

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF
GEORGIA, COLUMBUS DIVISION

A.J.I.I. v. Warden, Stewart Detention Center, et al.

A.J.I.I. · No. 4:25-cv-447-CDL-ALS · Decided January 21, 2026

SUMMARY

The United States District Court for the Middle District of Georgia grants an immigration detainee’s habeas application to the extent that respondents must provide a bond hearing. The court determines that the petitioner is detained under 8 U.S.C. § 1226(a), rather than mandatory detention provisions under 8 U.S.C. § 1225, and may therefore be considered for release on bond.

CASE DETAILS

COURT	United States District Court for the Middle District of Georgia, Columbus Division
WRITING FOR THE COURT	Clay D. Land
JURISDICTION	United States District Court for the Middle District of Georgia, Columbus Division
DECIDED	January 21, 2026
DOCKET	4:25-cv-447-CDL-ALS
DISPOSITION	other
PROCEDURAL POSTURE	Petitioner sought habeas corpus relief under 28 U.S.C. § 2241 from immigration detention and the denial of a bond hearing while removal proceedings were pending.
STANDARD OF REVIEW	The court reviewed Petitioner's habeas application; no more specific standard of review was stated.
PRECEDENTIAL VALUE	unpublished district court order
PARTIES	A.J.I.I. v. Warden, Stewart Detention Center, et al.

TOPICS

- immigration detention
- federal habeas corpus
- removal proceedings
- immigration

PRACTICE AREAS

- immigration detention
- federal habeas corpus
- removal proceedings
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QUESTIONS PRESENTED

1. Whether Petitioner was detained under 8 U.S.C. § 1225(b)(2), which would make detention mandatory and preclude the requested bond hearing.
2. Whether Petitioner was entitled to a bond hearing under 8 U.S.C. § 1226(a)(2) and the applicable regulations.

HOLDINGS

1. Petitioner was detained under 8 U.S.C. § 1226(a) and therefore was not subject to mandatory detention under 8 U.S.C. § 1225(b)(2).
2. Petitioner's habeas application was granted to the extent that Respondents must provide a bond hearing to determine whether Petitioner may be released on bond under 8 U.S.C. § 1226(a)(2) and the applicable regulations.

KEY QUOTATIONS

“Accordingly, Petitioner’s application for habeas corpus relief is granted to the extent that Respondents shall provide Petitioner with a bond hearing to determine if the Petitioner may be released on bond under § 1226(a)(2) and the applicable regulations.”

FACTUAL BACKGROUND

Petitioner was detained at the Stewart Detention Center while awaiting removal proceedings. Respondents denied Petitioner a bond hearing and the opportunity for pre-removal release. Respondents maintained that Petitioner's detention was mandatory under the expedited-removal and general-removal detention provisions of 8 U.S.C. § 1225.

PROCEDURAL HISTORY

A.J.I.L., detained at the Stewart Detention Center and awaiting removal proceedings, filed an application for habeas corpus relief. Respondents argued that detention was mandatory under 8 U.S.C. § 1225(b)(1) and/or § 1225(b)(2). The district court determined that Petitioner was detained under 8 U.S.C. § 1226(a) and granted relief to the extent of ordering a bond hearing.

DISPOSITION

other

CASES CITED

- J.A.M. v. Streeval, No. 4:25-CV-342-CDL, 2025 WL 3050094 (M.D. Ga. Nov. 1, 2025)
- P.R.S. v. Streeval, No. 4:25-CV-330-CDL, 2025 WL 3269947 (M.D. Ga. Nov. 24, 2025)

OPINION

IBARRA

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
COLUMBUS DIVISION

A.J.I.I., : Petitioner, : v. : Case No. 4:25-cv-447-CDL-ALS

: 28 U.S.C. § 2241

Warden, STEWART DETENTION : CENTER, et al., : Respondents. :

ORDER

Petitioner is a detainee at the Stewart Detention Center awaiting removal proceedings. Petitioner seeks habeas corpus relief based on Respondents' refusal to provide Petitioner with a bond hearing and the opportunity for pre-removal release while the removal proceedings are pending. Respondents contend that Petitioner's detention is mandatory under 8 U.S.C. § 1225(b)(1) and/or 8 U.S.C. § 1225(b)(2). The Court reviewed Petitioner's application. The Court finds that Petitioner is currently detained under 8 U.S.C. § 1226(a) and therefore not subject to mandatory detention as required by 8 U.S.C. § 1225(b)(2). See *J.A.M. v. Streeval*, No. 4:25-CV-342- CDL, 2025 WL 3050094 (M.D. Ga. Nov. 1, 2025); *P.R.S. v. Streeval*, No. 4:25-CV-330- CDL, 2025 WL 3269947 (M.D. Ga. Nov. 24, 2025). Accordingly, Petitioner's application for habeas corpus relief is granted to the extent that Respondents shall provide Petitioner with a bond hearing to determine if the Petitioner may be released on bond under § 1226(a)(2) and the applicable regulations. See 8 C.F.R. §§ 236.1 & 1236.1.1 IT IS SO ORDERED, this 21st day of January, 2026. s/Clay D. Land

CLAY D. LAND

U.S. DISTRICT COURT JUDGE

MIDDLE DISTRICT OF GEORGIA

1 The brevity of this order is appropriate given that the issue presented is exactly the same as the issue previously decided on numerous occasions by the Court and yet Respondents insist upon denying the relief that the Court has found is required.