

DOWNING V. COX, 1964-NMSC-121, 74 N.M. 268, 392 P.2d 678 (S. Ct. 1964)

**Everett R. DOWNING, Petitioner,
vs.
Harold A. COX, Warden, Penitentiary of New Mexico,
Respondent**

No. 74 HC

SUPREME COURT OF NEW MEXICO

1964-NMSC-121, 74 N.M. 268, 392 P.2d 678

June 03, 1964

JUDGES

Compton, Chief Justice, and Carmody, Chavez, Noble and Moise, Justices, concurring.

OPINION

{*268} Petition for Writ of Habeas Corpus.

Ordered that the request for free process be and the same is hereby granted, and the petition for writ of habeas corpus be and the same is hereby denied for failure of petitioner to exhaust district court remedy.