



CHAPTER 17
ARTICLE 3 - WRIT

N.C.G.S. § 17-11.

Sufficiency of writ; defects of form immaterial.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 02:06 UTC	SOURCE FINGERPRINT c00de2b77eaa2556ba7d8f24 - d96106438490304893f9df10 - 6614ea3c0eca9b53
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No writ of habeas corpus shall be disobeyed on account of any defect of form. It shall be sufficient -

If the person having the custody of the party imprisoned or restrained be designated either by his name of office, if he have any, or by his own name, or, if both such names be unknown or uncertain, he may be described by an assumed appellation, and anyone who may be served with the writ shall be deemed the person to whom it is directed, although it may be directed to him by a wrong name, or description, or to another person.

If the person who is directed to be produced be designated by name, or if his name be uncertain or unknown, he may be described by an assumed appellation or in any other way, so as to designate the person intended. (1868-9, c. 116, ss. 7, 8; Code, ss. 1629, 1630; Rev., s. 1829; C.S., s. 2213.)

END OF SECTION TEXT

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APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 17-11 (2026).

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