

(中英版)收容異議事件法院裁定駁回簡要說明

裁定字號：○○年度收異字第○○○號

主 文：聲請駁回。

理由概要：

- 一、行政法院認收容異議之聲請無理由者，應以裁定駁回之，行政訴訟法第 237 條之 14 第 1 項前段定有明文。
- 二、○○○因受強制驅逐出國處分，經內政部移民署依入出國及移民法第 38 條第 1 項第○款規定為暫予收容之處分，本院認收容原因仍然存在，有暫予收容之必要，其收容異議之聲請為無理由，應予駁回。

救濟教示：

如不服本裁定，應於送達後 5 日內向本院提出抗告狀。

Brief Description of Ruling Dismissing Petition against Detention

Case Number of Ruling: Shou-Yi-Zhi No. ○○○ of ○○ year

Content of Ruling: The petition is dismissed.

Summary of Reasons:

1. Where the petition against detention is considered groundless, the Administrative Court shall dismiss the petition by ruling. Such regulation is prescribed in Paragraph 1, Article 237-14 of Administrative Litigation Act.
2. ○○○ is under temporary detention by the order of National Immigration Agency pursuant to Subparagraph○, Paragraph 1, Article 38 of Immigration Act due to the sentence of deportation. The Court believes that the reason for detention still exists and temporary detention remains necessary. The petition against detention is groundless and shall be dismissed.

Reminder for Remedy:

In case of dissatisfaction with this ruling, a notice of appeal shall be filed to the Court within five days after delivery.