated that court have lack of  
Jurisdiction.

(d) Date of the decision or action: April-07-2025

5. Did you appeal the decision, file a grievance or seek an administrative remedy?  
 Yes     No

(a) If your answer to 5 was "Yes," give the following information:

- (1) Name of court, agency or authority: BOARD OF IMMIGRATION APPEALS  
CLERKs OFFICE 5107, LEBURG PIKE SUITE 2000, FALLS CHURCH, VA 22041
- (2) Date of filing: FEBURARY 2026
- (3) Case number, docket number or opinion number:
- (4) Result: PENDING
- (5) Date of result: N/A
- (6) Issues raised: N/A

(b) If your answer to 5 was "No," explain why you did not appeal: N/A

6. After the first appeal, did you file a **second appeal** to a higher authority, court or agency?  
 Yes  No

(a) If your answer to 6 was "Yes," give the following information:

- (1) Name of court, agency or authority: N/A
- (2) Date of filing: \_\_\_\_\_
- (3) Case number, docket number or opinion number: N/A
- (4) Result: N/A
- (5) Date of result: N/A
- (6) Issues raised: N/A N/A

(b) If your answer to 5 was "No," explain why you did not appeal: N/A

7. After the second appeal, did you file a **third appeal** to a higher authority, agency or court?  
 Yes  No

(a) If your answer to 7 was "Yes," give the following information:

- (1) Name of court, agency or authority: N/A
- (2) Date of filing: N/A
- (3) Case number, docket number or opinion number: N/A
- (4) Result: N/A
- (5) Date of result: N/A
- (6) Issues raised: N/A

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(b) If your answer to 7 was "No," explain why you did not appeal: N/A  
\_\_\_\_\_  
\_\_\_\_\_

8. State *concisely* every ground on which you claim that you are being held in violation of the constitution, law or treaties of the United States. Summarize *briefly* the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting same.  
CAUTION: In order to proceed in the federal court, you must ordinarily first exhaust your available court remedies as to each ground on which you request action by the federal court. Moreover, if you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.  
You should raise in this petition *all* available grounds on which you base your allegations that you are being held in custody unlawfully.

GROUND ONE: HABEAS CORPUS PETITION DENIED  
\_\_\_\_\_

(a) Supporting FACTS (state *briefly* without citing cases or law) I applied HABEAS in february 2026 BUT IT WAS DENIED on 27-Feb-2026 by Judge Cynthia Baskant.  
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- (b) Did you present Ground One in all appeals that were available to you?  
 Yes  No

GROUND TWO: VIOLATION of FIFTH AMENDMENT RIGHT TO DUE PROCESS PROLONGED DETENTION WITHOUT BOND.

- (a) Supporting FACTS (state briefly without citing cases or law):

I HAVE BEEN DETAINED FOR OVER 16 MONTHS BY IMMIGRATION AUTHORITIES, WITHOUT BEING GIVEN A CUSTODY REDETERMINATION HEARING. WHERE THE GOVERNMENT BEARS THE BURDEN TO PROOF IF MY CONTINUED DETENTION IS NECESSARY. I CROSSED border ON 29-NOV-2024. ON 21-JAN-2025 they took my interview and 29-JAN-2025 I got positive result interview.

ON 12-AUG-2025 (IJ) gave me final court but it's changed another final I got 13<sup>th</sup> NOV-2025 2<sup>nd</sup> final but it's also changed due to (IJ) changed them. I got 3<sup>rd</sup> final on 02-DEC-2025 but it also changed moreover after 3 time final change. I got final on 04-feb-2026 and on that I loose my case.

(b) Did you present Ground Two in all appeals that were available to you?  
 Yes  No

GROUND THREE: UNLAWFUL DETENTION BECAUSE Removal is  
NOT REASONABLY FORESEABLE

(a) Supporting FACTS (state briefly without citing cases or law):

THE ORDER of Removal is currently pending Before  
The Board of Immigration Appeal (BIA). I  
appeal Immigration Judge Decision About my  
Asylum Case, he ordered Removal back to home  
country (Bangladesh). Where I appear to Return  
back to Bangladesh I Don't Agree with the  
Judge Decision. There is No country I can be  
removed to has my appeal is still currently  
Pending. My Appeal Duration could take longer  
than 6 months which ASSERTS Indefinite stay  
In Detention. This has Become An illegal Punishment  
to me. Also, I don't have any Attorney (Lawyer)  
Please provide me.

(b) Did you present Ground Three in all appeals that were available to you?  
 Yes  No

GROUND FOUR: Health Problems

(a) Supporting FACTS (state briefly without citing cases or law): Even SINCE I have been detained, I have developed lack of sleep. I can't sleep at night, I have developed anxiety, stressed, both mentally and physically which causing deterioration on my health every second which I stay in detention.

(b) Did you present Ground Four in all appeals that were available to you?  
 Yes  No

9. If any of the grounds listed in 4A, B, C, and D were not previously presented in any other court, state or federal, state briefly what grounds were not presented, and give your reasons for not presenting them:

All grounds were presented

10. Do you have any petition or appeal now pending in any court, either state or federal, as to the execution of sentence under attack?

Yes  No BOARD OF IMMIGRATION APPEALS (BIA) FOR MERITS HEARING (04-FEB-2026) STILL Pending

11. Give the name and address, if known, of each attorney who represented you in the following s of the execution of sentence attacked herein:

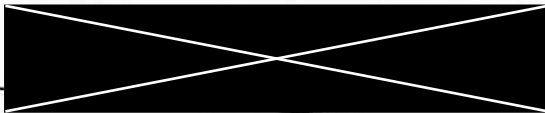
- (a) In any post-conviction proceeding N/A
- (b) On appeal from any adverse ruling in a post-conviction proceeding N/A

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

\_\_\_\_\_  
SIGNATURE OF ATTORNEY (IF ANY)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

03-24-2026  
(DATE)



\_\_\_\_\_  
SIGNATURE OF PETITIONER