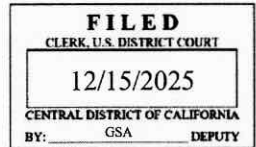


AO 242 (Rev. 09/17) Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2241

UNITED STATES DISTRICT COURT

for the
Central District of California



LOVEPREET SINGH

Petitioner

v.

UNITED STATES DEPARTMENT OF HOMELAND
SECURITY / ICE

Respondent

(name of warden or authorized person having custody of petitioner)

Case No.

5:25cv03620-MCS-PVC
(Supplied by Clerk of Court)

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

Personal Information

1. (a) Your full name: LOVEPREET SINGH
(b) Other names you have used: _____
2. Place of confinement:
(a) Name of institution: ADELANTO DETENTION FACILITY
(b) Address: 10400 Rancho Road Adelanto, CA 92301

(c) Your identification number: _____
3. Are you currently being held on orders by:
☒ Federal authorities ☐ State authorities ☐ Other - explain: _____
4. 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 number of criminal case: _____
(c) Date of sentencing: _____
☐ Being held on an immigration charge
☒ Other (explain): Petitioner is an asylum applicant whose case is pending with the Immigration Court. He has no criminal history, has never been charged with any crime, and was detained by ICE despite having a pending asylum application and an approved Employment Authorization Document (EAD).

Decision or Action You Are Challenging

5. What are you challenging in this petition:
☐ How your sentence is being carried out, calculated, or credited by prison or parole authorities (for example, revocation or calculation of good time credits)

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- ☐ Pretrial detention
☒ Immigration detention
☐ Detainer
☐ The validity of your conviction or sentence as imposed (for example, sentence beyond the statutory maximum or improperly calculated under the sentencing guidelines)
☐ Disciplinary proceedings
☐ Other (explain): _____

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

(a) Name and location of the agency or court: ADELANTO ERO FIELD OFFICE

(b) Docket number, case number, or opinion number: 

(c) Decision or action you are challenging (for disciplinary proceedings, specify the penalties imposed):

Continued detention of Petitioner despite: No criminal history, No charges filed, A pending asylum case before the Immigration Judge, Approved EAD under a filed asylum application with USCIS, USCIS processing his asylum application when he entered the U.S, Case now pending with Immigration Judge

(d) Date of the decision or action: _____

Your Earlier Challenges of the Decision or Action

7. **First appeal**

Did you appeal the decision, file a grievance, or seek an administrative remedy?

☐ Yes ☒ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not appeal: There is no administrative review process available for ICE's decision to detain Petitioner. Immigration detainees are not afforded a bond hearing under § 1226(c) or when ICE claims mandatory detention.

8. **Second appeal**

After the first appeal, did you file a second appeal to a higher authority, agency, or court?

☐ Yes ☒ No

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(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not file a second appeal: _____

9. **Third appeal**

After the second appeal, did you file a third appeal to a higher authority, agency, or court?

☐ Yes

☒ No

(a) If "Yes," provide:

(1) Name of the authority, agency, or court: _____

(2) Date of filing: _____

(3) Docket number, case number, or opinion number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

(b) If you answered "No," explain why you did not file a third appeal: _____

10. **Motion under 28 U.S.C. § 2255**

In this petition, are you challenging the validity of your conviction or sentence as imposed?

☐ Yes

☒ No

If "Yes," answer the following:

(a) Have you already filed a motion under 28 U.S.C. § 2255 that challenged this conviction or sentence?

☐ Yes

☐ No

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If "Yes," provide:

(1) Name of court: _____

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

- (b) Have you ever filed a motion in a United States Court of Appeals under 28 U.S.C. § 2244(b)(3)(A), seeking permission to file a second or successive Section 2255 motion to challenge this conviction or sentence?

☐ Yes

☐ No

If "Yes," provide:

(1) Name of court: _____

(2) Case number: _____

(3) Date of filing: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

- (c) Explain why the remedy under 28 U.S.C. § 2255 is inadequate or ineffective to challenge your conviction or sentence: _____

11. **Appeals of immigration proceedings**

Does this case concern immigration proceedings?

☒ Yes

☐ No

If "Yes," provide:

(a) Date you were taken into immigration custody: 06/26/2025

(b) Date of the removal or reinstatement order: _____

(c) Did you file an appeal with the Board of Immigration Appeals?

☐ Yes

☒ No

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If "Yes," provide:

(1) Date of filing: _____

(2) Case number: _____

(3) Result: _____

(4) Date of result: _____

(5) Issues raised: _____

(d) Did you appeal the decision to the United States Court of Appeals?

☐ Yes

☒ No

If "Yes," provide:

(1) Name of court: _____

(2) Date of filing: _____

(3) Case number: _____

(4) Result: _____

(5) Date of result: _____

(6) Issues raised: _____

12. **Other appeals**

Other than the appeals you listed above, have you filed any other petition, application, or motion about the issues raised in this petition?

☐ Yes

☒ No

If "Yes," provide:

(a) Kind of petition, motion, or application: _____

(b) Name of the authority, agency, or court: _____

(c) Date of filing: _____

(d) Docket number, case number, or opinion number: _____

(e) Result: _____

(f) Date of result: _____

(g) Issues raised: _____

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Grounds for Your Challenge in This Petition

13. State every ground (reason) that supports your claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground. Any legal arguments must be submitted in a separate memorandum.

GROUND ONE: Fifth Amendment – Due Process Violation (Unlawful Detention)

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

Petitioner's continued detention violates his Fifth Amendment due process rights because he has no criminal history, has never been charged with any offense, and has fully complied with all requirements related to his pending asylum application. Despite this, ICE abruptly detained Petitioner without conducting any individualized assessment of danger or flight risk. His detention is unjustified, excessive, and constitutionally impermissible under the due process clause.

(b) Did you present Ground One in all appeals that were available to you?

☐ Yes

☒ No

GROUND TWO: No Legal Basis for Mandatory Detention Under 8 U.S.C. § 1226

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

Petitioner does not fall under any category that allows ICE to hold him in mandatory detention. He has no convictions, no pending criminal charges, and no history suggesting danger or flight risk. His asylum case is pending with the Immigration Court, and he has complied fully with all requirements. ICE has provided no legal basis or evidence to justify treating him as subject to mandatory custody, and his continued detention is therefore unlawful.

(b) Did you present Ground Two in all appeals that were available to you?

☐ Yes

☒ No

GROUND THREE: Arbitrary Detention Without Individualized Determination

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

ICE has failed to conduct any individualized custody determination before detaining Petitioner at Batavia. He is not a danger or flight risk, as demonstrated by his clean record, cooperation, and full compliance with immigration procedures. Nevertheless, ICE continues to detain him without review, making the detention arbitrary and excessive. This lack of individualized assessment violates due process and exceeds the government's authority in civil detention. He was a juvenile when he entered the US as a juvenile.

(b) Did you present Ground Three in all appeals that were available to you?

☐ Yes

☐ No

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GROUND FOUR: Failure to Provide Parole Information or Review

(a) Supporting facts (*Be brief. Do not cite cases or law.*):

Petitioner was never informed of the option to request parole, nor was he given any opportunity to submit a parole request. ICE did not conduct any parole review despite his pending immigration case and complete lack of criminal history. By failing to provide access to available release mechanisms, ICE deprived Petitioner of basic procedural protections, rendering his continued detention unlawful and unreasonable. He was a juvenile when he entered the United States and was living with his uncle Paviter Singh when ICE detained him unlawfully.

(b) Did you present Ground Four in all appeals that were available to you?

☐ Yes

☒ No

14. If there are any grounds that you did not present in all appeals that were available to you, explain why you did not:

Request for Relief

15. State exactly what you want the court to do: Petitioner respectfully requests that the Court order his immediate release from ICE custody because his detention is unlawful and violates due process. In the alternative, Petitioner asks the Court to order ICE to provide a prompt custody redetermination or release him under reasonable supervision or parole

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Declaration Under Penalty Of Perjury

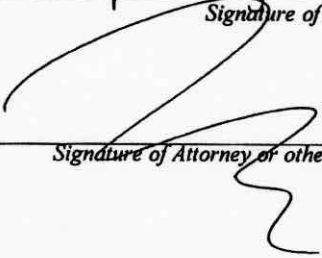
If you are incarcerated, on what date did you place this petition in the prison mail system:

I declare under penalty of perjury that I am the petitioner, I have read this petition or had it read to me, and the information in this petition is true and correct. I understand that a false statement of a material fact may serve as the basis for prosecution for perjury.

Date: 12/11/2025

Lovepreet Singh

Signature of Petitioner


Signature of Attorney or other authorized person, if any

CERTIFICATE OF SERVICE

(Fillable Form – §2241 Habeas | California)

Court: United States District Court, Central District of New York

I, **Jaspreet Singh, Esq.** certify that on the 13th day of **December, 2025**, I caused a true and correct copy of the foregoing **Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241**, together with all attachments, to be served by [☐ **U.S. Mail – First Class** ☐ **Certified Mail**], postage prepaid, upon the following:

United States Attorney's Office

Western District of New York
300 North Los Angeles Street, Suite 7516
Los Angeles, CA 90012

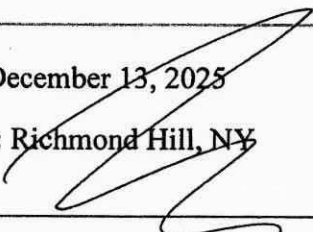
ICE Field Office Director

U.S. Immigration and Customs Enforcement
300 North Los Angeles Street, Room 7631
Los Angeles, CA 90012

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on: December 13, 2025

City and State: Richmond Hill, NY

Signature: 

Printed Name: JASPREET SINGH

Address: 

Telephone: 