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## At the Supreme Court Sitting as the High Court of Justice

HCJ 2254/24

Before: Honorable Justice Y. Amit  
Honorable Justice Y. Willner  
Honorable Justice O. Grosskopf

The Petitioners: \_\_\_\_\_ Abu Musa

v.

The Respondents:

1. Israel Defense Forces
2. Chief Military Police Officer
3. Commissioner of Israel Prison Service
4. National Security Council
5. Attorney General
6. Military Advocate General

Petition for *Order Nisi*

Session date: Nisan 23, 5784 (May 1, 2024)

Representing the Petitioners: Adv. Nadia Daqqa; Adv. Nadine Abu Arafe;

Representing the Respondent : Adv. Ran Rosenberg; Adv. Matan Steinbuch

## Judgment

1. Following the hearing and the clarifications given by the Respondents we have noted that the detainees are held lawfully according to Israeli law, either by virtue of the Incarceration of Unlawful Combatants Law, 2002 (hereinafter: the **Unlawful Combatants Law**) or by virtue of criminal detention orders, while in the case at hand, the petitioner is held by virtue of the Unlawful Combatants Law.
2. In view of the Incarceration of Unlawful Combatants (Amendment No. 4 and Temporary Order – Iron Swords) (Amendment) Law, 2023 (hereinafter: the **Amendment to the Law**) according to which the maximum period of time during which a meeting with a lawyer can be denied is 90 days, the first and third remedies in the petition at hand became redundant in view of the possibility to coordinate a meeting with a lawyer.

3. In practice, the second remedy which was requested in the petition has also become redundant, and to the extent that there are cases in the future in which a *Habeas Corpus* remedy is requested before 90 days have elapsed and after the request has not been answered – the court's door is open.
4. We have noted that for the purpose of coordinating a meeting a written request should be sent to the e-mail address of the Control Center – [mashlat.tium@gmail.com](mailto:mashlat.tium@gmail.com) specifying the detainee's details and the details of the relevant attorney for the meeting together with a power of attorney on behalf of the person on whose behalf the request is made.
5. In view of the aforesaid, and since the petition has exhausted itself and all remedies requested therein became redundant, we order that the petition shall be stricken.

Given today, Nisan 24, 5784 (May 2, 2024).

Justice

Justice

Justice